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June 20, 2002

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### Via Overnight Mail

Public Utilities Commission of Ohio  
Attn: Docketing Division  
180 East Broad Street  
Columbus, OH 43215-3793

02-1497-CT-200

**Re: Application of New Century Telecom, Inc. Providing Notice of Change of Ownership**

Dear Sir or Madam:

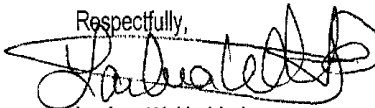
On behalf of New Century Telecom, Inc. ("NCT"), enclosed please find an original plus ten (10) copies of NCT's Application Notifying of Change in Ownership.

On February 21, 2002, NCT filed an application notifying the Commission of the anticipated transfer of control to Alba Cipriani (Case No. 02-476-CT-ZCN). Due to the economic circumstances affecting the telecommunications industry, the ability of Ms. Cipriani to consummate the transaction purchasing NCT has been adversely affected. However, NCT has identified another purchaser and, by this application, cancels its previous application and notifies the Commission of the new anticipated transfer of ownership.

An extra copy of this filing is also enclosed. Please date-stamp this copy and return to the undersigned in the enclosed postage-prepaid envelope.

Should you have any questions regarding the transfer of ownership or should you require additional information, please do not hesitate to contact me.

Respectfully,



Loubna W. Haddad  
Regulatory Counsel to NCT

Enclosure

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business  
Technician DN Date Processed 6/21/02

## PUBLIC UTILITIES COMMISSION OF OHIO

BUREAU OF PUBLIC UTILITIES DIV.

## PUBLIC COMPETITIVE TELECOMMUNICATIONS SERVICE PROVIDER

563 REGISTRATION FORM

ISSUED: December 21, 1995

2002 JUN 21 AM 10:18

In the Matter of the Application of )  
NEW CENTURY TELECOM, INC. NOTICE ) Case No 02-1497  
OF CHANGE OF OWNERSHIP ) -CT-200 PUCO

Name of Registrant NEW CENTURY TELECOM, INC.  
 Registrant's Address 8180 Greensboro Dr., Suite 700, McLean, VA 22102  
 Contact Person LOUBNA W. HADDAD (Phone - 703-714-1300)  
 Date June 20, 2002 TRF Docket No. - -CT-TRF

I. Indicate the reason for submitting this form (check only one) (NOTES: 1. If a waiver is filed in conjunction with an automatic case, see I.D.2.b. of the 563 guidelines for the applicable automatic time frame; and 2. The number of copies noted below must be accompanied by an original filing. Facsimiles are not acceptable.):

- ☐ 1. (ABN) Withdrawal or Abandonment of all Services (14-day notice, 13 copies)
- ☐ 2. (ACE) New Operating Authority (30-day approval, 10 copies)
  - ☐ IXC ☐ AOS ☐ CAP ☐ Cellular ☐ Paging
  - ☐ Other \_\_\_\_\_
- ☐ 3. (AMT) Merger (14-day notice, 13 copies)
- ☐ 4. (ATR) Transfer or Transaction Affecting Operating Authority (14-day notice, 7 copies)
- ☐ 5. (ARJ) All Other Requests for Relief from Jurisdiction (NOT automatic, 10 copies)
- ☐ 6. (MTW) "Me Too" Waiver (30-day approval, 10 copies)
- ☐ 7. (RRJ) Interexchange Switchless Rebiller Request for Relief from Jurisdiction (30-day approval, 10 copies)
- ☐ 8. (WVR) Request for Waiver from Portion(s) of 563 pursuant to I.D.3. of the 563 guidelines. (NOT automatic, 10 copies)
- ☐ 9. (ZAC) Contract (0-day notice, 10 copies)
- ☐ 10. (ZCN) Change of Name (0-day notice, 10 copies)
- ☒ 11. (ZCO) Change in Ownership (0-day notice, 10 copies)
- ☐ 12. (ZTA) Introduction of new tariffed service(s), textual revision, correction of error, addition of service area(s), etc. (0-day notice, 10 copies)
- ☐ 13. (UNC) Unclassified (explain) \_\_\_\_\_ (NOT automatic, 10 copies)
- ☐ 14. Other (explain) \_\_\_\_\_ (NOT automatic, 10 copies)

## THE FOLLOWING ARE TRF FILINGS ONLY, NOT NEW CASES (0-day notice, 3 copies)

- ☐ 15. Introduction or Extension of Promotional Offering
- ☐ 16. New Price List Rate for Existing Service.
- ☐ 17. Designation of Registrant's Process Agent(s)

II. Indicate which of the following exhibits have been filed. The numbers (corresponding to the list above) indicate, at a minimum, the types of cases in which the exhibit is required:

- ☐ A copy of registrant's proposed informational tariff. (2)
- ☐ Statement affirming that the registrant has notified the Ohio Department of Taxation of its intent to conduct operations as a telephone utility in the State of Ohio. (2)
- ☐ List of names, addresses, and phone numbers of officers and directors, or partners. (2-4)
- ☐ Brief description of service(s) proposed, as well as the targeted market(s). (2)
- ☐ Copy of tariff sheet(s) & price list(s) superseded, marked as Exhibit A. (1,3-4,6, 8,10,12-16)

