

USP COMMUNICATIONS

DEPOSIT DATE
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RECEIVED
OCT 11 1998
FISCAL DEPARTMENT

October 1, 1998

981267-T2

Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

Regulatory Department:

US Payphone, Inc., DBA USP Communications hereby submits the enclosed Application, seeking authority to operate as a reseller of interexchange services within the State of Florida.

Enclosed is the original and six (6) copies are provided. Should there be any questions or additional information required, please do not hesitate to contact me at 801-264-1900 Ex. 102.

Thank you,



Jimmy Harding
USP COMMUNICATIONS

Enclosures

RECEIVED
OCT 0 7 1998

CMU

Check received with filing and
forwarded to Fiscal for deposit.
Fiscal to forward a copy of check
to RAR with proof of deposit.

Initials of person who forwarded check:

A.H.

DOCUMENT NO.
11003-98
10-7-98

**** FLORIDA PUBLIC SERVICE COMMISSION ****

DIVISION OF COMMUNICATIONS
BUREAU OF SERVICE EVALUATION

APPLICATION FORM
for
AUTHORITY TO PROVIDE INTEREXCHANGE TELECOMMUNICATIONS SERVICE
WITHIN THE STATE OF FLORIDA

Instructions

- A. This form is used as an application for an original certificate and for approval of assignment or transfer of an existing certificate. In the case of an assignment or transfer, the information provided shall be for the assignee or transferee (See Appendix A).
- B. Print or Type all responses to each item requested in the application and appendices. If an item is not applicable, please explain why.
- C. Use a separate sheet for each answer which will not fit the allotted space.
- D. Once completed, submit the original and six (6) copies of this form along with a non-refundable application fee of \$250.00 to:

Florida Public Service Commission
Division of Records and Reporting
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
(850) 413-6770

Note: No filing fee is required for a assignment or transfer of an existing certificate to another certificated company.

- E. If you have questions about completing the form, contact:

Florida Public Service Commission
Division of Communications
Bureau of Certification and Evaluation
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850
(850) 413-6600

1. This is an application for (check one):

Original certificate (new company).

Approval of transfer of existing certificate:
Example, a certificated company purchases an existing certificated company and desires to retain the authority of both certificates.

Approval of assignment of existing certificate:
Example, a non-certificated company purchases an existing company and desires to retain the certificate of authority rather than apply for a new certificate.

Approval of transfer of control: Example, a company purchases 51% of a certificated company. The Commission must approve the new controlling entity.

2. Name of company:

US Payphone, Inc.

3. Name under which applicant will do business (fictitious name, etc.):

USP Communications

4. Official mailing address (including street name & number, post office box, city, state, zip code).

3808 South West Temple

Salt Lake City, Utah 84115

5. Florida address (including street name & number, post office box, city, state, zip code):

CSC

1201 Hays Street

Tallahassee, Florida 32301

6. Select type of business your company will be conducting (check all that apply):

- Facilities-based carrier** - company owns and operates or plans to own and operate telecommunications switches and transmission facilities in Florida.
- Operator Service Provider** - company provides or plans to provide alternative operator services for IXCs; or toll operator services to call aggregator locations; or clearinghouse services to bill such calls.
- Reseller** - company has or plans to have one or more switches but primarily leases the transmission facilities of other carriers. Bills its own customer base for services used.
- Switchless Rebiller** - company has no switch or transmission facilities but may have a billing computer. Aggregates traffic to obtain bulk discounts from underlying carrier. Rebills end users at a rate above its discount but generally below the rate end users would pay for unaggregated traffic.
- Multi-Location Discount Aggregator** - company contracts with unaffiliated entities to obtain bulk/volume discounts under multi-location discount plans from certain underlying carriers, then offers resold service by enrolling unaffiliated customers.
- Prepaid Debit Card Provider** - any person or entity that purchases 800 access from an underlying carrier or unaffiliated entity for use with prepaid debit card service and/or encodes the cards with personal identification numbers.

7. Structure of organization;

- Individual Corporation
 Foreign Corporation Foreign Partnership
 General Partnership Limited Partnership
 Other _____

8. If individual, provide:

Name : _____

Title : _____

Address: _____

City/State/Zip: _____

Telephone No.: _____ Fax No.: _____

Internet E-Mail Address: _____

Internet Website Address: _____

9. If incorporated in Florida, provide proof of authority to operate in Florida:

- (a) The Florida Secretary of State Corporate Registration number: _____

10. If foreign corporation, provide proof of authority to operate in Florida:

- (a) The Florida Secretary of State Corporate Registration number: THE _____

11. If using fictitious name-d/b/a, provide proof of compliance with fictitious name statute (Chapter 865.09, FS) to operate in Florida:

- (a) The Florida Secretary of State fictitious name registration number: _____

12. If a limited liability partnership, provide proof of registration to operate in Florida.

- (a) The Florida Secretary of State registration number: _____



13. If a partnership, provide name, title and address of all partners and a copy of the partnership agreement.

Name : _____

Title : _____

Address: _____

City/State/Zip: _____

Telephone No.: _____ Fax No.: _____

Internet E-Mail Address: _____

Internet Website Address: _____

14. If a foreign limited partnership, provide proof of compliance with the foreign limited partnership statute (Chapter 620.169, FS), if applicable.

