



6905 N. Wickham Road, Suite 403, Melbourne, FL 32940

January 12, 2011

filed electronically in docket office on 01/18/11

Via FedEx

Chairman  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243-0505

Docket No. 11-00008

**RE: Notice of Name Change for Ganoco, Inc. Company ID # 000409753**

To whom it may concern:

Please accept the original and four (4) copies of this request for a name change submitted on behalf of Ganoco, Inc. On January 13, 2010 an Articles of Amendment to Articles of Incorporation of Ganoco, Inc. was approved by the Florida Secretary of State and a Certification of Good Standing was issued on January 20, 2010 (see attached). Ganoco, Inc. was granted authority to provide competitive local exchange telecommunication services pursuant to an order issued Docket Number 01-00733 issued on December 4, 2001. A check in the amount of \$25.00, representing the filing fee is included with this transmittal.

Approximately 1,400 customers were affected by this name change. A copy of the notice is included with this letter.

Also included is a copy of the rider bond/letter of credit. Upon approval of this name change, the Company will submit revisions to its tariffs. An updated "Small & Minority Business Plan" reflecting the new company name is included with this filing.

Please acknowledge receipt of this request by date-stamping the extra copy of this letter and returning it to me in the self-addressed, stamped envelope enclosed for this purpose. Any questions you may have regarding this filing may be directed to Michelle Studstill, Associate In-House Counsel at 321-373-1333 x: 306 or via email to [regulatory@telecomgroup.com](mailto:regulatory@telecomgroup.com).

Sincerely,

A handwritten signature in black ink, appearing to be "T. Biddix", written over a horizontal line.

Thomas E. Biddix, Director  
American Dial Tone, Inc.

AMERICAN DIAL TONE, INC.

CUSTOMER NOTICE



Dear Customer:

As you may have noticed, Ganoco, Inc. is now American Dial Tone, Inc. You will notice that the American Dial Tone logo now appear on your invoice. While the name is changing, our commitment to providing you the best service is exactly the same. Your service and team that supports your account is not changing, and no action is required on your part.

Thank you for your business.

AMERICAN DIAL TONE, INC.

CERTIFICATE ISSUED BY TENNESSEE SECRETARY OF STATE



**STATE OF TENNESSEE**  
**Tre Hargett, Secretary of State**  
Division of Business Services  
312 Rosa L. Parks Avenue  
6th Floor, William R. Snodgrass Tower  
Nashville, TN 37243

## Filing Information

Name: **American Dial Tone, Inc.**

### General Information

|                |                                  |                   |            |
|----------------|----------------------------------|-------------------|------------|
| Control # :    | 409753                           | Formation Locale: | Florida    |
| Filing Type:   | Corporation For-Profit - Foreign | Date Formed:      | 10/15/1998 |
| Filing Date:   | 06/14/2001 8:16 AM               | Fiscal Year Close | 12         |
| Status:        | Active                           |                   |            |
| Duration Term: | Perpetual                        |                   |            |

### Registered Agent Address

Incorp Services, Inc.  
216 Centerview Dr.  
Ste 317  
Brentwood, TN 37027 USA

### Principal Address

6905 N. Wickham Road  
Suite 403  
Melbourne, FL 32940 USA

The following document(s) was/were filed in this office on the date(s) indicated below:

| Date Filed | Filing Description  | Image #    |
|------------|---|------------|
| 08/11/2010 | Articles of Amendment<br>Principal Address 1 Changed From: 2323 CURLEW RD To: 6905 N. Wickham Road<br>Principal Address 2 Changed From: SUITE 7C To: Suite 403<br>Principal City Changed From: DUNEDIN To: Melbourne<br>Principal Postal Code Changed From: 34698 To: 32940   | 6755-1563  |
| 08/02/2010 | Mailing Address Update  |            |
| 03/12/2010 | Assumed Name Cancellation<br>Name Status Changed From: Active (AMERICAN DIAL TONE) To: Inactive - Name Cancelled (AMERICAN DIAL TONE)   | 6675-0773  |
| 03/12/2010 | Articles of Amendment<br>Filing Name Changed From: GANOCO, INC. To: American Dial Tone, Inc.  | 6675-0799  |
| 02/05/2010 | 2009 Annual Report<br>Principal City Changed From: DUNEDINHARBOR To: DUNEDIN<br>Registered Agent # Changed From: 0414330 To: 0410829<br>Registered Agent Physical Address 2 Changed From: STE 317 To: STE 217<br>Registered Agent Physical City Changed From: Brentwood To: Nashville<br>Registered Agent Physical County Changed From: Williamson County To: Davidson County | A0004-2567 |

