

210 N. Park Ave.

32789

DIVISION OF ADMINISTRATION 1999 DEC -6 AM 10: 27 December 3, 1999 FLORIDA PUBLIC SERVICE COMMISSIOF

991820-TI

Winter Park, FL Blanca Bayo, Director Division of Records and Reporting Florida Public Service Commission P.O. Drawer 200 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0870 Winter Park, FL 32790-0200

RE: Transfer of an Existing Certificate to Provide Interexchange Telecommunications Services from Xtel, Inc. to Interloop, Inc.

Tel: 407-740-8575 Fax: 407-740-0613

tmi@tminc.com

Dear Ms. Bayo:

Overnight

Enclosed for filing are the original and six (6) copies of the above-referenced application to transfer the existing certificate of Xtel, Inc., d/b/a ACG to Interloop, Inc. Xtel, Inc. d/b/a ACG received Certificate number 7260 in Docket No. 991215-TI.

Also enclosed is a \$250 check to cover the filing fee.

Please acknowledge receipt of this filing by returning, filed stamped, the extra copy of this letter in the self-addressed stamped envelope.

I may be reached at (407) 740-8575 with any questions, comments or correspondence regarding this application. Thank you for your assistance.

Sincerely,

· M Janique Synces

Monique Byrpes Consultant to Interloop, Inc.

R. Buffa, Interloop cc: file: Interloop - FL flo9900 tms:

Check received with filling and form safe of a Point for dig point. Fic. 1.00% io II.

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DOCUMENT NUMBER-DATE

14874 DEC-68

FPSC-RECORDS/REPORTING

FLORIDA PUBLIC SERVICE COMMISSION

DIVISION OF TELECOMMUNICATIONS BUREAU OF CERTIFICATION AND SERVICE EVALUATION

APPLICATION FORM

for

AUTHORITY TO PROVIDE ALTERNATIVE LOCAL EXCHANGE SERVICE WITHIN THE STATE OF FLORIDA

Instructions

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

Florida Public Service Commission Division of Records and Reporting 2450 Shumard Oak Boulevard Tallahassee, Florida 32399-0850 (850) 413-6770

• If you have and questions about completing the form, contact:

Florida Public Service Commission Division of Telecommunications Bureau of Certification and Service Evaluation 2450 Shumard Oak Boulevard Tallahassee, Florida 32399-0850 (850) 413-6600

FORM PSC/CMU 8 (11/95) Required by Commission Rule Nos. 25-24.815, 25-24.810, and 25-24.815

APPLICATION

- 1. This is an application for $\sqrt{}$ (check one):
 - □ Original certificate (new company)
 - Approval of transfer of existing certificate: <u>Example</u>, a non-certificated company purchases an existing company and desires to retain the original certificate authority.
 - Approval of transfer of control: <u>Example</u>, a company purchases 51% of a certificated company. The Commission must approve the new controlling entity.
- 2. Name of company:

3

Interloop, Inc.

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

Interloop, Inc.

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

Name:	Interloop, Inc.
Street:	2514 Hollywood Boulevard, Suite 402-408
P.O. Box:	
City:	Hollywood
State:	Florida
Zip Code:	33020

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

Name:	Interloop, Inc.
Street:	2514 Hollywood Boulevard, Suite 402-408
P.O. Box:	
City:	Hollywood
State:	Florida
Zip Code:	33020

- Structure of organization: 6.
 - Individual
 - Foreign Corporation
 - General Partnership
 - Other, Please explain :
- Corporation
- Foreign Partnership

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- Limited Partnership
- If individual, provide: 7.

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

- If incorporated in Florida, provide proof of authority to operate in Florida: 8.
 - (A) The Florida Secretary of State corporate registration number : P99000097208
- 9. If foreign corporation, provide proof of authority to operate in Florida:
 - The Florida Secretary of State corporate registration number : (A)
- 10. 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:

Not applicable

- 11. If a limited liability partnership, provide proof of registration to operate in Florida:
 - (A) The Florida Secretary of State registration Number:

Not applicable

12. 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.: Internet E-Mail Address: Internet Website Address:

Fax No.:

- 13. **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:
- 14. Provide F.E.I. Number (if applicable):
- 15. Indicate if any of the officers, directors, or any of the ten largest stockholders have previously been:
 - (A) adjudged bankrupt, mentally incompetent, or found guilty of any felony or of any crime, or whether such actions may result from pending proceedings. <u>Provide</u> <u>explanation</u>.