(a) The Florida registration number: _____

15. Provide FEID Number (if applicable): _____

16. Provide the following (if applicable):

(a) Will the name of your company appear on the bill for your services? Yes () No

(b) If not, who will bill for your services?

Name : _____

Address: _____

City/State/Zip: _____

Telephone No.: _____ Fax No.: _____

Internet E-Mail Address: _____

Internet Website Address: _____

(c) How is this information provided?

Name, address, Contact Telephone is
on Front & every page on Statements

17. Who will serve as liaison to the Commission with regard to the following?

(a) The application;

Name : Tammy Harding
Title : Vice President
Address: 3808 South West Temple
City/State/Zip: Salt Lake City, Utah 84115
Telephone No.: 801-214-1900 Fax No.: 801-214-1995
Internet E-Mail Address: WWW.VSP-tammy@kno.com
Internet Website Address: WWW.VSP.com.com

(b) Official point of contact for the ongoing operations of the company:

Name : Tammy Harding
Title : Vice President
Address: 3808 South West Temple
City/State/Zip: Salt Lake City, Utah 84115
Telephone No.: 801-214-1900 Fax No.: 801-214-1995
Internet E-Mail Address: WWW.VSP-tammy@kno.com
Internet Website Address: WWW.VSP.com.com

(c) Complaints/Inquiries from customers:

Name : Same
Title : _____
Address: _____
City/State/Zip: _____
Telephone No.: _____ Fax No.: _____
Internet E-Mail Address: _____
Internet Website Address: _____

18. List the states in which the applicant:

(a) has operated as an interexchange telecommunications company.

MT, UT, ID, NV, AZ, CA, WA, OR, OK, CO, WY, NM

(b) has applications pending to be certificated as an interexchange telecommunications company.

MS, ME, MA, SD, ND,

(c) is certificated to operate as an interexchange telecommunications company.

MT, UT, ID, NV, AZ, CA, WA, OR, OK, CO, WY, NM

(d) has been denied authority to operate as an interexchange telecommunications company and the circumstances involved.

None

(e) has had regulatory penalties imposed for violations of telecommunications statutes and the circumstances involved.

None

(f) has been involved in civil court proceedings with an interexchange carrier, local exchange company or other telecommunications entity, and the circumstances involved.

None

c. MTS with statewide flat rates per minute (i.e. not distance sensitive)

- Method of access is FGA
- Method of access is FGB
- Method of access is FGD
- Method of access is 800

d. MTS for pay telephone service providers

e. Block-of-time calling plan (Reach Out Florida, Ring America, etc.).

f. 800 service (toll free)

g. WATS type service (bulk or volume discount)

- Method of access is via dedicated facilities
- Method of access is via switched facilities

h. Private line services (Channel Services)
(For ex. 1.544 mbs., DS-3, etc.)

i. Travel service

- Method of access is 950
- Method of access is 800

j. 900 service

k. Operator services

- Available to presubscribed customers
- Available to non presubscribed customers (for example, to patrons of hotels, students in universities, patients in hospitals).
- Available to inmates

l. Services include are:

- Station assistance
- Person-to-person assistance
- Directory assistance
- Operator verify and interrupt
- Conference calling

21. Submit the proposed tariff under which the company plans to begin operation. Use the format required by Commission Rule 25-24.485 (example enclosed).

22. Submit the following:

A. Financial capability.

The application must contain the applicant's audited financial statements for the most recent 3 years. If the applicant does not have audited financial statements, it shall so be stated.

The unaudited financial statements must be signed by the applicant's chief executive officer and chief financial officer affirming that the financial statements are true and correct and must include:

1. the balance sheet,
2. income statement, and
3. statement of retained earnings.

NOTE: This documentation may include, but is not limited to, financial statements, a projected profit and loss statement, credit references, credit bureau reports, and descriptions of business relationships with financial institutions.

Further, the following (which includes supporting documentation) must be provided:

1. A written explanation that the applicant has sufficient financial capability to provide the requested service in the geographic area proposed to be served.
2. A written explanation that the applicant has sufficient financial capability to maintain the requested service.
3. A written explanation that the applicant has sufficient financial capability to meet its lease or ownership obligations.


B. Managerial capability; give resumes of employees/officers of the company that would indicate sufficient managerial experiences of each.

C. Technical capability; give resumes of employees/officers of the company that would indicate sufficient technical experiences or indicate what company has been contracted to conduct technical maintenance.

**** APPLICANT ACKNOWLEDGEMENT STATEMENT ****

1. **REGULATORY ASSESSMENT FEE:** I understand that all telephone companies must pay a regulatory assessment fee in the amount of .15 of one percent of the gross operating revenue derived from intrastate business. Regardless of the gross operating revenue of a company, a minimum annual assessment fee of \$50 is required.
2. **GROSS RECEIPTS TAX:** I understand that all telephone companies must pay a gross receipts tax of two and one-half percent on all intra and interstate business.
3. **SALES TAX:** I understand that a seven percent sales tax must be paid on intra and interstate revenues.
4. **APPLICATION FEE:** I understand that a non-refundable application fee of \$250.00 must be submitted with the application.