## Filing Information

Name: **American Dial Tone, Inc.**

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|   |                                     |           |
|---|-------------------------------------|-----------|
| Registered Agent Physical Postal Code Changed From: 37027 To: 37219                                     |                                     |           |
| 11/17/2009  | Registered Agent Change (by Entity) | 6623-2018 |
| Registered Agent # Changed From: 0413891 To: 0414330  |                                     |           |
| Registered Agent Organization Name Changed From: BUSINESS FILINGS INCORPORATED To: INCORP SERVICES INC. |                                     |           |
| Registered Agent Physical Address 1 Changed From: 800 S GAY ST To: 216 CENTERVIEW DR                    |                                     |           |
| Registered Agent Physical Address 2 Changed From: STE 2021 To: STE 317                                  |                                     |           |
| Registered Agent Physical City Changed From: KNOXVILLE To: Brentwood                                    |                                     |           |
| Registered Agent Physical County Changed From: Knox County To: Williamson County                        |                                     |           |
| Registered Agent Physical Postal Code Changed From: 379299710 To: 37027                                 |                                     |           |
| 03/25/2009  | 2008 Annual Report                  | 6488-0630 |
| 03/27/2008  | 2007 Annual Report                  | 6264-0668 |
| 03/13/2007  | 2006 Annual Report                  | 5982-1212 |
| Principal Address Changed   |                                     |           |
| 04/21/2006  | Assumed Name Renewal                | 5777-0729 |
| 03/31/2006  | 2005 Annual Report                  | 5714-0808 |
| 02/14/2005  | 2004 Annual Report                  | 5357-2046 |
| 09/27/2004  | Registered Agent Change (by Agent)  | 5243-0480 |
| Registered Agent Physical Address Changed   |                                     |           |
| 06/04/2004  | Administrative Amendment            | 5152-0079 |
| Mail Address Changed  |                                     |           |
| 03/17/2004  | 2003 Annual Report                  | 5070-1375 |
| 10/02/2003  | Registered Agent Change (by Agent)  | 4924-0093 |
| Registered Agent Physical Address Changed   |                                     |           |
| 03/24/2003  | 2002 Annual Report                  | 4764-1086 |
| 07/25/2002  | 2002 Annual Report                  | 4560-2533 |
| Fiscal Year Close Changed   |                                     |           |
| 06/14/2001  | Initial Filing                      | 4227-0679 |
| 06/14/2001  | Assumed Name                        | 4227-0681 |

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|                                      |             |                |
|--------------------------------------|-------------|----------------|
| <b>Active Assumed Names (if any)</b> | <b>Date</b> | <b>Expires</b> |
|--------------------------------------|-------------|----------------|

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**STATE OF TENNESSEE**  
**Tre Hargett, Secretary of State**  
Division of Business Services  
312 Rosa L. Parks Avenue  
6th Floor, William R. Snodgrass Tower  
Nashville, TN 37243

**American Dial Tone, Inc.**  
6905 N. Wickham Road  
Suite 403  
Melbourne, FL 32940 USA

August 11, 2010

### Filing Acknowledgment

Please review the filing information below and notify our office immediately of any discrepancies.

**Control # : 409753**      Status: Active  
Filing Type: Corporation For-Profit - Foreign

#### Document Receipt

|  |             |         |
|--|-------------|---------|
| Receipt # : 233275   | Filing Fee: | \$20.00 |
| Payment-Check/MO - American Dial Tone, Inc., Melbourne, FL |             | \$20.00 |

Amendment Type: Articles of Amendment  
Filed Date: 08/11/2010 1:37 PM

Image # : 6755-1563

This will acknowledge the filing of the attached articles of amendment with an effective date as indicated above. When corresponding with this office or submitting documents for filing, please refer to the control number given above.

Tre Hargett, Secretary of State  
Business Services Division

Processed By: Lindsey Mullins

| Field Name            | Changed From   | Changed To           |
|-----------------------|----------------|----------------------|
| Principal Address 1   | 2323 CURLEW RD | 6905 N. Wickham Road |
| Principal Address 2   | SUITE 7C       | Suite 403            |
| Principal City        | DUNEDIN        | Melbourne            |
| Principal Postal Code | 34698          | 32940                |

State of Tennessee



Department of State  
Corporate Filings  
312 Eighth Avenue North  
6th Floor, William R. Snodgrass Tower  
Nashville, TN 37243

FILED

ARTICLES OF AMENDMENT  
TO THE CHARTER  
(For-Profit)

