

REQUEST TO ESTABLISH DOCKET

(Please type or print. File original with CLK.)

Date:	7/18/2017	
1. From Division / Staff:	Office Of Telecommunications/Sdeas <i>S.D.</i>	
2. OPR:	TEL	
3. OCR:	GCL	
4. Suggested Docket Title:	Request for approval of name change on CLEC Certificate No. 7865 from North American Telecommunications Corporation to Broardsmart Florida, Inc.	
5. Program/Module/Submodule Assignment:	B1d	
6. Suggested Docket Mailing List		
a. Provide NAMES/ACRONYMS, if registered company		<input type="checkbox"/> Provided as an Attachment
Company Code, if applicable:	Parties (include address, if different from MCD):	Representatives (name and address):
TX587		
b. Provide COMPLETE NAME AND ADDRESS for all others (match representatives to companies)		
Company Code, if applicable:	Interested persons, if any, (include address, if different from MCD):	Representatives (name and address):
7. Check one:	<input checked="" type="checkbox"/> Supporting documentation attached	<input type="checkbox"/> To be provided with Recommendation
Comments:		

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May 11, 2016

Carlotta S. Stauffer
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399

Re: Notification of North American Telecommunications Corporation and
Broadsmart Florida, Inc. of a Transfer of Certificate and Assets

Dear Ms. Stauffer,

North American Telecommunications Corporation (NATC) and Broadsmart Florida, Inc. (Broadsmart and, with NATC, the Parties) respectfully submit this letter, pursuant to Section 364.33 F.S., to notify the Florida Public Service Commission (Commission) that the Parties have implemented an intracompany reorganization including the transfer of NATC's Florida telecommunications certificate and associated regulated operations to Broadsmart.

The Parties

NATC is a Florida corporation with principle offices at 305 S. Andrews Avenue, 9th Floor, Fort Lauderdale, FL 33301. NATC was granted authority by the Commission to provide Alternative Local Exchange (ALEC) services pursuant to Order No. PSC-01-1450-PAA-TX on August 3, 2001.¹ NATC provided local exchange, interexchange and associated unregulated services to residential and small business customers throughout Florida.

Broadsmart is a Florida corporation also located at 305 S. Andrews Avenue, 9th Floor, Fort Lauderdale, FL 33301. A copy of Broadsmart's formation paperwork is provided as **Attachment 1**. Broadsmart is a commonly-owned affiliate of NATC. Prior to the transaction described herein, Broadsmart has not held telecommunications authority or provided regulated services.

¹ NATC was originally granted authority under the name Bluewater Communications Corporation. The Commission approved the Company's change of name in Docket No. 011202-TP on Oct. 5, 2001. NATC also was granted authority to provide intrastate interexchange services in Florida; however, these services are no longer regulated by the Commission.

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Description of Transaction

On May 5, 2016, as part of an internal reorganization, NATC transferred its Florida ALEC certificate as well as its regulated operations, consisting of regulated assets and customers, to its commonly-held affiliate, Broadsmart. Post-close, Broadsmart now operates as the authorized service provider for intrastate Florida telecommunications services and is responsible for compliance with all Florida and FCC compliance obligations.

Advance notice of the change in provider was sent to NATC's Florida customers in compliance with the Federal Communications Commission's rules. 47 C.F.R. § 64.1120(e).² Consequently, the requirements of chapter 25-4.118 F.A.C. have been satisfied. These customers will continue to receive the same services under the same terms and conditions as they did prior to the reorganization. Moreover, Broadsmart's operations will be managed by the same team of seasoned industry professionals that has guided NATC's operations in the past. Consequently, there is no adverse effect upon customers as a result of the transaction.

Implementation

The regulatory contact for Broadsmart is:

Todd A. Correll
4 W. Las Olas Blvd., 9th Floor
Fort Lauderdale, FL 33301
Tel: (954) 449-8010
Fax: (954) 449-8001
TCorrell@Broadsmart.com

Broadsmart will reach out to Staff to confirm any additional actions that may need to be taken to transfer or adopt the NATC tariff for local exchange services.

If there are any questions regarding this notice or the transaction generally, please do not hesitate to contact me at (202) 945-6649 or via email at wbrantl@kelleydrye.com. Thank you for your assistance with this matter.

Cordially,

/s/ Winafred Brantl

Winafred Brantl
*Counsel for North American Telecommunications
Corporation and Broadsmart Florida, Inc.*

² Broadsmart will investigate any claims of an unauthorized change of provider and, unless the claim is determined to be false, will make timely credits consistent with the requirements of chapter 25-4.118(3).

Verification

I, Todd A. Correll, state that I am the Chief Executive Officer for North American Telecommunications Corporation (NATC) and the Chief Executive Officer for Broadsmart Florida, Inc. (Broadsmart); that I am authorized to represent NATC and Broadsmart and to make this verification for them; that I have reviewed and am familiar with the foregoing document relating to NATC and Broadsmart; and that the statements in the foregoing document, except as otherwise specifically attributed, are true and correct in all material respects to the best of my knowledge and belief.

By: 

Todd A. Correll
Chief Executive Officer
Broadsmart Florida, Inc.
305 S. Andrews Avenue, 9th Floor
Fort Lauderdale, FL 33301

Date: May 9th, 2016

ATTACHMENT 1
Formation Documents
for
Broadsmart Florida, Inc.

ARTICLES OF INCORPORATION
OF
BROADSMART FLORIDA, INC.

THESE ARTICLES OF INCORPORATION are made this 4th day of March, 2016, by Nathan S. Brill on behalf of the founders of BROADSMART FLORIDA, INC. (the "Corporation").

Article I - Name

The name of the Corporation shall be "BROADSMART FLORIDA, INC."

Article II - Principal Office

The street address of the principal place of business and mailing address of the Corporation shall be 305 S. Andrews Ave., 9th Floor, Fort Lauderdale, Florida 33301.

Article III - Purpose

The purposes for which the Corporation is formed are to conduct any lawful business or promote any lawful purpose and to engage in any lawful act or activity for which corporations may be organized in the State of Florida.

Article IV - Shares

The aggregate number of shares that the Corporation shall have authority to issue is One Hundred (100) shares of common stock, and such shares shall have no par value.

Article V - Initial Officers and/or Directors

The initial officers and directors of the Corporation are:

Tom Tharrington, President and Director
305 S. Andrews Ave., 9th Floor
Fort Lauderdale, Florida 33301

Todd Correll, Vice President and Director
305 S. Andrews Ave., 9th Floor
Fort Lauderdale, Florida 33301

Todd Correll, Chief Executive Officer
305 S. Andrews Ave., 9th Floor
Fort Lauderdale, Florida 33301

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TALLAHASSEE, FLORIDA

Article VI – Registered Agent

The initial Registered Agent of the Corporation shall be Tom Tharrington with a Florida street address of 305 S. Andrews Ave., 9th Floor, Fort Lauderdale, Florida 33301.

Article VII – Incorporator

The incorporator of the Corporation is Nathan S. Brill with an address of c/o Kelley Drye & Warren LLP, 3050 K Street, N.W., Suite 400, Washington, DC 20007.

[Signature Page Follows]

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I submit this document and affirm that the facts stated herein are true. I am aware that false information submitted in a document to the Department of State constitutes a third degree felony as provided for in s.817.155, F.S.

March 4, 2016
Date

Nathan S. Brill, incorporator

March 4, 2016
Date

Tom Tharrington, registered agent