UTILITY OFFICIAL:



Signature
Vice President

Title

9/9/98

Date
801-264-1900

Telephone No.

Address: 3808 South West Temple
Salt Lake City, Utah 84115

801-264-1995

Fax No.

ATTACHMENTS:

- A - CERTIFICATE TRANSFER OR ASSIGNMENT STATEMENT
- B - CUSTOMER DEPOSITS AND ADVANCE PAYMENTS
- C - INTRASTATE NETWORK
- D - CURRENT FLORIDA INTRASTATE SERVICES
- E - AFFIDAVIT
FLORIDA TELEPHONE EXCHANGES AND EAS ROUTES
GLOSSARY

**** APPENDIX A ***

CERTIFICATE TRANSFER OR ASSIGNMENT STATEMENT

I, (Name) Tammy Harding n/a,
(Title) Vice President of
(Name of Company) USPayphone, Inc.
DBA USP Communications

and current holder of Florida Public Service Commission
Certificate Number _____, have reviewed this
application and join in the petitioner's request for a

transfer

assignment

of the above-mentioned certificate.

UTILITY OFFICIAL:

_____	_____
Signature	Date
_____	_____
Title	Telephone No.
Address: _____	_____
_____	Fax No.

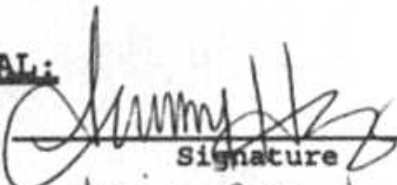
**** APPENDIX B ****

CUSTOMER DEPOSITS AND ADVANCE PAYMENTS

A statement of how the Commission can be assured of the security of customer deposits and advance payments may be responded to in one of the following ways (applicant please check one):

- The applicant will not collect deposits nor will it collect payments for service more than one month in advance.
- The applicant intends to collect deposits and/or advance payments for more than one month's service and will file and maintain a surety bond with the Commission in an amount equal to the current balance of deposits and advance payments in excess of one month. (The bond must accompany the application.)

UTILITY OFFICIAL:


Signature
Vice President
Title

9/19/98
Date
801-264-1900
Telephone No.

Address: 3808 600' West Temple
S.L.C. Utah 84115

801-264-1995
Fax No.

**** APPENDIX C ****

CURRENT FLORIDA INTRASTATE SERVICES

Applicant has () or has not (✓) previously provided intrastate telecommunications in Florida.

If the answer is has, fully describe the following:

- a) What services have been provided and when did these services begin?

n/a

- b) If the services are not currently offered, when were they discontinued?

n/a

UTILITY OFFICIAL:

Shirley H. King
Signature

Vice President
Title

9/9/98
Date

801-264-1900
Telephone No.

Address:

3808 South West Temple
S.L.C. 2nd 84115

801-264-1995
Fax No.

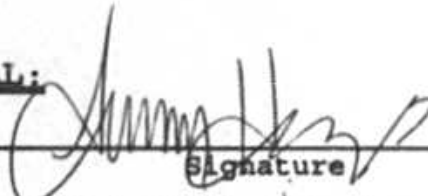
**** APPENDIX D ****

AFFIDAVIT

By my signature below, I, the undersigned officer, attest to the accuracy of the information contained in this application and attached documents and that the applicant has the technical expertise, managerial ability, and financial capability to provide interexchange telecommunications service in the State of Florida. I have read the foregoing and declare that, to the best of my knowledge and belief, the information is true and correct. I attest that I have the authority to sign on behalf of my company and agree to comply, now and in the future, with all applicable Commission rules and orders.

Further, I am aware that, pursuant to Chapter 837.06, Florida Statutes, "Whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 and s. 775.083."

UTILITY OFFICIAL:



Signature
Vice president

Title

9/9/98

Date
801-264-1900

Telephone No.

Address:

3808 South West Temple

SLC. 2nd 84115

801-264-1995

Fax No.

TITLE SHEET

FLORIDA TELECOMMUNICATIONS TARIFF

This tariff contains the descriptions, regulations, and rates applicable to the furnishing of service and facilities of service and facilities for telecommunications services provided by USP Communications, Inc. , with principal offices at 3808 South West Temple, Salt Lake City , Utah 84115. This tariff applies for services furnished within the state of Florida. This tariff is on file with the Florida Public Service Commission, and copies may be inspected, during normal business hours, at the Company's principal place of business.

ISSUED:
BY:

EFFECTIVE: _____

Tammy Harding, Vice President
3808 South West Temple
Salt Lake City, Utah 84115

CHECK SHEET

The sheets listed below, which are inclusive of this tariff, are effective as of the date shown at the bottom of the respective sheet (s). Original and revised sheets as named below comprise all changes from the original tariff and are currently in effect as of the date of the bottom of this page.