RECEIVED  
STATE OF TENNESSEE  
For Office Use Only

7/7/10  
JUL 10 2010  
6:06 PM

CORPORATE CONTROL NUMBER (IF KNOWN) 000409753

PURSUANT TO THE PROVISIONS OF SECTION 48-20-106 OF THE TENNESSEE BUSINESS CORPORATION ACT, THE UNDERSIGNED CORPORATION ADOPTS THE FOLLOWING ARTICLES OF AMENDMENT TO ITS CHARTER:

1. PLEASE INSERT THE NAME OF THE CORPORATION AS IT APPEARS OF RECORD:  
American Dial Tone, Inc.

IF CHANGING THE NAME, INSERT THE NEW NAME ON THE LINE BELOW:

2. PLEASE MARK THE BLOCK THAT APPLIES:

- ☐ AMENDMENT IS TO BE EFFECTIVE WHEN FILED BY THE SECRETARY OF STATE.  
☒ AMENDMENT IS TO BE EFFECTIVE, July 6, 2010 (MONTH, DAY, YEAR)

(NOT TO BE LATER THAN THE 90TH DAY AFTER THE DATE THIS DOCUMENT IS FILED.) IF NEITHER BLOCK IS CHECKED, THE AMENDMENT WILL BE EFFECTIVE AT THE TIME OF FILING.

3. PLEASE INSERT ANY CHANGES THAT APPLY:

- A. PRINCIPAL ADDRESS: 6905 N. Wickham Road, Suite 403  
Melbourne FL 32940  
CITY STATE / COUNTY ZIP CODE
- B. REGISTERED AGENT:
- C. REGISTERED ADDRESS:  
TN  
CITY STATE ZIP CODE COUNTY
- D. OTHER CHANGES:

4. THE CORPORATION IS FOR PROFIT.

5. THE MANNER (IF NOT SET FORTH IN THE AMENDMENT) FOR IMPLEMENTATION OF ANY EXCHANGE, RECLASSIFICATION, OR CANCELLATION OF ISSUED SHARES IS AS FOLLOWS:

6. THE AMENDMENT WAS DULY ADOPTED ON July 6, 2010 (MONTH, DAY, YEAR)  
BY (Please mark the block that applies):

- ☐ THE INCORPORATORS WITHOUT SHAREHOLDER ACTION, AS SUCH WAS NOT REQUIRED.  
☐ THE BOARD OF DIRECTORS WITHOUT SHAREHOLDER APPROVAL, AS SUCH WAS NOT REQUIRED.  
☒ THE SHAREHOLDERS.

Director

SIGNER'S CAPACITY

SIGNATURE



DATE

Thomas E. Biddix  
NAME OF SIGNER (TYPED OR PRINTED)



AMERICAN DIAL TONE, INC.

CERTIFICATE ISSUED BY FLORIDA SECRETARY OF STATE

| FLORIDA DEPARTMENT OF STATE<br>DIVISION OF CORPORATIONS                                      |                            |  |                                       |  |                      |
|--|----------------------------|---|---------------------------------------|---|----------------------|
| <a href="#">Home</a>   | <a href="#">Contact Us</a> | <a href="#">E-Filing Services</a>   | <a href="#">Document Searches</a>     | <a href="#">Forms</a>   | <a href="#">Help</a> |
| <a href="#">Previous on List</a> <a href="#">Next on List</a> <a href="#">Return To List</a> |                            |   | <a href="#">Entity Name Search</a>    |   |                      |
| <a href="#">Events</a> <a href="#">Name History</a>  |                            |   | <input type="button" value="Submit"/> |   |                      |
| <b>Detail by Entity Name</b>   |                            |   |                                       |   |                      |
| <b><u>Florida Profit Corporation</u></b>   |                            |   |                                       |   |                      |
| AMERICAN DIAL TONE, INC.   |                            |   |                                       |   |                      |
| <b><u>Filing Information</u></b>   |                            |   |                                       |   |                      |
| Document Number  | P98000088466               |   |                                       |   |                      |
| FEI/EIN Number   | 593547114                  |   |                                       |   |                      |
| Date Filed   | 10/15/1998                 |   |                                       |   |                      |
| State  | FL                         |   |                                       |   |                      |
| Status   | ACTIVE                     |   |                                       |   |                      |
| Last Event   | AMENDMENT                  |   |                                       |   |                      |
| Event Date Filed   | 08/06/2010                 |   |                                       |   |                      |
| Event Effective Date   | NONE                       |   |                                       |   |                      |
| <b><u>Principal Address</u></b>  |                            |   |                                       |   |                      |
| 6905 N. WICKHAM ROAD<br>SUITE 403<br>MELBOURNE FL 32940                                      |                            |   |                                       |   |                      |
| Changed 08/06/2010   |                            |   |                                       |   |                      |
| <b><u>Mailing Address</u></b>  |                            |   |                                       |   |                      |
| 6905 N. WICKHAM ROAD<br>SUITE 403<br>MELBOURNE FL 32940                                      |                            |   |                                       |   |                      |
| Changed 08/06/2010   |                            |   |                                       |   |                      |
| <b><u>Registered Agent Name &amp; Address</u></b>  |                            |   |                                       |   |                      |
| NRAI SERVICES, INC.<br>2731 EXECUTIVE PARK DRIVE - SUITE 4<br>WESTON FL 33331 US             |                            |   |                                       |   |                      |
| Name Changed: 10/25/2010   |                            |   |                                       |   |                      |
| Address Changed: 10/25/2010  |                            |   |                                       |   |                      |
| <b><u>Officer/Director Detail</u></b>  |                            |   |                                       |   |                      |
| <b><u>Name &amp; Address</u></b>   |                            |   |                                       |   |                      |
| Title D  |                            |   |                                       |   |                      |
| BIDDIX, THOMAS E<br>6905 N. WICKHAM RD., STE. 403<br>MELBOURNE FL 32940                      |                            |   |                                       |   |                      |
| Title S  |                            |   |                                       |   |                      |
| SUTCH, CHRISITNA   |                            |   |                                       |   |                      |