No officer, director or any of the ten largest stockholders have previously been adjudged bankrupt, mentally incompetent, or found guilty of any felony or of any crime.

(B) an officer, director, partner or stockholder in any other Florida certificated telephone company, If yes, give name of company and relationship. If no longer associated with company, give reason why not.

Peter Buffa was President and CEO of Xtel, Inc. d/b/a ACG. He has left Xtel, Inc. to begin Interloop. Mr. Buffa also was President of Total Telecommunications, Inc., a Florida certificated telephone company which was sold to TresCom International. Mr. Buffa was also President of PayCom, Inc., a Florida registered pay telephone company which was also sold.

16.

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

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(A) The applicatio	n:
. ,	Monique Byrnes
Name:	Technologies Management, Inc.
Address	210 N. Park Avenue
City, State, Zip:	Winter Park, FL 32789
	(407) 740-8575 Fax No.: (407) 740-0613
Internet E-Mail Addr	ess: mbyrnes@tminc.com
Internet Website Ad	dress: www.tminc.com

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

Name:	Robert Buffa		
Title:	Vice President		
Address:	2514 Hollywood B	oulevard, Sui	te 402-408
City, State, Zip:	Hollywood, FL 330)20	
Telephone No.:	(954)923-2410	Fax No.:	(954) 923-2411
Internet E-Mail Ad	dress:		
Internet Website	Address:		

(C) Complaints/Inquiries from customers:

~

Name:	Robert Buffa	
Title:	Vice President	
Address:	2514 Hollywood B	oulevard, Suite 402-408
City, State, Zip:	Hollywood, FL 330)20
Telephone No.:	(954)923-2410	Fax No.: (954) 923-2411
internet E-Mail Ad	dress:	
Internet Website A	ddress:	

- 17. List the states in which the applicant:
 - (A) has operated as an alternative local exchange company

None

(B) has applications pending to be certificated as an alternative local exchange company.

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None

(C) is certificated to operate as an alternative local exchange company.

None

(D) has been denied authority to operate as an alternative local exchange 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

18. Submit the following:

(A) Financial capability.

The application **should 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 should be signed by the applicant's chief executive officer and chief financial officer <u>affirming that the financial statements are</u> true and correct and should 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) should be provided:

- 1. **Written explanation** that the applicant has sufficient financial capability to provide the requested service in the geographic area proposed to be served.
- 2. **Written explanation** that the applicant has sufficient financial capability to maintain the requested service.
- 3. **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. <u>Technical capability.</u>

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 ACKNOWLEDGMENT STATE

- 1. **REGULATORY ASSESSMENT FEE:** I understand that all telephone companies must pay a regulatory assessment fee in the amount of <u>.15 of one percent</u> of 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 <u>seven percent</u> 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 this application.

UTILITY OFFICIAL:

Robert Buffa, Vice President

Date

954-923-4110 Telephone Number <u>954-923-4111</u> Fax Number

Address:

2514 Hollywood Boulevard Suite 402-408 Hollywood, FL 33020

ATTACHMENTS:

- A- CERTIFICATE SALE, TRANSFER, OR ASSIGNMENT STATEMENT
- B- INTRASTATE NETWORK
- C- AFFIDAVIT GLOSSARY

FORM PSC/CMU 8 (11/95) Required by Commission Rule Nos. 25-24.815, 25-24.810, and 25-24.815

INTRASTATE NETWORK (if available)

Chapter 25-24.825 (5), Florida Administrative Code, requires the company to make available to staff the alternative local exchange service areas only upon request.

1. **POP:** Addresses where located, and indicate if owned or leased.

