### Lance J.M. Steinhart, P.C.

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January 27, 2011

### VIA ELECTRONIC FILING AND OVERNIGHT DELIVERY

Attn: Sharla Dillon Tennessee Regulatory Authority 460 James Robertson Parkway Nashville, TN 37243-0505 (615) 741-3939

filed electronically in docket office on 01/27/11

Re: Capital Communications Consultants, Inc.

Docket No. 10-00198

Dear Ms. Dillon:

Enclosed please find for filing an original and four (4) copies of the responses to Data Request No. 2 for Capital Communications Consultants, Inc. This filing has been electronically submitted on January 27, 2011.

I have also enclosed an extra copy of this letter to be date stamped and returned to me in the enclosed, self-addressed, postage prepaid envelope.

If you have any questions or if I may provide you with additional information, please do not hesitate to contact me.

Respectfully submitted,

Lance M. Steinhart

Attorney for Capital Communications Consultants, Inc.

Enclosures

cc: Bryan Michael

Question 1) The application listed Mr. Bryan Michael as President of Capital Communications Consultants, Inc. and the corporate address as 7320 Old Clinton Highway, Suite 10, Knoxville, Tennessee 37921. The telephone number for the company was provided as (901) 596-7610. The area code for the telephone number provided is not in the Knoxville area. Where are Capital Communications Consultants, Inc.'s principal offices located in Tennessee? Also provide a fax number for the company and an email address for the company's regulatory contact.

RESPONSE: Mr. Michael's principal office as noted in this question was correct when the application was filed with Tennessee Regulatory Authority. Mr. Michael is in the process of relocating to Bartlett, Tennessee from Knoxville upon completion of the sale of his residence. The current fax number for Capital is (866) 422-5386. Principal offices are being relocated to 7470 Bartlett Corporate Cove West, Suite 102, Bartlett, Tennessee 38133. Direct regulatory contact is Candice Pair at <a href="mailto:capcomphone.com">capcomphone.com</a>.

Question 2) In response to staff's November 29, 2010 question regarding whether there have been transfers of control of Capital Communications Consultants, Inc., the company responded that there had been no transfer(s).

Please refer to the February 19, 2009 filing before the Georgia Public Service Commission (Docket Nos. 15418 & 24242) whereby Capital Communications Consultants, Inc. and Brian Cox, majority owner of BLC Management, LLC, filed a joint application for approval to transfer control of Capital Communications Consultants, Inc. from Mark McDaniel to Brian Cox. The filing also indicates that Mr. Cox intended to change the Capital name to Angles Communications once the transaction was consummated.

Please also refer to the November 22, 2010 filing before the Georgia Public Service Commission (Docket Nos. 15418 & 132363) whereby Bryan Michael purchased 100% of the issued and outstanding stock of Capital Communications Consultants, Inc. from Brian Cox.

Why were these transfers of control of Capital Communications Consultants, Inc. not reported to the Tennessee Regulatory Authority?

RESPONSE: Capital responded truthfully to Tennessee Regulatory Authority's November 29, 2010 data request Question 2. The question stated "Have any filings been made in either Georgia or Kentucky that would transfer control of Capital Communications Consultants to another company? If so, provide complete details of the transfer." Capital Responded: "No. Capital Communications Consultants is not transferring control to another company".

The purchase and transfer of the company between Brian Cox and Bryan Michael occurred in January of 2010. Mr. Michael filed the application with Tennessee under full control and authority over the company and was unaware that the Transfer of Control was not on file with the Georgia Public Service Commission.

The Transfer of Control has since been filed and approved with the Georgia Public Service Commission on December 17, 2010 correcting the record. Mr. Michael has since retained staff to manage all regulatory filings and such oversight shall not be expected moving forward.

Question 3) In a response received by the Tennessee Regulatory Authority on December 15, 2010, Capital provided a copy of an approval letter from First Citizens Bank for a \$250,000 Line of Credit for Capital Communications. However, the letter indicated that "the availability of this Line of Credit is pending awaiting the final signature of the owner of Capital Communications and guarantors."

Provide proof of the availability of the funds pursuant to the final signature of the owner of Capital Communications and guarantors.

Who are the guarantors referred to in the First Citizens Bank letter regarding the Line of Credit?

RESPONSE: Please see Exhibit A which is First Citizens Bank's letter indicating that the line of credit is now active and available for company use. There are no guarantors for this line of credit.