SHEET	REVISION
1	Original
2	Original
3	Original
4	Original
5	Original
6	Original
7	Original
8	Original
9	Original
10	Original
11	Original
12	Original
13	Original
14	Original
15	Original
16	Original
17	Original
18	Original

ISSUED:
BY:

EFFECTIVE: _____

Tammy Harding, Vice President
3808 South West Temple
Salt Lake City, Utah 84115

TABLE OF CONTENTS

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Symbol Sheet..... 4
Tariff Format Sheets..... 5
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Section 2 - Rules and Regulations..... 7
Section 3 - Description of Service 12
Section 4 - Rates..... 16

ISSUED:
BY:

EFFECTIVE: _____

Tammy Harding, Vice President
3808 South West Temple
Salt Lake City, Utah 84115

SYMBOLS SHEET

The following are the only symbols used for the purposes indicated below:

D - Delete or Discontinue

I - Change Resulting In An Increase to A Customer's Bill

M - Moved From Another Tariff Location

N - New

R - Change Resulting In A Reduction To A Customer's Bill

T - Change in Text Or Regulation But No Change In Rate Or Charge

ISSUED:
BY:

EFFECTIVE: _____

Tammy Harding, Vice President
3808 South West Temple
Salt Lake City, Utah 84115

TARIFF FORMAT SHEETS

A. **Sheet Numbering** - Sheet numbers appear in the upper right corner of the page. Sheets are numbered sequentially. However, new sheets are occasionally added to the tariff. When a new sheet is added between sheets already in effect, a decimal is added. For example, a new sheet added between sheets 14 and 15 would be 14.1.

B. **Sheet Revision Numbers** - Revision numbers also appear in the upper right corner of each page. These numbers are used to determine the most current sheet version on file with the FPSC. For example, the 4th revised Sheet 14 cancels the 3rd revised Sheet 14. Because of various suspension periods, deferrals, etc., the FPSC follow in their tariff approval process, the most current sheet number on file with the Commission is not always the tariff page in effect. Consult the check sheet for the sheet currently in effect.

C. **Paragraph Numbering** - There are nine levels of paragraph coding. Each level of coding is subservient to its next higher level:

- 2.
- 2.1.
- 2.1.1.
- 2.1.1.A.
- 2.1.1.A.1.
- 2.1.1.A.1.(a).
- 2.1.1.A.1.(a).I.
- 2.1.1.A.1.(a).I.(i).
- 2.1.1.A.1.(a).I.(i).(1).

D. **Check Sheets** - When a tariff filing is made with the FPSC, an updated check sheet accompanies the tariff filing. The check sheet lists the sheets contained in the tariff, with a cross reference to the current revision number. When new pages are added, the check sheet is changed to reflect the revision. All revisions made in a given filing are designated by an asterisk (*). There will be no other symbols used on this page if these are the only changes made to it (i.e., the format, etc. remains the same, just revised revision levels on some pages). The tariff user should refer to the latest check sheet to find out if a particular sheet is the most current on file with the FPSC.

ISSUED:
BY:

EFFECTIVE: _____

Tammy Harding, Vice President
3808 South West Temple
Salt Lake City, Utah 84115

SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS

Access Line - An arrangement which connects the customer's location to the Company's network switching center.

Authorization Code - A numerical code, one or more of which are available to a customer to enable him/her to access the carrier, and which are used by the carrier both prevent unauthorized access to its facilities and to identify the customer for billing purposes.

Company or Carrier - USP Communications, Inc.

Customer - The person, firm, corporation or other entity which orders service and is responsible for payment of charges due and compliance with the Company's tariff regulations.

Day - From 8:00 AM up to but not including 5:00 PM local time Sunday through Friday.

Evening - From 5:00 PM up to but not including 11:00 PM local time Sunday through Friday.

Holidays - The Company's recognized holidays are New Year's Day, Martin Luther King, Jr. Day, Presidents Day, Ground Hog Day, St. Patrick's Day, Memorial Day, July 4th, Labor Day, Thanksgiving Day, Christmas Day.

Night/Weekend - From 11:00 PM up to but not including 8:00 AM Sunday through Friday, and 8:00 AM Saturday up to but not including 5:00 PM Sunday.

ISSUED:
BY:

EFFECTIVE: _____

Tammy Harding, Vice President
3808 South West Temple
Salt Lake City, Utah 84115

SECTION 2 - RULES AND REGULATIONS

2.1. Undertaking of the Company

The Company's services and facilities are furnished for communications originating at specified points within the state of Florida under terms of this tariff.

The Company's installs operates, and maintains the communications services provided herein in accordance with the terms and conditions set forth under this tariff. It may act as the customer's agent for ordering access connection facilities provided by other carriers or entities when authorized by the customer, to allow connection of a customer's location to the Company's network. The customer shall be responsible for all charges due for such service arrangement.

The Company's services and facilities are provided on a monthly basis unless ordered on a longer term basis, and are available twenty-four hours per day, seven days per week.

The selling of IXC telecommunication service to uncertified IXC resellers is prohibited.