<u>Location</u> 1)	Owned or Leased	
2)		
3)		
4)		
SWITCHES: Address where located	, by type of switch, and indica	ite if owned or leased.
<u>Location</u> 1)	<u>Type</u>	Owned or Leased

- 2)
- 3)
- 4)

4)

2.

3. **TRANSMISSION FACILITIES:** POP-to-POP facilities by type of facilities (microwave, fiber, copper, satellite, etc.) And indicate if owned or leased.

<u>Type of POP-to POP</u> 1)	Owned or Leased
2)	
3)	

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 alternative local exchange 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

Robert Buffa, Vice President

954-923-4110 Telephone Number 12-2-99

Date

<u>954-923-4111</u> Fax Number

Address:

Interloop, Inc. 2514 Hollywood Boulevard, Suite 402-408 Hollywood, FL 33020 (954) 454-3002

FORM PSC/CMU 8 (11/95) Required by Commission Rule Nos. 25-24.815, 25-24.810, and 25-24.815

** APPENDIX A **

CERTIFICATE OF TRANSFER STATEMENT

I, Joseph Orriols, of Xtel, Inc. d/b/a ACG, and current holder of certificate number <u>1259</u>, have reviewed this application and join in the petitioner's request for a transfer of the above-mention certificate.

UTILITY OFFICIAL: Signature Joseph Orriols Xtel, Inc. d/b/a ACG

11/10/99 Date

Telephone

FORM PSC/CMU 31 (12/96)

Required by Commission Rule Nos. 25-24.471, 25-24.473, and 25-24.480(2),

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Interloop, Inc.

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EXHIBIT I

Financials

In addition, the company provides a projected Income Statement.

Peter Buffa, President

INTERLOOP, Inc Balance Sheet November 30, 1999

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ASSI	ETS	
\$ 64,218.62		
		64,218.62
 8,094.38		
		8,094.38
 17,687.00		
		17,687.00
\$	6	90,000.00
\$	\$ <u>64,218.62</u> <u>8,094.38</u> <u>17,687.00</u>	8,094.38

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LIABILITIES AND CAPITAL

0.00
0.00
0.00
90,000.00
90,000.00

Interloop, Inc.

