

## NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION 21 S. FRUIT ST., STE 10 CONCORD, NH 03301-2429 603-271-2431 www.puc.nh.gov

No

No

# **CLEC APPLICATION FOR REGISTRATION**

1. General Information	
Federal Identification Number	59-3547114
Date of Application	March 6, 2010
Legal Name	AMERICAN DIAL TONE, INC.
Trade Name (d/b/a) in New Hampshire	
Contact Person	Justin Nymark, President
Complete Mailing Address	2323 Curlew Road, Suite 7
	Dunedin, Florida 34698
Phone Number	(727) 723-1903
Fax Number	(727) 669-9451
E-mail Address	jnymark@adttel.com
2. History of Applicant	

a. Has the applicant, or have any of the general partners, corporate officers, director of the company, limited liability company managers or officers been convicted of any felony not annulled by a court?
 b. In the past ten years, has the applicant, or have any of the general partners, corporate officers, director of the company, limited liability company managers or officers had any civil, criminal or regulatory sanctions or penalties imposed pursuant to any state or federal consumer protection law or regulation?

	No
c. In the past ten years, has the applicant, or have any of the general partners, corporate officers, director	
of the company, limited liability company managers or officers settled any civil, criminal or regulatory	
investigation or complaint involving any state or federal consumer protection law or regulation?	
	No
d is the applicant or are any of the general partners, corporate officers, director of the company limited	

**d.** Is the applicant, or are any of the general partners, corporate officers, director of the company, limited liability company managers or officers currently the subject of any pending civil, criminal or regulatory investigation or complaint involving any state or federal consumer protection law or regulation?

**e.** Has the applicant, or have any of the general partners, corporate officers, director of the company, limited liability company managers or officers been denied certification in any other state.

If so, please list each state.

f. If the answer to any of the questions in a through e above is yes, please attach an explanation.

If you have any questions, please call the New Hampshire Public Utilities Commission at 603-271-2431. Please mail any documents to the above address.



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#### 3. Service

List the three primary telecommunications services the company will provide:

**a.** See Exhibit A

b.

c.

Identify the applicant's proposed service area:

FairPoint Communications Inc. exchanges

# 4. Required Attachments

a. A copy of the New Hampshire Secretary of State Certificate of Authority

See Exhibit B

b. Proof of Surety Bond

See Exhibit C

c. Form CLEC-1, Contact Information

See Exhibit D

d. A copy of the CLEC's complete rate schedule

See Exhibit E

e. A copy of Form CLEC -11, Adoption of Model Tariff, if applicable

See Exhibit F



#### 5. Compliance Statements

I attest that the applicant will comply with all applicable New Hampshire laws and all Commission policies, rules and orders. [Puc 1304.02(a)(7)]

I attest that the applicant has the necessary managerial qualifications, technical competence and financial resources to operate the CLEC for which the applicant seeks registration.  $\underline{Q}$  (initial)

I attest that the applicant agrees to use with the FairPoint Communications Inc. New Hampshire rates for intraLATA switched access, as filed in Tariff 85, including future changes, or charge a lower rate. In the event the applicant believes a higher rate is justified, the applicant will file a separate petition with evidence supporting the higher rate.

#### 6. Signature

I, Justin Nymark, declare under penalty of perjury that I am authorized to make this verification for and on behalf of the applicant; that I have read the information provided by the applicant in the foregoing document and any and all attachments, and am informed and believe the same are true, and on that ground, affirm that the matters stated herein are

	, AL	Signed	Pres	ident			Title
Subscribed and	sworn before me this	<u>[</u> ] (day)	of	JAU	(month)	in the year	2011
County of	PINCIA	5					
State of	<u> </u>			Ma	HBL	cm.	
NH CLEC App	MY COMMIS	E. HARRIS SION # DD 936579 ovember 13, 2013			lic/Justice of th Commission ex		/3, <i> </i> 3

# **EXHIBITS**

Exhibit A -- Nature of Service

Exhibit B -- New Hampshire Secretary of State

Exhibit C -- Request for Waiver of Surety Bond

Exhibit D -- CLEC-1, Contact Information

Exhibit E -- Rate Schedule

Exhibit F -- CLEC 11, Adoption of Model Tariff Exhibit G -- Contact Escalation List

#### Exhibit A -- Nature of Services

Upon initiation of service in New Hampshire, AMERICAN DIAL TONE, INC., (ADT) proposes to offer resold local exchange services, and local services using Unbundled network elements purchased from FairPoint Communications Inc. Such services will be provided by utilizing FairPoint Communications Inc. facilities. ADT intends to provide all forms of intrastate local exchange telecommunications services including:

- A. Local Exchange Services for that will enable customers to originate and terminate local calls in the local calling area served by FairPoint Communications Inc., including local dial tone and custom calling features.
- B. Switched local exchange services, including basic service, trunks, carrier access, and any other switched local services that currently exist or will exist in the future.
- C. Non-switched local services (e.g., private line) that currently exist or will exist in the future.
- D. Centrex and/or Centrex-like services that currently exist or will exist in the future.
- E. Digital subscriber line, ISDN, PRI, and other high capacity line services.