2.2. Limitations.

2.2.1. Service is offered subject to the availability of facilities and provisions of this tariff.

2.2.2. The Company's reserves the right to discontinue furnishing service, or limit the use of service necessitated by conditions beyond its control: or when the customer is using service in violation of the law or provisions of this tariff.

ISSUED:
BY:

EFFECTIVE: _____

Tammy Harding, Vice President
3808 South West Temple
Salt Lake City, Utah 84115

SECTION 2 - RULES AND REGULATIONS continued**2.2. Limitations (Cont.)**

- 2.2.3. All facilities provided under this tariff are directly controlled by the Company and the customer may not transfer or assign the use of service or facilities, except with the express written consent of the Company. Such transfer or assignment shall only apply where there is no interruption of the use or location of the service or facilities.
- 2.2.4. Prior written permission from the Company is required before any assignment or transfer. All regulations and conditions contained in this tariff shall apply to all such permitted assignees or transferees, as well as all conditions for service.
- 2.2.5. Customers reselling or rebilling services must have a Certificate of Public Convenience and Necessity as an interexchange carrier for the Florida Public Service Commission.

2.3. Liabilities of the Company

- 2.3.1. The Company's liability for damages arising out of mistakes, interruptions, omissions, delays, errors, or defects in the transmission occurring in the course of furnishing service or facilities, and not caused by the negligence of its employees or its agents, in no event shall exceed an amount equivalent to the proportionate charge to the customer for the period during which the afore mentioned faults in transmission occur.
- 2.3.2. The Company shall be indemnified and held harmless by the customer against:
- (A) Claims libel, slander, or infringement of copyright arising out of the material, data, information, or other content transmitted over the Company's facilities.
 - (B) All other claims arising out of any act or omission of the customer in connection with any service or facility provided by the Company.

ISSUED:
BY:

EFFECTIVE: _____

Tammy Harding, Vice President
3808 South West Temple
Salt Lake City, Utah 84115

SECTION 2 - RULES AND REGULATIONS continued**2.4. Interruption of Service.**

- 2.4.1. Credit allowance for the interruption of service which is not due to the Company's testing or adjusting, negligence or the customer, or to the failure of channels or equipment provided by the customer, are subject to the general liability provisions set forth in 2.3.1 herein. It shall be the customer's obligation to notify the Company immediately of any service interruption for which a credit allowance is desired. Before giving such notice, the customer shall ascertain that the trouble is not being caused by any action or omission by the customer within his control, if any, furnished by the customer and connected to the company's facilities. No refund or credit will be made for the time that the Company stands ready to repair the service and the subscriber does not provide access to the Company for such restoration work.
- 2.4.2. No credit shall be allowed for an interruption of a continuous duration of less than twenty-four hours after the subscriber notifies the Company.
- 2.4.3. The customer shall be credited for an interruption of more than twenty-four hours as follows:

Credit Formula:

$$\text{Credit} = A/B \times C$$

"A" - outage time in hours

"B" - total days in month

"C" - total monthly charge for affected facility

ISSUED:
BY:

EFFECTIVE: _____

Tammy Harding, Vice President
3808 South West Temple
Salt Lake City, Utah 84115

SECTION 2 - RULES AND REGULATIONS continued

2.5. Disconnection of Service by Carrier.

The company (carrier), upon 5 working days written notice to the customer, may discontinue service or cancel an application for service without incurring any liability for any of the following reasons:

- 2.5.1. Non-payment of any sum due the carrier for regulated service for more than thirty days beyond the date of rendition of the bill for such service.
- 2.5.2. A violation of any regulation governing the service under this tariff.
- 2.5.3. A violation of any law, rule, or regulation of any government authority having jurisdiction over such service.
- 2.5.4. The company has given the customer notice and has allowed a reasonable time to comply with any rule, or remedy, and deficiency as stated in Rule 25-4.113, Refusal or Discontinuance of Service by Company.

ISSUED:
BY:

EFFECTIVE: _____

Tammy Harding, Vice President
3808 South West Temple
Salt Lake City, Utah 84115

SECTION 2 - RULES AND REGULATIONS continued2.6. Deposits

The Company does not require a deposit from the customer.

2.7. Advance Payments

For customers whom the Company feels an advance payment is necessary, the Company reserves the right to collect an amount not to exceed one (1) month's estimated charges as an advance payment for service. This will be applied against the next month's charges and if necessary a new advance payment will be collected for the next month.

2.8. Taxes

All state and local taxes (i.e., gross receipts tax, sales tax, municipal utilities tax) are listed as separate line items and are not included in the quoted rates.

2.9. Billing of Calls

All charges due by the subscriber are payable at any agency duly authorized to receive such payments. Any objection to billed charges should be promptly reported to the Company. Adjustments to customers' bills shall be made to the extent that records are available and/or circumstances exist which reasonably indicate that such charges are not in accordance with approved rates or that an adjustment may otherwise be appropriate.