6905 N. WICKHAM RD., STE. 403  
MELBOURNE FL 32940

## Annual Reports

### Report Year Filed Date

|      |            |
|------|------------|
| 2009 | 03/24/2009 |
| 2010 | 04/08/2010 |
| 2010 | 04/09/2010 |

## Document Images

|   |  |
|---|--|
| <a href="#">10/25/2010 -- Reg. Agent Change</a> | <a href="#">View image in PDF format</a> |
|---|--|

|   |  |
|---|--|
| <a href="#">08/06/2010 -- Amendment</a> | <a href="#">View image in PDF format</a> |
|---|--|

|   |  |
|---|--|
| <a href="#">04/09/2010 -- ANNUAL REPORT</a> | <a href="#">View image in PDF format</a> |
|---|--|

|   |  |
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| <a href="#">04/08/2010 -- ANNUAL REPORT</a> | <a href="#">View image in PDF format</a> |
|---|--|

|   |  |
|---|--|
| <a href="#">01/13/2010 -- Name Change</a> | <a href="#">View image in PDF format</a> |
|---|--|

|   |  |
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| <a href="#">11/16/2009 -- Reg. Agent Change</a> | <a href="#">View image in PDF format</a> |
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|   |  |
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| <a href="#">03/24/2009 -- ANNUAL REPORT</a> | <a href="#">View image in PDF format</a> |
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|   |  |
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| <a href="#">03/31/2008 -- ANNUAL REPORT</a> | <a href="#">View image in PDF format</a> |
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| <a href="#">03/26/2007 -- ANNUAL REPORT</a> | <a href="#">View image in PDF format</a> |
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| <a href="#">03/15/2006 -- ANNUAL REPORT</a> | <a href="#">View image in PDF format</a> |
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| <a href="#">02/24/2005 -- ANNUAL REPORT</a> | <a href="#">View image in PDF format</a> |
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|---|--|
| <a href="#">06/07/2004 -- Reg. Agent Change</a> | <a href="#">View image in PDF format</a> |
|---|--|

|   |  |
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| <a href="#">01/09/2004 -- ANNUAL REPORT</a> | <a href="#">View image in PDF format</a> |
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| <a href="#">04/16/2003 -- ANNUAL REPORT</a> | <a href="#">View image in PDF format</a> |
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|   |  |
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| <a href="#">04/22/2002 -- ANNUAL REPORT</a> | <a href="#">View image in PDF format</a> |
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|   |  |
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| <a href="#">04/18/2001 -- ANNUAL REPORT</a> | <a href="#">View image in PDF format</a> |
|---|--|

|   |  |
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| <a href="#">05/05/2000 -- ANNUAL REPORT</a> | <a href="#">View image in PDF format</a> |
|---|--|

|   |  |
|---|--|
| <a href="#">04/30/1999 -- ANNUAL REPORT</a> | <a href="#">View image in PDF format</a> |
|---|--|

|   |  |
|---|--|
| <a href="#">10/15/1998 -- Domestic Profit</a> | <a href="#">View image in PDF format</a> |
|---|--|

**Note:** This is not official record. See documents if question or conflict.

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State of Florida, Department of State

Articles of Amendment  
to  
Articles of Incorporation  
of

GANOCO, INC.