Projected Statements of Operations and Significant

Changes in Financial Position

For the Twelve Months and Year Ending December 31, 2000

Month	1	2	3	4	5	6	7	8	9	10	11	12	TOTAL	% Sales
# of retail subscribers	00	0	100	400	700	1,000	1,300	1,600	1,950	2,300	2,650	3,050		
Revenues (Note B)													:	
Retail	0	0	62,900	251,600	440,300	629,000	817,700	1,006,400	1,226,550	1,446,700	1,666,850	1,918,450	9,466,450	72,63
Wholesale	200,000	216,000	233,280	251,942	272,098	293,866	317,375	342,765	370,186	399,801	431,785	466,328	3,795,425	29.12
Interest Income	200,000	6,399	5,819	5,319	4,704	3,953	3,116	2,512	1,881	1,471	1,334	1,528	38,036	0.29
Revenue adjustments	(4.000)	(4,320)	(5,924)	(10.071)	(14,248)	(18,457)	(22,701)	(26,983)	(31,935)	(36,930)	(41,973)	(47,696)	(265,238)	-2.03
Total Revenues	196,000	218,079	296,075	498,791	702,854	908,362	1,115,489	1,324,694	1,566,683	1,811,041	2,057,996	2,338,610	13,034,674	100.00
	······											t		
Cost of Sales (Note C)														
Retail lines cost	0	0	16,165	64,661	113,157	161,653	210,149	258,645	315,223	371,802	428,380	493,042	2,432,878	18.66
Wholesale lines cost	180,000	194,400	209,952	226,748	244,888	264,479	285,637	308,488	333,167	359,821	388,606	419,695	3,415,883	26.21
Internet inter-connection	0	0	750	3,000	5,250	7,500	9,750	12,000	14,625	17,250	19,875	22,875	112,875	0.87
ILEC new installations	0	0	30,000	90,000	90,000	90,000	90,000	90,000	105,000	105,000	105,000	120,000	915,000	7.02
Miscellaneous	1,960	2,181	2,961	4,968	7,029	9,084	11,155	13,247	15,667	18,110	20,580	23,386	130,347	1.00
Total Cost of Sales	181,960	196,581	259,828	389,397	460,324	532,716	606,691	682,380	783,683	871,983	962,442	1,078,998	7,006,982	53.76
Gross Profit	14,040	21,498	36,247	109,394	242,531	375,646	508,798	642,314	783,000	939,058	1,095,554	1,259,612	6,027,692	46.24
Operating Expenses (Note D)												1		
Advertising and marketing	0	100,000	50,000	50,000	50,000	50,000	40,000	40,000	40,000	40,000	40,000	40,000	540,000	4.14
Automobile	2,250	4,500	4,500	4,500	7,500	8,000	8.000	B,000	10,000	10,000	10,000	10,000	87,250	4.14 0.67
Billing services fees	3,920	4,300	5,805	4,500 9,869	13,963	18,088	22,247	26,444	31,296	36,191	41,133	46,742	259,933	1.99
Depreciation and amortization	0	4,2 04 0	84,000	84,000	84,000	84,000	84,000	64,000	84,000	84,000	84,000	84,000	840,000	6.44
OSS licencing fees	Ō	õ	0	0,000	0,000	30,000	30,000	30,000	30,000	30,000	30,000	30,000	210,000	1.61
OSS maintenance fee	õ	D D	ŭ	ů	õ	20,000	20,000	20,000	20,000	20,000	20,000	20,000	140,000	1.07
Gateway licensing fee	ő	0	D D	ő	õ	15,000	15,000	15,000	15,000	15,000	15,000	15,000	105,000	0.81
Gateway maintenance fee	õ	ő	0	ŏ	ŏ	7,500	7,500	7,500	7,500	7,500	7,500	7,500	52,500	0.40
Nøtcare maintenance fee	ŏ	ŏ	ő	ŏ	ő	30,000	30,000	30,000	30,000	30,000	30,000	30,000	210,000	1.61
Insurances	10,000	10,000	10,000	10.000	10,000	10,000	10,000	10,000	10,000	10,000	10,000	10,000	120,000	0.92
Interest expense	0	.0,000	0,000	0,000	45,532	45,532	45,532	45,532	45,532	47,125	50,583	50,583	375,951	2.88
Legal and professional	3,000	3.000	3.000	1,500	1,500	1,500	1,500	1,500	1,500	1,500	1,500	1,500	22,500	0.17
Retail sales commissions	0,000	0,000	9,435	37 740	66,045	94,350	122,655	150,960	183,983	217 005	250,028	287,768	1,419,968	10.89
Rent	3,100	3,100	3,100	3 100	6,200	6,200	6,200	6,200	9,300	9,300	9,300	9,300	74,400	0.57
Virtual co-location costs	13,000	13,000	13,000	13,000	13,000	13,000	13,000	13,000	13,000	13,000	13,000	13,000	156,000	1.20
Salaries - executives	6,000	6,000	6,000	6,000	6,000	6,000	25,000	25,000	25,000	25,000	25,000	25,000	186,000	1.43
Salaries - sales	6,250	12,500	12,500	12,500	12,500	20,000	20,000	20,000	25,000	25,000	25,000	30,000	221,250	1.70
Salaries - technical	9,375	18,750	18,750	18,750	18,750	21,667	21,667	21,667	24,583	24,583	24,583	27,500	250,625	1.92
Salaries - operations	15,625	31,250	31,250	31,250	31,250	43,917	43,917	43,917	56,750	56,750	56,750	67,083	509,709	3,91
Salaries - accounting	3,250	6,500	6,500	6,500	6,500	8,833	8,833	8,833	11,167	11 167	11,167	11,167	100,417	0.77
Salaries - office	2,000	4,000	4,000	4,000	4,000	4,000	4,000	4,000	6,000	6,000	6,000	6,000	54,000	0.41
Payroli taxes	3,825	7,110	7,535	8,808	10,082	13,643	16,627	17,901	21,644	23,130	24,616	27,957	182,879	1.40
Employee benefits	3,250	6,500	6,500	6,500	10,250	10,500	10,750	10,750	13,250	13,250	13,250	13,250	118,000	0.91
Telephone and utilities	500	500	2,000	2,000	2,000	2,000	3,000	3,000	3,000	3,000	3,000	3,000	27,000	0.21
Miscellaneous	980	1,090	1,480	2,494	3,514	4,542	5,577	6,623	7,833	9,055	10,290	11,693	65,173	0.50
Total Operating Expenses	86,325	232,034	279,355	312,512	402,586	568,272	615,006	649,827	725,338	767,557	811,700	878,042	6,328,554	48.55
Net Income (Loss)	(72,285)	(210,536)	(243,108)	(203,118)	(160,056)	(192,626)	(106,208)	(7,513)	57,662	171,501	283,854	381,570	(300,863)	-2.31
Changes in Financial Position:														
invested Capital - Shareholders	1,500,000											1	1,500,000	
Proceeds from long-term borrowings	5,000,000								245,000	245,000	280,000	280,000	6,050,000	
Accounts receivable increase	3,000,000		(61,016)	1100 004	(233,726)	(239,849)	(239,805)	(239,757)	(270,526)	(278,175)	280,000 (279,656)	(310,412)	(2,352,782)	Į
Accounts payable increase	194,909	36,477	70,345	(199,861)			(239,803) 80,986	(239,737) 80,912	112,629	94,633	97,080	126,507	1,210,704	
OSS fee		30,411	70,345	134,543	84,438	97,245	90,990	60,91Z	112,629	54,000	97,000	120,507	(200,000)	1
Sateway fee	(200,000) (100,000)											1	(100,000)	1
BellSouth application fee													(100,000)	
Security and other deposits	(100,000)													1
ntangible costs	(100,000)												(100,000)	1
	(50,000)								10.45 0.00	(D.4E 000)	(000.000)	(000.000)	(50,000)	
ixed assets purchased	(4,153,000)								(245,000)	(245,000)	(280,000)	(280,000)	(5,203,000)	
Principal reduction of debt			0.000				D / 000	(107,000)	(107,000)	(113,000)	(127,089)	(127,090)	(581,179)	1
Depreciation and amortization			84,000	84,000	64,000	84,000	84,000	84,000	84,000	84,000	84,000	84,000	840,000	
vailable Cash - End of Month	1,919,624	1,745,565	1,595,786	1,411,349	1,186,006	934,775	753,748	564,391	441,156	400,115	458,305	612,880	612,880	1