Question 4) On December 20, 2010, AT&T Florida filed an Objection to Capital Communications Consultants, Inc.'s Application for a CLEC certificate with the Florida Public Service Commission, alleging that Capital lacks sufficient managerial, technical and financial capability to obtain certification as a CLEC in Florida. Please provide Capital Communications Consultant, Inc.'s response(s) to AT&T Florida's objections for the record in this Tennessee CLEC application filing.

RESPONSE: Please see attached Exhibit B.

Question 5) Does Capital Communications Consultants, Inc. have any connection (past or present) to BLC Management, LLC d/b/a Angles Communication Solutions or any of the companies affiliated with Associated Telecommunications Management Services, LLC ("ATMS") including, but not limited to, Thomas Biddix, Danny Michael, Paul Watson, Steve Watson, Angie Watson, Lifeconnex Telecom, Database Engineers, USA Freephone or Christopher Watson?

RESPONSE: Please refer to responses filed in AT&T Florida objections attached as Exhibit B.

Question 6) Please provide a letter from Wal-Mart Corporation confirming the specific management experience listed in the resume of Bryan Michael.

RESPONSE: This request cannot be fulfilled as it is Wal-Mart Corporation's policy to not provide the details of employment information about any current or former employee. Mr. Michael has also supplied with the original application, under oath, has declared that all information provided is true and correct. Mr. Michael's resume was attached as Exhibit D to the original application.

## Exhibit A

Line of Credit



January 25, 2011

To Whom It May Concern:

Capital Communications Consultants, Inc. has an established line of credit with First Citizens National Bank in the amount of \$250,000.00. It is currently active and resting at a zero balance. If you have any further questions regarding this line of credit, please contact me, Chris Heckler, at 901.867.7747.

Chris Heckler

Southwest Regional President

## Exhibit B

AT&T Florida Objection Responses

### Lance J.M. Steinhart, P.C.

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COMMISSION

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January 6, 2011

### VIA OVERNIGHT DELIVERY

Florida Public Service Commission Ann Cole, Commission Clerk 2540 Shumard Oak Blvd. Gunter Bldg. Tallahassee, Florida 32399-0850 (850) 413-6770

RE:

Capital Communications Consultants, Inc.

Docket Nos. 100414-TX and 100416-TI

Dear Ms. Cole:

Pursuant to BellSouth Telecommunications, Inc. d/b/a AT&T Florida's Objections to the above-referenced filings, enclosed please find Capital Communications Consultants, Inc.'s Responses to these Objections.

Capital Communications Consultants, Inc. hereby requests confidential treatment of Exhibit "A" and "B".

If you have any questions regarding this matter, please do not hesitate to call me. Thank you for your attention to this matter.

Respectfully submitted,

Lance M. Steinhart, Esq.

Atteney for Capital Communications Consultants, Inc.

Enclosures

cc:

Bryan Michael

Bob Casey (via e-mail) Victor McKay (via e-mail)

## Objection Responses for 100414-TX and 100416-TI

Who is the current owner, President and Secretary of Capital? If it is Bryan Michaels, why did Capital file a Transfer of Control Petition on November 22, 2010 with the GPSC stating that Brian Cox is the current owner, President and Secretary of Capital?

Bryan Michael is the current owner, President and 100% shareholder of Capital Communications Consultants, Inc. Capital filed TOC documentation with GPSC as soon as it realized the filing had not been completed earlier in the year. See attached Exhibit "A" that shows the Stock Purchase Agreement was executed in January 2010 by both parties, Mr. Cox and Mr. Michael. Transfer of all operations and control went to Mr. Michael at that time; it was an oversight that documentation was not filed at that time.

Who was the owner, CEO, CFO, President or Secretary of Capital on March 23, 2010? If it was Brian Cox or Bryan Michael, why did Capital file its GA Corporation Annual Registration stating that "Mark A. McDaniel" was Capital's "CEO", CFO and "Secretary" on March 23, 2010?

As stated previously, Mr. Michael was Owner and President of the company on March 23, 2010. The company that had been retained to complete Regulatory and Tax Compliance for Capital had done work previously for the company. The company pulled documentation they had filed earlier and completed it with information that was on file with GPSC. When Capital realized that filing errors had been made, it ceased to retain the Regulatory and Tax Compliance firm. Capital has since brought on staff internally for reporting compliance to do filings internally to prevent errors in the future.

• What relationship, if any, does Bryan Michael have with Mark McDaniel, Danny Michael, Steve Watson, Brian Cox, Thomas Biddix, ATMS or BLC?