(Name of Corporation as currently filed with the Florida Dept. of State)

P98000088466

(Document Number of Corporation (if known))

Pursuant to the provisions of section 607.1006, Florida Statutes, this *Florida Profit Corporation* adopts the following amendment(s) to its Articles of Incorporation:

**A. If amending name, enter the new name of the corporation:**

AMERICAN DIAL TONE, INC.

*The new name must be distinguishable and contain the word "corporation," "company," or "incorporated" or the abbreviation "Corp.," "Inc.," or "Co.," or the designation "Corp.," "Inc.," or "Co.". A professional corporation name must contain the word "chartered," "professional association," or the abbreviation "P.A."*

**B. Enter new principal office address, if applicable:**

(Principal office address MUST BE A STREET ADDRESS)

**C. Enter new mailing address, if applicable:**

(Mailing address MAY BE A POST OFFICE BOX)

**D. If amending the registered agent and/or registered office address in Florida, enter the name of the new registered agent and/or the new registered office address:**

Name of New Registered Agent:

New Registered Office Address:

(Florida street address)

\_\_\_\_\_, Florida  
(City) (Zip Code)

**New Registered Agent's Signature, if changing Registered Agent:**

*I hereby accept the appointment as registered agent. I am familiar with and accept the obligations of the position.*

\_\_\_\_\_  
*Signature of New Registered Agent, if changing*

If amending the Officers and/or Directors, enter the title and name of each officer/director being removed and title, name, and address of each Officer and/or Director being added:

*(Attach additional sheets, if necessary)*

| <u>Title</u> | <u>Name</u> | <u>Address</u> | <u>Type of Action</u>           |
|--------------|-------------|----------------|---------------------------------|
| _____        | _____       | _____          | <input type="checkbox"/> Add    |
|              |             | _____          | <input type="checkbox"/> Remove |
|              |             | _____          |                                 |
| _____        | _____       | _____          | <input type="checkbox"/> Add    |
|              |             | _____          | <input type="checkbox"/> Remove |
|              |             | _____          |                                 |
| _____        | _____       | _____          | <input type="checkbox"/> Add    |
|              |             | _____          | <input type="checkbox"/> Remove |
|              |             | _____          |                                 |

**E. If amending or adding additional Articles, enter change(s) here:**

*(attach additional sheets, if necessary). (Be specific)*

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**F. If an amendment provides for an exchange, reclassification, or cancellation of issued shares, provisions for implementing the amendment if not contained in the amendment itself:**

*(if not applicable, indicate N/A)*

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The date of each amendment(s) adoption: January 11, 2009

(date of adoption is required)

Effective date if applicable: \_\_\_\_\_

(no more than 90 days after amendment file date)

Adoption of Amendment(s) (CHECK ONE)

☒ The amendment(s) was/were adopted by the shareholders. The number of votes cast for the amendment(s) by the shareholders was/were sufficient for approval.

☐ The amendment(s) was/were approved by the shareholders through voting groups. *The following statement must be separately provided for each voting group entitled to vote separately on the amendment(s):*

"The number of votes cast for the amendment(s) was/were sufficient for approval

by \_\_\_\_\_."

(voting group)

☐ The amendment(s) was/were adopted by the board of directors without shareholder action and shareholder action was not required.

☐ The amendment(s) was/were adopted by the incorporators without shareholder action and shareholder action was not required.

Dated January 11, 2009

Signature \_\_\_\_\_

(By a director, president or other officer – if directors or officers have not been selected, by an incorporator – if in the hands of a receiver, trustee, or other court appointed fiduciary by that fiduciary)

Thomas E. Biddix

(Typed or printed name of person signing)

Director

(Title of person signing)

# *State of Florida*

## *Department of State*

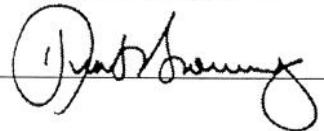
I certify from the records of this office that AMERICAN DIAL TONE, INC. is a corporation organized under the laws of the State of Florida, filed on October 15, 1998.

The document number of this corporation is P98000088466.

I further certify that said corporation has paid all fees due this office through December 31, 2009, that its most recent annual report was filed on March 24, 2009, and its status is active.

I further certify that said corporation has not filed Articles of Dissolution.

*Given under my hand and the Great Seal of  
Florida, at Tallahassee, the Capital, this the  
Twentieth day of January, 2010*



*Secretary of State*



Authentication ID: 300166703893-012010-P98000088466

To authenticate this certificate, visit the following site, enter this ID, and then follow the instructions displayed.

<https://efile.sunbiz.org/certauthver.html>

AMERICAN DIAL TONE, INC.