See summary of significant projection assumptions and accounting policies and accountants' compilation report.

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CHNOLOG MARKEN		DIVISION OF ADMINISTRATION	
AGEMEN	December 3, 1999	1999 DEC -6 AN 10: 27	
210 N. Park Ave.	Overnight	FLORIDA PUBLIC SERVICE COMMISSION	、
Winter Park, FL	Blanca Bayo, Director	DEPOSIT	
32789	Division of Records and Reporting	5	DATE
P.O. Drawer 200 Winter Park, FL	Florida Public Service Commissio 2540 Shumard Oak Blvd. Tallahassee, FL 32399-0870	n D216 v	DEC 0 6 1999
32790-0200	RE: Transfer of an Existing Certi Services from Xtel, Inc. to	ficate to Provide Interexchange Interloop, Inc.	Telecommunications
Tel: 407-740-8575 Fax: 407-740-0613		-	
tmi@tminc.com			
	Dear Ms. Bayo: Enclosed for filing are the original	and six (6) conjes of the above-r	eferenced annlication
	-		

Enclosed for filing are the original and six (6) copies of the above-referenced application to transfer the existing certificate of Xtel, Inc., d/b/a ACG to Interloop, Inc. Xtel, Inc. d/b/a ACG received Certificate number 7260 in Docket No. 991215-TI.

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Sincerely,