ADT seeks authority to resell and provide local exchange services initially throughout the State in the areas served by FairPoint Communications Inc. Since Applicant will providing service initially in the same local exchanges as service is provided by FairPoint Communications Inc., which has service area maps on file with the Commission, no maps of the proposed service area are being filed by Applicant, and Applicant hereby concurs with such maps and respectfully requests a waiver of the requirement to file service area maps.

Exhibit B -- New Hampshire Secretary of State

# State of New Hampshire Department of State

# CERTIFICATE

I, William M. Gardner, Secretary of State of the State of New Hampshire, do hereby certify that American Dial Tone, Inc., a(n) Florida corporation, is authorized to transact business in New Hampshire and qualified on January 26, 2010. I further certify that all fees required by the Secretary of State's office have been received.



In TESTIMONY WHEREOF, I hereto set my hand and cause to be affixed the Seal of the State of New Hampshire, this 27<sup>th</sup> day of January, A.D. 2010

William M. Gardner " Secretary of State

AMERICAN DIAL TONE, INC. will not require any customer deposits or do any advance billing

Exhibit D -- CLEC-1, Contact Information



# **CONTACT INFORMATION**

A telecommunications carrier must complete this form: 1) When requesting authorization to provide telecommunications service in New Hampshire by the Public Utilities Commission, 2) Annually, on or before March 31 of each year, or 3) When there have been changes to the information previously reported.

Check I	nere	if you	would	prefer	electronic	notices	rather	than
		5	not	íce bv	US Mail			

Date March 6, 2010

#### 1. General Information

Federal Identification Number 59-3547114 CLEC Authorization Number Legal Name AMERICAN DIAL TONE, INC. Trade Name d/b/a in New Hampshire Complete Mailing 2323 Curlew Road, Suite 7 Address DUNEDIN, FLORIDA 34698 Phone Number (727) 723-1903 Fax Number (727) 669-9451 E-mail Address JNYMARK@ADTTEL.COM Website WWW.AMERICANDIALTONE.COM 2. Person Responsible for Preparing the CLEC Annual Report Name JUSTIN NYMARK Title PRESIDENT Complete Mailing 2323 Curlew Road, Suite 7 Address DUNEDIN, FLORIDA 34698

Phone Number (727) 723-1903

Fax Number (727) 669-9451

E-mail Address JNYMARK@ADTTEL.COM



## 3. Person Responsible for Paying Assessment Bills

Name JUSTIN NYMARK

Title PRESIDENT

Complete Mailing 2323 Curlew Road, Suite 7 Address

DUNEDIN, FLORIDA 34698

Phone Number (727) 723-1903

Fax Number (727) 669-9451

4. Regulatory Contact

Name JUSTIN NYMARK

Title PRESIDENT

Complete Mailing 2323 Curlew Road, Suite 7

Dunedin, Florida 34698

Phone Number (727) 723-1903

Address

Fax Number (727) 669-9451

E-mail Address JNYMARK@ADTTEL.COM

5. Person that Commission's Consumer Affairs Department Should Call Regarding Customer Complaints

Name JUSTIN NYMARK

Title **PRESIDENT** 

Complete Mailing 2323 Curlew Road, Suite 7

Address DUNEDIN, FLORIDA 34698

Phone Number (727) 723-1903

Fax Number (727) 669-9451

E-mail Address JNYMARK@ADTTEL.COM



## 6. Director of Customer Service

Name	JUSTIN NYMARK
Title	President
Complete Mailing	2323 Curlew Road, Suite 7
Address	Dunedin, Florida 34698
Phone Number	(727) 723-1903
Fax Number	(727) 669-9451
E-mail Address	JNYMARK@ADTTEL.COM
7. Company Officer Responsible for	Customer Service
Name	JUSTIN NYMARK
Title	PRESIDENT
	2323 Curlew Road, Suite 7
Address	Dunedin, Florida 34698
Phone Number	(727) 723-1903
Fax Number	(727) 669-9451
E-mail Address	JNYMARK@ADTTEL.COM
8. End User Customer Service	
Toll free 800 Number	(866) 447-2480
Fax Number	(727) 669-9451
E-mail Address	JNYMARK@ADTTEL.COM
Hours of Operation	The Company's services are provided on a monthly basis, and are available twenty-four (24) hours per day, seven (7) days per week.
9. End User Repair Service	
Toll free 800 Number	_(866) 447-2480
Fax Number	(727) 669-9451
E-mail Address	JNYMARK@ADTTEL.COM
Hours of Operation	The Company's services are provided on a monthly basis, and are available twenty-four (24) hours per day, seven (7) days per week.



## NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION 21 S. FRUIT ST., STE 10 CONCORD, NH 03301-2429 603-271-2431 www.puc.nh.gov

10. Names and Titles of Principal Officers		
Thomas E. Biddix	CEO	Title
Justin Nymark	President	
Christine Sutch	Secretary	
11. Contact Escalation List		
Please attach a contact escalation list, including, contacts, directors and company officers respons provisioning.		
See Exhibit G		
12. Signature		
I certify that the information on this form is true subject to the penalty for making unsworn false		• •
Authorized Representative Signature	Title	PRESIDENT

Printed Name \_\_\_\_\_ JUSTIN NYMARK

Date	1/2	2/2010	
	1	1	

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If you have any questions, please call the New Hampshire Public Utilities Commission at 603-271-2431. Please mail any documents to the above address.

Exhibit E -- Rate Schedule



# CLEC RATE SCHEDULE COVER SHEET

1. General Information	
Federal Identification Number	59-3547114
CLEC Authorization Number	OR Date of Application January 26, 2010
Legal Name	American Dial Tone, Inc.
Trade Name (d/b/a) in New Hampshire	
Regulatory Contact	Justin Nymark, President
Complete Mailing	2323 Curlew Road, Ste 7
Address	Dunedin, Florida 34698
Phone Number	(727) 723-1903
Fax Number	(727) 669-9451
E-mail Address	lwright@americandialtone.com

#### 2. Attachments

Attach rate sheets, and include

- a. The name of the service as appears on customer bills;
- b. The name of the service as appears on company provisioning documents;
- c. A brief description of service;
- d. The price at which the service is offered; and
- e. The date on which the price is effective.

Any rate schedule of more than ten pages shall include a table of contents and numbered pages.

See Continuation of Exhibit E

#### 3. Signature

I certify that the information on this form is true and correct to the best of my knowledge and belief subject to the penalty for making unsworn false statements under RSA 641:3.

Authorized Representative Signature	Title	President
Printed Name _Justin Nymark	Date	1/27/2010

NH CLEC App

If you have any questions, please call the New Hampshire Public Utilities Commission at 603-271-2431. Please mail any documents to the above address.

# RATE SHEET TABLE OF CONTENTS

# **Description**

Table of Contents	1
General Customer Rate Information	2
Residential Local Exchange Rates	3-7

# **General Customer Rate Information**

- Name of the service as appears on customer bills:
   Local Exchange Telecommunications Services
- Name of the service as appears on company provisioning documents: Residential Local Exchange Service
- 3. A brief description of service:

Local Dial Tone and custom calling features, E-911

- The price at which the service is offered; and
   See Page 3 11 of this Rate Sheet
- The date on which the price is effective.
   Upon Approval from New Hampshire Public Utilities Commission

# **Residential Local Exchange Rates**

Calling Plans (Monthly Recurring Charges)

A. Complete Choice Basic

Unlimited Local Calling Caller ID Call Waiting

Monthly Charge:

\$33.49 (Non-Lifeline Customers) \$19.99 (Lifeline Customers)

- B. Complete Choice Deluxe
  - Unlimited Local Calling Caller ID Number Delivery Call Waiting Call Return Three Way Calling Call Blocking Call Forwarding Call Trace 8 Code Speed Calling

Monthly Charge:

\$43.49 (Non-Lifeline Customers) \$29.99 (Lifeline Customers)

# Page 4

# **Residential Local Exchange Rates (Continued)**

# Non-Recurring Charges

Connection Fee (local line)	\$60.00
Call Waiting Call Forwarding 3 Way Calling Calling Number ID	<ul> <li>\$ 8.00 (per line)</li> <li>\$ 8.00 (per line)</li> <li>\$ 8.00 (per line)</li> <li>\$10.00 (per line)</li> </ul>

# **Recurring Charges - Monthly**

Call Waiting	
Call Forwarding	
3 Way Calling	
Calling Number ID	
Inside Wiring	

\$ 5.00 (per line)
\$ 5.00 (per line)
\$ 5.00 (per line)
\$10.00 (per line)
\$7.00 (per line)

# **Residential Local Exchange Rates (Continued)**

## **Directory Assistance**

Customers will access to Directory Assistance through 1-8XX toll free access.