BOND/LETTER OF CREDIT





1900 5TH AVENUE NORTH, 22ND FLR, BIRMINGHAM, ALABAMA 35203  
S.W.I.F.T. UPNBUS44MIA TELEX 6737871 UPBMIA  
PHONE (866)828-6928 FAX (205)264-6027

IRREVOCABLE LETTER OF CREDIT

TENNESSEE REGULATORY AUTHORITY  
ATTN: SHARLA DILLON, DOCKETS MANAGER  
460 JAMES ROBERTSON PARKWAY  
NASHVILLE, TENNESSEE 37243-0505

REFERENCE: NAME OF COMPANY AUTHORIZED BY TRA: AMERICAN DIAL TONE INC.  
COMPANY ID# AS ASSIGNED BY THE TRA: 128736  
IRREVOCABLE LETTER OF CREDIT NUMBER: 55105096  
EFFECTIVE DATED: NOVEMBER 2, 2010  
EXPIRATION DATE: OCTOBER 25, 2011

SIR/MADAM:

YOU HAVE REQUESTED OF REGIONS BANK (THE "LENDER") THAT WE ESTABLISH AN IRREVOCABLE LETTER OF CREDIT WHICH WILL REMAIN AVAILABLE ON BEHALF OF AMERICAN DIAL TONE INC. (THE "COMPANY") WHO HAS APPLIED TO THE TENNESSEE REGULATORY AUTHORITY (THE "TRA") FOR AUTHORITY TO PROVIDE TELECOMMUNICATION SERVICES IN THE STATE OF TENNESSEE. THE PURPOSE OF THIS LETTER OF CREDIT IS TO SECURE PAYMENT OF ANY MONETARY SANCTION IMPOSED AGAINST THE COMPANY, IT REPRESENTATIVES, SUCCESSORS IN ANY ENFORCEMENT PROCEEDING BROUGHT UNDER TITLE 65 OF THE TENNESSEE CODE ANNOTATED OR THE CONSUMER TELEMARTETING ACT OF 1990, BY OR ON BEHALF OF THE TRA.

WE HEREBY ESTABLISH AND ISSUE, IN FAVOR OF THE TRA, AN IRREVOCABLE LETTER OF CREDIT IN THE AMOUNT OF TWENTY THOUSAND (20,000.00) LAWFUL MONEY OF THE UNITED STATES OF AMERICA. THE TRA MAY DRAW UPON THIS LETTER OF CREDIT, AT ANY TIME UP TO, BUT NOT EXCEEDING USD\$20,000.00 (US DOLLARS TWENTY THOUSAND) AND FROM TIME TO TIME, BY DELIVERING A LETTER OF CREDIT NOTICE, SUBSTANTIALLY IN THE FORM SET FORTH BELOW (A "NOTICE"), WHICH NOTICE SHALL SPECIFY THE AMOUNT (THE "DRAW AMOUNT") TO BE DRAWN AND THE BANK ACCOUNT (THE "BANK ACCOUNT") TO WHICH THE DRAW AMOUNT SHOULD BE DELIVERED AND SHALL BE SIGNED BY AN OFFICIAL DESIGNATED AND DULY AUTHORIZED BY THE TRA TO LENDER AT THE ADDRESS LISTED BELOW, OR TO SUCH OTHER ADDRESS AS THE LENDER SHALL NOTIFY THE TRA IN WRITING BY CERTIFIED MAIL OR OVER NIGHT COURIER. UPON RECEIPT OF THE DELIVERY OF EACH COMPLIANT FORM OF LETTER OF CREDIT NOTICE THE LENDER AGREES TO DELIVER BY WIRE TRANSFER THE DRAW AMOUNT TO THE BANK ACCOUNT AS PER THE FORM.

THIS LETTER OF CREDIT SHALL BE DEEMED AUTOMATICALLY RENEWED WITHOUT AMENDMENT FOR SUCCESSIVE ONE-YEAR PERIODS AND MAY BE CANCELED BY THE LENDER BY GIVING THIRTY (30) DAY ADVANCE WRITTEN NOTICE BY CERTIFIED MAIL OR OVER NIGHT COURIER OF SUCH CANCELLATION TO THE TRA AND THE COMPANY, IT BEING UNDERSTOOD THAT THE LENDER SHALL NOT BE RELIEVED OF LIABILITY THAT MAY HAVE ACCURED UNDER THIS LETTER OF CREDIT UP TO THE DATE OF CANCELLATION. THE LENDER IS RESPONSIBLE FOR EFFECTING PAYMENT UNDER THE LETTER OF CREDIT BASED ON PRESENTATION OF CONFORMING DOCUMENTS.