ISSUED:

BY:

EFFECTIVE: _____

Tammy Harding, Vice President
3808 South West Temple
Salt Lake City, Utah 84115

SECTION 3 - DESCRIPTION OF SERVICE**3.1. Timing of Calls****3.1.1. When Billing Charges Begin and End For Phone Calls**

The customer's long distance usage charge is based on the actual usage of the Company's network. Usage begins when the called party picks up the receiver, (i. e. when 2 way communication, often referred to as "conversation time" is possible.). When the called party picks up is determined by hardware answer supervision in which the local telephone company sends a signal to the switch or the software utilizing audio tone detection. When software answer supervision is employed, up to 60 seconds of ringing is allowed before it is billed as usage of the network. A call is terminated when the calling or called party hangs up.

3.1.2. Billing Increments

The minimum call duration for billing purposes is 1 minute for a connected call and calls beyond 1 minute are billed in 1 minute increments.

3.1.3. Per Call Billing Charges

Billing will be rounded up to the nearest penny for each call.

3.1.4. Uncompleted Calls

There shall be no charges for uncompleted calls.

ISSUED:
BY:

EFFECTIVE: _____

Tammy Harding, Vice President
3808 South West Temple
Salt Lake City, Utah 84115

SECTION 3 - DESCRIPTION OF SERVICE continued**3.2. Calculation of Distance**

Usage charges for all mileage sensitive products are based on the airline distance between rate centers associated with the originating and terminating points of the call.

The airline mileage between rate centers is determined by applying the formula below to the vertical and horizontal coordinates associated with the rate centers involved. The Company uses the rate centers that are produced by Bell Communications Research in the NPA-NXX V & H Coordinates Tape and Bell's NECA Tariff No. 4.

FORMULA:

The square
root of:

$$\frac{(V1 - V2)^2 + (H1 - H2)^2}{10}$$

3.3. Minimum Call Completion Rate

A customer can expect a call completion rate (number of calls completed/ number of calls attempted) of not less than 90% during peak use periods for all FG D services ("1+" dialing).

ISSUED:
BY:

EFFECTIVE: _____

Tammy Harding, Vice President
3808 South West Temple
Salt Lake City, Utah 84115

SECTION 3 - DESCRIPTION OF SERVICE, continued**3.4. Service Offerings****3.4.1. USP Long Distance Service**

USP Long Distance Service is offered to residential and business customers. The service permits direct dialed outbound calling at a single per minute rate. Service is provided from presubscribed, dedicated or shared use access lines. Calls are billed in one minute increments. No monthly recurring charges or minimum monthly billing requirements apply.

3.4.2. USP 800/888 (Inbound) Long Distance Service

USP 800/888 (Inbound) Long Distance Service is offered to residential and business customers. The service permits inbound 800/888 calling at a single per minute rate. Service is provided from presubscribed, dedicated or shared use access lines. Calls are billed in six second increments, with a six second minimum call duration. No monthly recurring charges apply. A \$10.00 minimum monthly billing requirement applies. Customers whose monthly usage is less than the minimum will be billed the minimum amount.

3.4.3. USP Calling Card Service

USP Calling Card Service is a calling card service offered to residential and business customers who subscribe to the USP Long Distance Service calling plan. Customers using the Carrier's calling card service access the service by dialing a 1-800 number followed by an account identification number and the number being called. This service permits subscribers utilizing the Carrier's calling card to make calls at a single per minute rate. Calls are billed in one (1) minute increments after the initial minimum period of one (1) minute. There are no nonrecurring or monthly recurring charges. No calling card surcharge applies.

ISSUED:
BY:

EFFECTIVE: _____

Tammy Harding, Vice President
3808 South West Temple
Salt Lake City, Utah 84115

SECTION 3 - DESCRIPTION OF SERVICE continued

3.4.4. Operator Services

The Company's operator services are provided to residential and business customers who "presubscribe" to this service for intrastate calling. Operator services include the completion of collect, station-to-station, person-to-person, third party billing and credit card calls with the assistance of a Carrier operator. Each completed operator assisted call consists of two charge elements(except as otherwise indicated herein) : (I) a fixed operator charge, which will be dependent on the type of billing selected (e.g. , calling card, collect or other) and/or the completion restriction selected (e.g. , station-to-station or person-to-person); and (ii) a measured usage charge dependent upon the duration, distance and/or time of day of the call.

3.4.4.A. Operator Dialed Surcharge

This surcharge applies to Operator Station and Person-to-Person rated calls when the customer has the capability of dialing all the digits necessary to complete a call, but elects to dial only the appropriate operator code and requests the operator to dial the called station. The surcharge does not apply to:

- 1) Calls where a customer cannot otherwise dial the call due to defective equipment or trouble on the USP Communication, Inc. network; and
- 2) Calls in which a Company operator places a call for a calling party who is identified as being handicapped and unable to dial the call because of his/her handicap.

The Operator Dialed Surcharge applies in addition to any other applicable operator charges.

ISSUED:
BY:

EFFECTIVE: _____

Tammy Harding, Vice President
3808 South West Temple
Salt Lake City, Utah 84115

SECTION 4 - RATES

4.1. USP Long Distance Service

Rate per minute - \$0.10.
Plan is billed in full minute increments.