- ☐ Copy of revised tariff sheets & price lists, marked as Exhibit B. (1,3-4,6,8,10,12-16)
- ☐ If increase to residential MTS, DA, or traditional operator surcharges, specify which notice procedure will be utilized: \_\_\_\_\_ real time; or \_\_\_\_\_ annual. (12, 16)
- ☒ Copy of real time notice which has been provided to customers. (1,3,10-12,16) **EXHIBIT A**
- ☐ Copy of annual notice which will be sent to customers is: \_\_\_\_\_ included with this filing; or will be filed with the Commission \_\_\_\_\_ (month) \_\_\_\_\_ (year). (16)
- ☐ Description of and rationale for proposed tariff changes, including a complete description of the service(s) proposed or affected. Specify for each service affected whether it is business \_\_\_\_\_, residence \_\_\_\_\_, or both \_\_\_\_\_ as well as whether it is a switched \_\_\_\_\_ or dedicated \_\_\_\_\_ service. Include this information in either the cover letter or label as "Exhibit C". (3,6,8,12-15)
- ☐ Delineation of any deaveraged message toll service, if applicable. (6, 12-16)
- ☒ Statement explaining rationale for proposal. (1,3-5,10-11) **EXHIBIT B**
- ☐ List of Ohio counties specifically involved or affected (1-6,8,10,16)
- ☐ Certification from Ohio Secretary of State as to party's proper standing (domestic or foreign corporation, authorized use of fictitious name, etc.). (2-4,7,10) (In transfer of certificate cases, the transferee's good standing must be established).
- ☐ Justification for waiver of specific element(s) of 563. (6,8)
- ☐ Responses to questions contained in Appendix A, Attachment 4 to the 563 guidelines (7)
- ☐ For radio common carriers, a statement affirming that registrant has obtained all necessary federal authority to conduct operations being proposed, and that copies have been furnished by cellular, paging, and mobile companies to this Commission of any Form 401, 463, and/or 489 which the applicant has filed with the Federal Communications Commission. (2-4)
- ☐ Other information requested by the Commission staff.

III. Registrant hereby attests to its compliance with the following requirements in the Service Requirements Form, as well as all pertinent entries and orders issued by the Commission with respect to these issues. Further, registrant hereby affirms that it will maintain with its TRF docket an up-to-date, properly marked, copy of the Service Requirements Form available for public inspection.

Mandatory requirements for all CTS providers:

- ☒ Sales tax
- ☒ Deposits

Service requirements for CTS providers of certain services (check all applicable):

- ☐ Discounts for Persons with Communication Disabilities and the Telecommunication Relay Service
- ☐ Emergency Services Calling Plan
- ☐ Alternative Operator Service (AOS) requirements
- ☐ Limitation of Liability
- ☐ Termination Liability Language

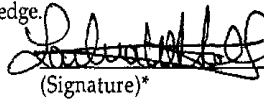
IV. List names, titles, and addresses of those persons authorized to make and/or verify filings at the Commission on behalf of the registrant:

Louisa W. Haddad Regulatory Counsel  
8180 Greensboro Dr., Suite 400  
McLean, VA 22102

NOTE: An annual report is required to be filed with the Commission by each company on an annual basis. The annual report form will be sent for completion to the address and individual(s) identified in this Section unless another address or individual is so indicated.

VERIFICATION

I, ~~Name/Title~~ Louana W. Haddad verify that I have utilized, verbatim, the Commission's 563 Registration Form issued December 21, 1995 and that all of the information submitted here, and all additional information submitted in connection with Case No. \_\_\_\_-\_\_\_\_-CT-\_\_\_\_ is true and correct to the best of my knowledge.

  
(Signature)\*

6.20.02  
(Date)

\* A verification is required for every filing. It may be signed by counsel or a process agent designated by the Registrant, except that initial certification cases (ACE) must be signed by an officer of the registering entity.

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

Public Utilities Commission of Ohio  
Attention: Docketing Division  
180 East Broad Street  
Columbus, OH 43215-3793

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## EXHIBIT A

### Copy of Real Time Notice Which Has Been Provided to Customers

As explained in Exhibit B, New Century Telecom, Inc. ("NCT") will continue to provide competitive telecommunications services under its current authority from this Commission. The stock transfer will be transparent to NCT's customers. Accordingly, NCT is not providing notice of this transaction to its customers.

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## EXHIBIT B

### Statement Explaining Rationale for Proposal

#### ***Proposed Change of Ownership***

On or about August 1, 2002, 100% of the issued and outstanding stock of NCT shall be transferred to Karyn Bartell. The company will continue to operate under the NCT name and to provide the same telecommunications services pursuant to the tariffs it currently has on file, except as they may be revised by appropriate filings as needed to provide new or additional rate plans.

#### ***Effects of Change in Ownership***

Throughout the process and after its completion, the change in NCT's ownership will be transparent to its customers. NCT does business under the name New Century Telecom, Inc. This name, which customers presently use to identify the company, will not change during or after the change in ownership process. Customers currently pre-subscribed to NCT will not have their preferred interexchange carrier changed upon the transfer of ownership and assets. In addition, all customers will continue to receive service through NCT, all customer billing statements will continue to reflect the NCT name, customer service calls will continue to be handled by NCT representatives and all other interactions between the carrier and the customers will continue to be conducted through and under the name of NCT. Therefore, upon the transfer of control, customers currently pre-subscribed to NCT would not notice or experience any difference in service. Notwithstanding, once the transfer is complete, NCT's new owner contemplates mailing customers notification of the new ownership and management along with promotional materials.

#### ***Public Interest served by the Transfer***

The proposed transfer of ownership will serve the public interest in that the new owner of NCT will provide the company with an infusion of resources that will allow NCT to create and provide new products and services to its customers, as well as to better service its customers. This will create a more competition market in which Ohio residents have more options and will promote better over all customer service.