Our reference Number: 55105096



REGIONS®

Page: 2

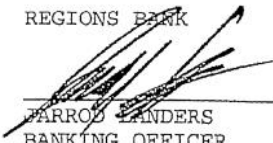
THE LENDER HEREBY REPRESENTS AND WARRANTS THAT IT IS QUALIFIED AND AUTHORIZED TO ISSUE THIS LETTER OF CREDIT AND IS A BANK DESIGNATED BY THE TREASURER OF THE STATE OF TENNESSEE AS AN AUTHORIZED DEPOSITORY BANK OF THE DEPOSIT OF STATE FUNDS.

MULTIPLE DRAWINGS ARE PERMITTED.

EXCEPT AS OTHERWISE EXPRESSLY STATED, THIS LETTER OF CREDIT IS SUBJECT TO THE UNIFORM CUSTOMS AND PRACTICE FOR DOCUMENTARY CREDIT (2007 REVISION) INTERNATIONAL CHAMBER OF COMMERCE PUBLICATION NO. 600, ANY REVISIONS THERETO.

YOURS VERY TRULY,

REGIONS BANK

  
\_\_\_\_\_  
PARROT LANDERS  
BANKING OFFICER

1900 5TH AVENUE NORTH  
22ND FLOOR  
BIRMINGHAM, ALABAMA 35203

### APPROVAL AND INDORSEMENT

This is to certify that I have examined the foregoing letter of credit and found the same to be sufficient and in conformity to law and that the same has been filed with the Tennessee Regulatory Authority, State of Tennessee, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Name:

Title:

### FORM OF LETTER OF CREDIT NOTICE

Regions Bank

1900 5<sup>th</sup> Avenue North, 22<sup>nd</sup> floor

Birmingham, AL 35203

Re:Irrevocable Letter of Credit No. 55105096

Dear Sir or Madam:

You are hereby notified, and the undersigned hereby certifies, that the undersigned is an official designated and duly authorized by the TRA to deliver this notice and that a monetary sanction in the amount of \$ (the "Draw Amount") has been imposed against **American Dial Tone, Inc.** its representatives, successors or assigns, in an enforcement proceeding brought under Title 65 of Tennessee Code Annotated or the Consumer Telemarketing Act of 1990, by or on behalf of the TRA.

Pursuant to that certain Irrevocable Letter of Credit referenced above, we hereby request that you deliver payment of the Draw Amount to the bank account listed below by wire transfer of immediately available funds:

Name of Bank Account: \_\_\_\_\_  
Account Number: \_\_\_\_\_  
ABA Routing Number: \_\_\_\_\_  
Reference: \_\_\_\_\_  
Name of Contact: \_\_\_\_\_  
Telephone Number: \_\_\_\_\_  
Facsimile Number: \_\_\_\_\_

Please confirm receipt of this Notice and the Federal Reserve wire confirmation number of the delivery of the Draw Amount by sending a facsimile to the person at the number listed above.

Sincerely,

**TENNESSEE REGULATORY AUTHORITY**

Name:

Title:

\_\_\_\_\_

AMERICAN DIAL TONE, INC.

SMALL AND MINORITY OWNED TELECOMMUNICATIONS BUSINESS PARTICIPATION PLAN

American Dial Tone, Inc.

SMALL AND MINORITY-OWNED TELECOMMUNICATIONS  
BUSINESS PARTICIPATION PLAN

Pursuit to T.C.A. §65-5-212, as amended, American Dial Tone, Inc. submits this small and minority-owned Telecommunications business participation plan along with its Application for a Certificate of Public Convenience and Necessity to resell intrastate and local exchange services in Tennessee.

## I. PURPOSE

The purpose of §65-5-212 is to provide opportunities for small and minority-owned businesses to provide goods and services to Telecommunications service providers. American Dial Tone, Inc. is committed to the goals of §65-5-212 and to taking steps to support the participation of small and minority-owned Telecommunications businesses in the Telecommunications industry.

American Dial Tone, Inc. will endeavor to provide opportunities for small and minority-owned Telecommunications business to compete for contracts and subcontracts for goods and services. As part of its procurement process, American Dial Tone, Inc. will make efforts to identify and inform minority-owned and small businesses that are qualified and capable of providing goods and services to American Dial Tone, Inc. of such opportunities.

American Dial Tone, Inc. representatives have already contacted the Department of Economics and Community Development, the administrator of the small and minority-owned Telecommunications assistance program, to obtain a list of qualified vendors. Moreover,

American Dial Tone, Inc. will seek to increase awareness of such opportunities so that companies not otherwise identified will have sufficient information to participate in the procurement process.