4.2. USP 800/888 (Inbound) Long Distance Service

Rate per minute - \$0.12.
Plan is billed in six second increments with a six second minimum.

4.3. USP Calling Card Service

Rate per minute - \$0.20.
Plan is billed in full minute increments.

4.4. Operator Services (For presubscribed customers)

4.4.1. Usage Rates : The appropriate rate found under 4.1. or 4.3. shall apply.

4.4.2. Operator Charges :

Collect Station-to-Station	\$1.00
Collect Person-to-Person	\$3.25
Person-to-Person	\$3.25
Station-to-Station	\$1.00
Customer Dialed Calling Card	\$1.00
Operator Dialed Calling Card	\$1.75
Operator Dialed Surcharge	\$0.75

ISSUED:
BY:

EFFECTIVE: _____

Tammy Harding, Vice President
3808 South West Temple
Salt Lake City, Utah 84115

SECTION 4 - RATES continued**4.8. Special Promotions**

The company will, from time to time, offer special promotions to its customers waiving certain charges. These promotions will be approved by the FPSC with specific starting and ending dates.

4.9. Special Rates For the Handicapped**4.9.1. Directory Assistance**

There shall be no charge for up to fifty calls per billing cycle from lines or trunks serving individuals with disabilities. The Company shall charge the prevailing tariff rates for every call in excess of 50 within a billing cycle.

4.9.2. Hearing and Speech Impaired Persons

Intrastate toll message rates for TDD users shall be evening rates for day-time calls and night rates for evening and night calls.

4.9.3. Telecommunications Relay Service

For intrastate toll calls received from the relay service, the Company will when billing relay calls discount relay service calls by 50 percent off of the otherwise applicable rate for a voice nonrelay call except that where either the calling or called party indicates that either party is both hearing and visually impaired, the call shall be discounted 60 percent off of the otherwise applicable rate for a voice nonrelay call. The above discounts apply only to time-sensitive elements of a charge for the call and shall not apply to per call charges such as a credit card surcharge.

ISSUED:
BY:**EFFECTIVE:** _____

Tammy Harding, Vice President
3808 South West Temple
Salt Lake City, Utah 84115

RESUME

*Mark J. Sain
4183 Cumorah Dr.
Salt Lake City, Utah 84124*

Education

1976 – 1980 California State University Northridge, Business Administration

Business

1976 – 1980 Founder, Students will Move "U"

1980 – 1984 Owner, operator, Sain Insurance, Independent Insurance Office

1984 – 1986 General Manager, Central Communications, Inc.

1986 – Present President, USP Communications

Business Summary

21 years of successful business experience. Fourteen years telecommunications management experience. Company founded under the principle of superior service and customer support. Currently managing revenues in excess of 10 million dollars per year. Specialties include employee management, asset management, sales management, and business planning, budgeting, financial analysis. Currently a director of USP, UST, Select Connection, National Adjustment Bureau.

Activities

MSBL – Men's Senior Baseball League

Tennis Team – Sports Mall

Ski, Scuba Dive, Mountain Bike

Utah State Youth Organizations

Personal

Age 39, Married, 3 Children, 2 Grandsons, Health...*Excellent*

Tamara A. Harding

395 East Clear Berry Circle
Draper, Utah 84020
801-571-7715

Professional Summary

Results oriented executive with proven record in management, marketing, sales, customer service, program and product development. Working in the telecommunications industry for over 10 years I have developed knowledge in all aspects of the industry.

Employment Summary

USP Communications (USPC)

Salt Lake City, Utah
Vice President

Responsibilities - Overseeing total operation of USPC's day to day business and long term operations. As Vice President of a small but profitable company I have the following responsibilities:

- Service Management
- Sales & Marketing
- Regulatory
- Product Development
- Accounting Management/Purchasing
- Customer Relations

My accomplishments began in 1986 with the inception of USPC. Working my way up in the company with the desire to establish myself with USPC and in the industry.

I developed skills in Sales, Regulatory Issues, Marketing, Service Management, Product Development, and Customer & Vendor Relations.

In 1990 I became Office Manager. I used this position to better USPC and myself. I used my ideas to establish all company policies and procedures from top to bottom.

In 1992 USPC had relations with another company out of Texas whereas I performed budget analyses and regulatory functions for 2 other companies which included FCC & PUC filings.

In 1994 I was offered the Vice Presidency position of USPC. This is where I could use my abilities to their fullest. As Vice President I make corporate decisions, legal, and company directions.

Administration Management

Regulatory	Files Interstate, Intrastate Tariffs for USPC in 13 states. Keeping up with the changes needs to have USPC current in states doing business.
Sales & Marketing	Develop, Design, and direct sales for USPC. Myself developed 95% of the sales and marketing Ideas. I have designed computer software packages for industry use for USPC.
Accounting Management	I approve all financials, spending, payments, commission, and payroll for USPC.
Data Processing	Overseeing the direction of all company reports & data such as management reports, statements and invoicing.
Company Relations	I negotiate all agreements between USPC and vendors, carriers, LEC's, billing companies, etc. Work with large customers and attend industry trade shows & conventions.
Service Management	oversee all service operations. Beginning with customers, products used, service technicians, service areas, trouble shooting & much more.
Employees	I have hired 95% of the employees at USPC. It is my responsibility to hire, train and place in the departments needed.

