NC

# NOWALSKY, BRONSTON & GOTHARD

A Professional Limited Liability Company

Attorneys at Law

Leon L. Nowalsky Benjamin W. Bronston

Edward P. Gothard

3500 North Causeway Boulevard

Suite 1442

Metairie, Louisiana 70002 Telephone: (504) 832-1984

Facsimile: (504) 831-0892

Philip R. Adams, Jr.

RECEIVED-DOCKETING DIV

2008 JUN 30 AM II: 56

PUCO

June 26, 2008

Via Overnight Mail

Chief Clerk
Public Utilities Commission of Ohio
180 East Broad Street
Columbus, OH 43215-3793

RE:

First Choice Technology, Inc.

Detariffing application

90-6211-CT-TRF

Dear Sir or Madam:

08-810-TP-ATA

Enclosed please find an original and ten (10) copies of the MTS detariffing application for Covista, Inc.

FIRST CHOICE TECHNOLOGY INC.

An additional copy of this filing has been enclosed to be file-stamped and returned in the envelope provided as evidence of the filing.

Should you have any questions, please do not hesitate to call.

Sincerely,

Becky Heggelund

S. Heggelul

**Enclosures** 

rnis is to certify the accurate and complete	
document delivered in rechnician	ocessed 6 30 06

# The Public Utilities Commission of Ohio TELECOMMUNICATIONS APPLICATION FORM for

# **DETARIFFING AND RELATED ACTIONS**

Per the Commission's 09/19/07 "Implementation Order" in Case No. 06-1345-TP-ORD (Effective: 10/01/2007 through 04/01/2008)

In the Matter of the Application of First Choice Technology, Inc. ) to Detariff Certain Tier 2 Services and make other changes related to the Implementation of Case No. 06-1345-TP-ORD )	TRF Docket No. 90- <u>GS</u> // Case N <u>68 - S/D</u> - TP - A NOTE: Unless you have reserved tields BLANK.			
Name of Registrant(s) First Choice Technology, Inc.				
DBA(s) of Registrant(s)				
Address of Registrant(s) 601 N. Orlando Avenue, Suite 211, Maitland.	FL 32751			
Company Web Address www.firstchoicetele.com				
Regulatory Contact Person(s) Scott Howsare Phone 407-629-0950		Fax 407-629-5230		
Regulatory Contact Person's Email Address showsare@firstchoicetele	.com			
Contact Person for Annual Report: Mark Lammert, CPA		Phone 407-260-1011		
Address (if different from above) 740 Florida Central Pkwv. Suite 200	8, Longwood, FL 32750			
Consumer Contact Information Scott Howsare		Phone		
Address (if different from above)				
Part I – Tariffs		20		
Please indicate the Carrier Type and the reason for submitti	ng this form by checking th	a hoves below S		
NOTE: All cases are ATA process cases tariffs are effective the	dow they are filed and romai	n in offact unless the		
NOTE: All cases are ATA process cases, tariffs are effective the day they are filed, and remain in effect unless the Commission acts to suspend.				
Commission acts to suspend.				
Carrier Type	☐ ILEC ☐ CL	e boxes below. 28 CEIVED-DOS MET NO. 25 CEIV		
Business Tier 2 Services				
Residential & Business Toll Services				
Other Changes required by Rule				
(Describe in detail in Exhibit C)				

### Part II - Exhibits

Note that the following exhibits are required for all filings using this form.

Included	Identified As:	Description of Required Exhibit:
X	Exhibit A	The existing affected tariff pages.
$\square$	Exhibit B	The proposed revised tariff pages.
K	Exhibit C	Matrix or narrative summarizing all changes proposed in the application, and/or other information intended to assist Staff in the review of the Application.
X	Exhibit D	Explanation of how the Applicant intends to comply with Rule 4901:1-6-05(G)(3) regarding disclosure of rates, terms, and conditions for detariffed services, including:  • citation to the appropriate Web Page if any, in accordance with rule 4901:1-6-05(G)(4), and/or  • copy of other materials and publications to be used to comply with 4901:1-6-05(G)(3).
X	Exhibit E	One-time customer notice of detariffing and related changes consistent with rule 4901:1-06-16(B), including where customers may find the information regarding such services as required by rule 4901:1-6-05(G)(3).
X	Exhibit F	Affidavit that the Customer Notice described in Exhibit C has been sent to Customers.

#### Part III. - Attestation

Registrant hereby attests to its compliance with pertinent entries and orders issued by the Commission.

### **AFFIDAVIT**

I am an officer/agent of the applicant corporation, Alchu (Name), and am authorized to r

I attest that these tariffs comply with all applicable rules, including the Minimum Telephone Service Standards (MTSS) Pursuant to Chapter 4901:1-5 OAC for the state of Ohio. I understand that tariff notification filings do not imply Commission approval and that the Commission's rules, including the Minimum Telephone Service Standards, as modified and clarified from time to time, supersede any contradictory provisions in our tariff. We will fully comply with the rules of the state of Ohio and understand that noncompliance can result in various penalties, including

, and am authorized to make this statement on its behalf.

the suspension of our certificate to operate within the state of Ohio.	
I declare under penalty of perjury that the foregoing is true and correct.	1.1
Executed on (Date) 617-08 at (Location) Melaux	ie, w
*(Signat	tre and Title) & Helylul  Methods for the applicant or an authorized agent of the
<ul> <li>This affidavit is required for every tariff-affecting filing. It may be sign applicant.</li> </ul>	ned by counsel or an officer of the applicant, or an authorized agent of the
VERIFIC	CATION
I, verify that I have utilized the Telecommunications Application Form for Detariffir submitted here, and all additional information submitted in connection with this ca	
*(Signature and Title)	(Date)
*Verification is required for every filing. It may be signed by counsel or an officer	of the applicant, or an authorized agent of the applicant.