## II. DEFINITIONS

As defined in §65-5-212.

*Minority-Owned Business.* Minority-owned business shall mean a business which is solely owned, or at least fifty-one percent (51%) of the assets or outstanding stock of which is owned, by an individual who personally manages and controls daily operations of such business, and who is impeded from normal entry into the economic mainstream because of race, religion, sex or national origin and such business has annual gross receipts of less than four million dollars (\$4,000,000).

*Small Business.* Small Business shall mean a business with annual gross receipts of less than four million dollars (\$4,000,000).

### III. ADMINISTRATION

American Dial Tone, Inc. plan will be overseen and administered by the individual named below, hereinafter referred to as the Administrator, who will be responsible for carrying out and promoting American Dial Tone, Inc. full efforts to provide equal opportunities for small and minority-owned businesses. The Administrator of the Plan will be:

American Dial Tone, Inc.  
Thomas E. Biddix  
6905 N. Wickham Road, Suite 403  
Melbourne, FL 32940  
Telephone: 321-373-1333  
Facsimile: 813-862-2318

The Administrator's responsibilities will include:

- (1) Maintaining an updated Plan in full compliance with §65-5-212 and the rules and orders of the Tennessee Regulatory Authority.
- (2) Establishing and developing policies and procedures necessary for the successful implementation of the Plan.
- (3) Preparing and submitting such forms as may be required by the Tennessee Regulatory Authority, including the filing of required annual updates.
- (4) Serving as the primary liaison to and cooperate with the Tennessee Regulatory Authority, other agencies of the State of Tennessee, and small and minority-owned businesses to locate and use qualified small and minority-owned businesses as defined in §65-5-212.
- (5) Searching for and developing opportunities to use small and minority-owned businesses and encouraging such businesses to participate in and bid on contracts and subcontracts.
- (6) Providing records and reports and cooperate in any authorized surveys as required by the Tennessee Regulatory Authority.
- (7) Establish a record-keeping system to track qualified small and minority-owned businesses and efforts to use such businesses.

(8) Providing information and educational activities to persons within American Dial Tone, Inc. and training such persons to seek out, encourage, and promote the use of small and minority-owned businesses.

In performance of these duties, the Administrator will utilize a number of resources, including:

- Chambers of Commerce
- The Tennessee Department of Economic and Community Development
- The United States Department of Commerce
  - Small Business Administration
  - Office of Minority Business
- The National Minority Supplier Development Council
- The National Association of Women Business Owners
- The National Association of Minority Contractors
- Historically Black Colleges, Universities, and Minority Institutions

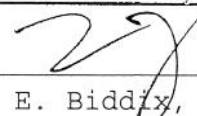
The efforts to promote and ensure equal opportunities for small and minority-owned businesses are owned businesses are primarily spelled out in the Administrator's duties above. Additional efforts to provide opportunities to small and minority-owned businesses will include offering, where appropriate and feasible, small and minority-owned businesses assistance with technical, insurance, bonding, licensing, production, and deadline requirements.

#### IV. RECORDS AND COMPLIANCE REPORTS

American Dial Tone, Inc. will maintain records of qualified small and minority-owned business and efforts to use the goods and services of such businesses. In addition,

American Dial Tone, Inc. will maintain records of educational and training activities conducted or attended and of the internal procurement procedures adopted to support this plan.

American Dial Tone, Inc. will submit records and reports required by the Tennessee Regulatory Authority concerning the Plan. Moreover, American Dial Tone, Inc. will cooperate fully with any surveys and studies required by the Tennessee Regulatory Authority.

American Dial Tone, Inc.  
By:   
Thomas E. Biddix, Director



American Dial Tone, Inc.  
6905 N. Wickham Rd., Ste 403  
Melbourne, FL 32940

VOID  REGIONS

6259

63-466  
631

01/14/11

PAY TO THE  
ORDER OF

Tennessee Regulatory Authority

\$

\*\*\*\$ 25.00

Twenty-five Dollars and 00 /100 Cents\*\*\*\*\*

DOLLARS

Tennessee Regulatory Authority

460 James Robertson Parkway

Nashville TN 37243-0505

USA

MEMO

22

⑈006259⑈ ⑆063104668⑆ 0118380158⑈

American Dial Tone, Inc.

6259

American Dial Tone

01/14/11

TEN002

| INVOICE NO. | INVOICE DATE | AMOUNT | DISCOUNT | VOUCHER #   | NET AMOUNT |
|-------------|--------------|--------|----------|-------------|------------|
| 20101126    | 01/12/11     | 25.00  | 0.00     | name change | 25.00      |

25.00