# **Operator Assistance**

Customers will have access to local operator services only within the limitations imposed by the presence of the underlying carrier's toll restriction and billed number screening services.

# **Directory Listings**

The Company shall provide for a single directory listing in the telephone directory published by the underlying carrier in the Customer's exchange area.

In order for listings to appear in an upcoming directory, the Customer must subscribe to service from the Company in time to meet the directory-publishing schedule.

Directory listings are provided in connection with each Customer's service as specified herein:

A. <u>Primary Listing</u>: The listing shall include the first and last name of the Customer. The listing will also include the Customer's address.

B. <u>Non-published Listings</u>: A Non-published telephone number will be furnished at the Customer's request providing for the omission or deletion of the Customer's telephone listing from the telephone directory and the directory assistance records.

C. <u>Non-Recurring Charges:</u> Non-Recurring charges associated with Directory Listings are as follows:

Non-published number \$20.00 (per line no charge if included in Customer's original service order)

D. <u>Recurring Charges:</u> Monthly Recurring charges associated with Directory Listings are as follows:

Non-published number \$7.00

# **Residential Local Exchange Rates (Continued)**

## Miscellaneous Fixed Non-Recurring Charges:

Change Telephone Number	\$25.00 (per line)	
Transfer Account to New Address	\$60.00 (per line)	
Reconnect Previous Customer	\$60.00 (per line)	
Late Charge	1.5% (of the balance due)	
Service Order Charge	\$20.00	
(each time changes are made to a telephone number)		
Service Extension Fee	\$5.00	

## Miscellaneous Variable Non-Recurring Charges

For any incidental charges which appear on the Company's billing from the underlying carrier (e.g., directory assistance, call tracing, etc.), the charges are passed through to the Customer.

#### Emergency Services (Enhanced 911)

Allows Customers to reach appropriate emergency services including police, fire and hospital. Enhanced 911 has the ability to selectively route an emergency call to the primary E911 provider so that it reaches the correct emergency service located closest to the caller. In addition, the Customer's address and telephone information will be provided to the primary E911 provider for display at the Public Service Answering Point (PSAP).



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## ADOPTION OF A MODEL TARIFF

59-3547114		
	OR	Date of Application January 26, 2010
American Dial Tone, Inc.		
Justin Nymark, President		
2323 Curlew Road, Ste 7		
Dunedin, Florida 34698		
(727) 723-1903		
(727) 669-9451		
lwright@americandialtone.	com	
	American Dial Tone, Inc. Justin Nymark, President 2323 Curlew Road, Ste 7 Dunedin, Florida 34698 (727) 723-1903 (727) 669-9451	OR American Dial Tone, Inc. Justin Nymark, President 2323 Curlew Road, Ste 7 Dunedin, Florida 34698 (727) 723-1903

#### 2. Declaration of Intention to Adopt the NHPUC Model Tariff

I attest that the applicant adopts the New Hampshire Model Tariff by reference as prescribed in PUC as of:

Date:

## DO NOT FILE A COPY OF NHPUC MODEL TARIFF

## 3. Signature

I certify that the information on this form is true and correct to the best of my knowledge and belief subject to the penalty for making unsworn false statements under RSA 641:3.

Authorized	$O \rightarrow O $			
Representative Signature	Jast 15-h	Title	President	
			/ /	
Printed Name	Justin Nymark	Date	1/27/2010	
		-	1 1	

NH CLEC App

If you have any questions, please call the New Hampshire Public Utilities Commission at 603-271-2431. Please mail any documents to the above address.

#### Network, Interconnection and Provisioning Issues:

## **First Level Contact:**

Name:	Justin Nymark	
Title:	President	
Mailing address: 2323 Curlew Road, Suite 7		
		Dunedin, Florida 34698
Telepho	one number:	(727) 723-1903
Toll-Fre	e number:	(866) 447-2480
Facsimi	le number:	(727) 669-9451
E-mail a	address:	jnymark@adttel.com
		0

#### Second Level Contact:

Name:	Christine Sutch	
Title:	General Counsel	
Mailing address: 2323 Curlew Road, Suite 7		
		Dunedin, Florida 34698
Telephor	ne number:	(727) 723-1903
Toll-Free	e number:	(866) 447-2480
Facsimil	e number:	(727) 669-9451
E-mail a	ddress:	legal@telecomgroup.com

#### **Third Level Contact:**

Name: Thomas E. Biddix Title: CEO Mailing address: 2323 Curlew Road, Suite 7 Dunedin, Florida 34698 Telephone number: (727) 723-1903 Toll-Free number: (866) 447-2480 Facsimile number: (727) 669-9451 E-mail address: tom@telecomgroup.com