Public Utilities Commission of Ohio Attention: Docketing Division

Send your completed Application Form, including all required attachments as well as the required number of copies, to:

180 East Broad Street, Columbus, OH 43215-3793

Or

Make such filing electronically as directed in Case No 06-900-AU-WVR

# EXHIBIT A

**Existing Tariff Pages** 

### PRICE SHEET

### A. Outbound 1+ Service

\$0.045 per minute.
Billed in six (6) second increments.

### B. <u>Inbound 8XX Service</u>

\$0.045 per minute.
Billed in six (6) second increments.

### C. Travel/Calling Card Rates

\$0.119 per minute.

Billed in 60 second increments

### D. <u>Directory Assistance</u>

\$0.99 per call.

### E. <u>Late Payment Penalty</u>

Customers will be charged 1.5% of any amounts owed to the Company beyond the due date as set forth within this tariff.

### F. <u>Dishonored Check Charge</u>

All customers issuing dishonored check(s) will be charged a fee of \$20.00 per check.

ISSUED:

, 2004

EFFECTIVE: , 2004

CASE NO.:

04-xxxx-TP-ACE

ISSUED BY:

First Choice Technology, Inc.

1120 Willa Vista Trail Maitland, FL 32751

# Exhibit B

# Amended Tariff Pages

#### PRICE SHEET

(D)

(D)

## E. <u>Late Payment Penalty</u>

Customers will be charged 1.5% of any amounts owed to the Company beyond the due date as set forth within this tariff.

### F. <u>Dishonored Check Charge</u>

All customers issuing dishonored check(s) will be charged a fee of \$20.00 per check.

ISSUED: .

June 30, 2008

EFFECTIVE: July 1, 2008

ISSUED BY: First Choice Technology, Inc.

601 N. Orlando Avenue, Suite 211

Maitland, FL 32751

## EXHIBIT C

# First Choice Technology, Inc.

# Narrative of Tariff Changes

The following pages have been deleted in P.U.C. Tariff No. 1 and are being posted on the Company's website of  $\underline{www.firstchoicetele.com}$ 

**Section** 

Pages

1

Text Deleted

**Affected** 

Price Sheet

All MTS rates

### **EXHIBIT D**

# First Choice Technology, Inc.

Explanation of Compliance with Rule 4901:1-6-05(G)(3) Regarding Disclosure of Rates, Terms and Conditions for Detariffed Services

Rates, terms and conditions for First Choice Technology, Inc. can be located on the Company's website at www.firstchoicetele.com. Copies may also be obtained at the Company's office at 601 N. Orlando Avenue, Suite 211, Maitland, FL 32751

### **EXHIBIT E**

One Time Customer Notice

Date:

Account Contact Address 1 Address 2 City, State Zip

Account Number(s):

#### Dear Customer:

Effective July 1, 2008, the prices, service descriptions, and the terms and conditions for certain telecommunications services that you are provided by First Choice Technology, Inc. ("First Choice") will no longer be on file at the Public Utilities Commission of Ohio (PUCO). This change is applicable to One Plus Services Only.

This modifications does not result in a change in the prices, terms or conditions of those services to which you currently subscribe. First Choice must still provide a customer notice of at least fifteen (15) days in advance of rate increases, changes in terms and conditions, and discontinuance of existing services. Additionally, this information is available by contacting us at (888) 598-0672.

Since these services will no longer be on file with the Commission, this means that the agreement reached between the customer and the company, instead of the document on file with the PUCO, will now control new services or changes in service. This agreement, whether it is verbal or written, will still be subject to consumer protections required and enforced by the PUCO.

For any new services or changes in service, it will be important that you carefully review and confirm the price, terms and conditions.

If you have any questions about this matter, please call Scott Howsare at (888) 598-0672.

Respectfully,

First Choice Technology, Inc. Company Name

## EXHIBIT F

Customer Notice Affidavit

#### **CUSTOMER NOTICE AFFIDAVIT**

State of 10 UISI AWA County of TEFFERSON

### **AFFIDAVIT**

I, Scott Howsare, am an authorized agent of the applicant corporation, First Choice Technology, Inc., and am authorized to make this statement on its behalf. I attest that customer notices accompanying this affidavit were sent to affected customers through U.S. Mail on or about June 15, 2008, in accordance with Rule 4901:1-6-16, Ohio Administrative Code. I declare under penalty of perjury that the foregoing is true and correct.

Executed on 6 25 o f (Date) (Location)

Signature and Title) (Date)

Subscribed and sworn to before me this 25th June 200 K (Date)

NOTARY PUBLIC

My Commission Expires:

Notary Public, State of Louisiana
My Commission is issued for the Notary Number: 4250