In short, I was able to develop on the job training in an industry that is so diversified there is no specific training you could get besides applying yourself day-to-day acquiring the knowledge and skills needed in this changing industry.

Personal and Professional references available upon request

**USP COMMUNICATIONS
INCOME SUMMARY AND BALANCE SHEET
FISCAL YEAR 1995**

REVENUE

OSP REVENUES	1386899.62	
OTHER INCOME	780840.34	
TOTAL REVENUE		2167739.96
COST OF SALES	736962.29	
NET OPERATING INCOME	1430777.67	
FIXED COSTS	94266.16	
VARIABLE COSTS	1186735.27	
TOTAL EXPENSES	1281001.43	
EARNINGS BEFORE TAXES		149776.24

BALANCE SHEET

ASSETS

CURRENT ASSETS	504589.28	
ACCOUNTS RECEIVABLE	100456.89	
FIXED ASSETS	38869.32	
OTHER ASSETS	6297.22	
TOTAL ASSETS		650212.71

LIABILITIES

CURRENT LIABILITIES	106459.34	
ACCOUNTS PAYABLE	33441.83	
LONG-TERM LIABILITIES	6594.91	

EQUITY

STOCK	16972.00	
RETAINED EARNINGS	376698.13	
OTHER EQUITY	108056.00	

TOTAL LIABILITIES & EQUITY		650212.21
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**USP COMMUNICATIONS
INCOME SUMMARY AND BALANCE SHEET
FOR FISCAL YEAR 1996**

REVENUE

OSP REVENUES	1970621.97	
OTHER INCOME	36541.69	
TOTAL REVENUE		2007163.66

COST OF SALES	1172512.52	
NET OPERATING INCOME	834651.14	
FIXED COSTS	67988.22	
VARIABLE COSTS	848891.93	
TOTAL EXPENSES	916880.15	
EARNINGS BEFORE TAXES		-82229.01

BALANCE SHEET

ASSETS

CURRENT ASSETS	353718.60	
ACCOUNTS RECEIVABLE	168555.70	
FIXED ASSETS	37226.30	
OTHER ASSETS	6297.22	
TOTAL ASSETS		565797.82

LIABILITIES

CURRENT LIABILITIES	151973.53	
ACCOUNTS PAYABLE	38338.94	
LONG-TERM LIABILITIES	1564.92	

EQUITY

STOCK	16972.00	
RETAINED EARNINGS	239919.48	
OTHER EQUITY	117028.45	
TOTAL LIABILITIES & EQUITY		565797.32

**USP COMMUNICATIONS
INCOME SUMMARY AND BALANCE SHEET
FOR FISCAL YEAR 1997**

REVENUE

OSP REVENUES	1928461.74	
OTHER INCOME	91716.80	
TOTAL REVENUE		2020178.54
COST OF SALES	1180609.84	
NET OPERATING INCOME	839568.70	
FIXED COSTS	92326.28	
VARIABLE COSTS	782437.58	
TOTAL EXPENSES	874763.86	
EARNINGS BEFORE TAXES		-35195.16

BALANCE SHEET

ASSETS

CURRENT ASSETS	440172.32	
ACCOUNTS RECEIVABLE	135593.41	
FIXED ASSETS	53241.71	
OTHER ASSETS	6297.22	
TOTAL ASSETS		635304.66

LIABILITIES

CURRENT LIABILITIES	143343.52	
ACCOUNTS PAYABLE	122821.91	
LONG-TERM LIABILITIES	0.00	

EQUITY

STOCK	16972.00	
RETAINED EARNINGS	235138.28	
OTHER EQUITY	117028.45	

TOTAL LIABILITIES & EQUITY		635304.16
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USP

COMMUNICATIONS

DEPOSIT DATE
D 0 1 7 OCT 0 8 1998

RECEIVED
OCT 1 1 11 08 55
COMMUNICATIONS

October 1, 1998

Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, Florida 32399-0850

Regulatory Department:

US Payphone, Inc., DBA USP Communications hereby submits the enclosed Application, seeking authority to operate as a reseller of interexchange services within the State of Florida.

Enclosed is the original and six (6) copies are provided. Should there be any questions or additional information required, please do not hesitate to contact me at 801-264-1900 Ex. 102.

Thank you,



Tammy Harding
USP COMMUNICATIONS

Enclosures

USP

COMMUNICATIONS

USP COMMUNICATIONS 2-83
3808 SOUTH WEST TEMPLE A-1
SALT LAKE CITY, UT 84115

15769

PAY TO THE ORDER OF
TWO HUNDRED FORTY DOLLARS AND NO CENTS
FLORIDA
2540 SHUMARD OAK BLVD.
TALLAHASSEE FL 21288-0850
00-000885

DATE AMOUNT
09/11/98 *****250.00*

VOID AFTER 90 DAYS
TWO SIGNATURES REQUIRED