Mr. Bryan Michael has no previous business or personal relationship with any of the listed people or companies other than Mr. Danny Michael. Mr. Danny Michael is the brother of Mr. Bryan Michael. Mr. Danny Michael referred Mr. Cox to Mr. Bryan Michael upon the understanding that Mr. Cox sought the sale of Capital Communications CLEC License. There is absolutely no relationship with ATMS or BLC and or its owners / officers, and furthermore there is no intent to ever have a relationship with ATMS or BLC.

 Are Mark McDaniel, Danny Michael, Steve Watson, Brian Cox, or Thomas Biddix, owners, directors, employees, shareholders, managers, directors or consultants to Capital?

Mr. Danny Michael has referred previous staff no longer retained/employed with ATMS to Mr. Bryan Michael for the use of company management. Mr. Bryan Michael is the sole owner of Capital Communications and has recently retained Mr. Christopher Melton, Mrs. Stephanie Stetler, and Mrs. Candice Pair for operational, compliance, reporting, and quality assurance. As referred and understood, all three individuals are qualified telecom professionals and were referred upon release from ATMS, which to Mr. Michael's knowledge moved its local operations of BLC from TN to FL in 2010.

Other than Bryan Michael, are there any other principals, operators, officers, directors, company owners, shareholders, stakeholders, members of the board, employees and others holding management or executive positions of Capital?

# Mr. Bryan Michael is the sole company owner and Executive of Capital Communications Consultants, Inc.

• Identify the name and address of all entities with which Capital is affiliated or shares common ownership.

#### None

Are any of Capital's employees, consultants, managers. directors currently
employed by or affiliated with another telecommunications company? If so,
please provide their names and the names of the companies.

## Capital currently has no employees that are affiliated with any other telecommunications company.

 Have any of Capital's employees previously been employed or affiliated with another telecommunications company? If so, please provide the employees' names and which companies employed them.

As stated previously, Mr. Chris Melton, Mrs. Stephanie Stetler, and Mrs. Candice Pair have each been employed by a previous telecommunications company however are no longer working with or affiliated with their previous employer (ATMS / BLC).

• Does Capital have any employee or consultant who has experience managing a telecommunications company? If so, please provide name and relevant experience.

Mr. Michael has multiple years of managing multiple employees and multi-million dollar per year operations, as stated in his resume. Mr. Michael is surrounding himself with proficient, experienced individuals, and each is capable of daily operations of a Telecommunications Company. Mr. Michael has also done extensive research and completed training with AT&T. In addition to Mr. Chris Melton, Mrs. Stephanie Stetler, and Mrs. Candice Pair, Mr. Michael has also contracted with a respected 3<sup>rd</sup> party firm for ongoing unbiased telecom consultation and ILEC bill management to assure sound operational integrity is maintained in an ever evolving and changing climate.

 Does Capital have any employee or consultant who has technical experience at a telecommunications company? If so, please provide name and relevant experience.

Mr. Chris Melton has significant technical experience with both ILEC and CLEC software systems, CLEC software database management platforms, ILEC and Vendor platform integrations and contact center process management. Mr. Melton has experience with all aspects of ILEC platforms as it relates to the interconnectivity and operability of the CLEC management software platform that Mr. Michael has selected, as well as experience with all processes related to the management of provisioning and repair processing, customer billing, and contact center operations.

The balance sheet provided by Capital to three other state commissions provides that Capital has approximately \$136,000 in current assets. If this is accurate, please explain why this is a sufficient amount to operate to operate a multi-state telecommunications company in eight (8) states in the Southeast Region?

Attached as Exhibit "B" is an updated balance sheet that reflects the additional Line of Credit available if needed for Capital's current and future expenditures as it begins operations in GA and expands into other states.

 Has any entity and/or persons employed or affiliated with Capital identified above, been investigated, audited or had their certificate to operate revoked by any regulatory agency? If so, please explain circumstances and provide the name of the docket, docket number and any documents regarding the investigation, audit or docket.

No, not to Mr. Michael's knowledge.

Based upon statements made in the 2009 Transfer of Control Petition, Brian Cox intended to change the name of Capital to "Angles Communications", i.e. BLC. To what extent did this occur and was Capital integrated or merged with BLC?

Mr. Cox's intention to process a name change never occurred and the company remained dormant during his ownership. No integration or merger ever occurred. To Mr. Michael's understanding, Mr. Cox sold BLC to ATMS sometime in 2009 and Capital Communications to Mr. Michael Jan 2010.

## **EXHIBITS**

Exhibit A – Stock Purchase Agreement Exhibit B – Updated Balance Sheet