

15-00036

BEFORE THE TENNESSEE REGULATORY AUTHORITY

2015 MAR 13 AM 11:46

**IN THE MATTER OF THE APPLICATION OF
EQUINOX GLOBAL TELECOMMUNICATIONS, INC.
FOR A CERTIFICATE TO PROVIDE COMPETING LOCAL
TELECOMMUNICATION SERVICES**

TRA DOCKET ROOM

**APPLICATION FOR CERTIFICATE TO PROVIDE COMPETING LOCAL
TELECOMMUNICATIONS SERVICES**

Pursuant to applicable Tennessee Statutes and the Rules and Regulations of the Tennessee Regulatory Authority and Section 253 of the Federal Telecommunications Act of 1996 ("Act"), Equinox Global Telecommunications, Inc. ("Equinox Global Telecommunications, Inc.") respectfully requests that the Tennessee Regulatory Authority ("TRA") grant to Equinox Global Telecommunications, Inc. authority to provide dark fiber and colocation within the State of Tennessee. Equinox Global Telecommunications, Inc. is willing and able to comply with all applicable rules and regulations in Tennessee pertaining to the provision of competing local telecommunications services. TCA 65-4-201

In support of its Application, Equinox Global Telecommunications, Inc. submits the following:

1. The full name and address of the Applicant is:
Equinox Global Telecommunications, Inc.
1017 Morrisville Pkwy.
Morrisville, North Carolina 27560
Telephone: 919-307-5818

Questions regarding this application should be directed to:
LaDonna Martin
Director
Equinox Global Telecommunications, Inc.
1204 Village Market Pkwy., #278
Morrisville, North Carolina 27560
Telephone: 919-307-5818

Contact name and address at the Company is:
LaDonna Martin
Director
Equinox Global Telecommunications, Inc.
1204 Village Market Pkwy., #278
Morrisville, North Carolina 27560
Telephone: 919-307-5818

2. Organizational Chart of Corporate Structure: Include any pertinent acquisition or merger information.

continue to do installations across the United States. Equinox Global Telecommunications works closely with subject matter experts/companies which allows us to gain the necessary experience of building of networks in-house as well as come to market doing these builds cost-effectively. The management team consists of the founder/owner with a background in telecommunications and business services, consultants and other subject matter professionals with diverse backgrounds from varied industries.

Our normal hours of operations are 7:00 am - 8:00 pm, Monday thru Friday with the hours for the NOC/Call Center/Technical support being 24x7, 365/per year. These hours are positioned to assist clients across the United States and/or globally. Our ultimate goal is to accommodate any client(s) with their broadband needs. This carrier grade, low-latency network will service clients that include other carriers as well as industries such as technology, healthcare, financial, government, manufacturing, education, residential and those in rural, underserved, un-served areas, etc.

It is our desire and goal to bridge the technology gap between larger cities and those cities that are underserved, un-served, or have a large vulnerable or at-risk population due the lack of technology or broadband services. As an upcoming technology company we have the ability to make the business case to go into many areas that are technology and/or broadband challenged. This presents a win-win for Equinox Global Telecommunications as well as for other carriers that wish to offer services in those areas without a huge capital outlay.

The Equinox Global Telecommunications network infrastructure has been designed with many purposes for many sectors, however the primary purpose for this network is to provide the latest in technology services to end-users that are cost-effective and competitive. We also are looking to provide an opportunity for a higher grade of service with focused functionality especially in those areas where broadband is a challenge.

Service offerings include dark fiber, collocation, capacity/bandwidth, NOC, technical support, help desk, Network Maintenance and Monitoring, and Professional Services. Strategic Partners will assist Equinox Global Telecommunications in bringing our services to the public. There has been an enormous amount of expressed interest in the services provided by this network.

Equinox Global Telecommunications estimates the number of users for this proposed network will initially serve a minimum of 1,000,000 users with the potential to reach well over 5M. This will encompass users on a local as well as a global level. The basis for these projections include but is not limited to the number of actual businesses and residential customers available to be served according to the US Census Bureau, the take rate from other service providers that provide similar or comparable services, surveys, and the campaigns that are currently being implemented. Of all the many features stated thus far, this network infrastructure also provides middle mile and last mile solutions.

Network Overview and Expansion Plans

Headquarter, Satellite and Construction Offices: Charlotte, North Carolina; Atlanta, Georgia;

(Note: Satellite Offices house Executives, Administrative Staff, Marketing & Sales, Call Center & Technical Support Operations, and Logistics, and the construction offices are located throughout the Southeast)

Network Overview:

- Private – Combination between Mesh & Point-to-Point
- 24+ -Strand Dark Fiber Rings: Charlotte, NC; Atlanta, GA; and Macon, GA. Several additional cities are being considered.
 - Laterals/Point-to-Point builds are expected to come off of these rings or off of existing fiber provided via Strategic Partner that provide fiber
- New Fiber Builds (2012-2018) – additional routes coming.
 - Charlotte Diversity Route
 - Charlotte, NC to Raleigh, NC
 - Charlotte, NC to Johnson City, TN to Nashville, TN to Oklahoma City, OK
 - Charlotte, NC to Ashburn, VA via Roanoke, VA to Cincinnati, Ohio
 - Atlanta, GA to Macon, GA to Columbus, GA to Dothan, AL
 - Macon, GA to Savannah, GA
 - Charleston, SC to Savannah, GA to Jacksonville, FL to Miami, FL

Please Note:

- Additional fiber routes are being considered. It is also the desire of Equinox Global Telecommunications to be a global service provider—negotiations for space in the global market is now underway.
- Regens are every 60-80 miles apart depending on route
- Manholes/handholes are approximately 800 ft. – 2500 ft. depending on route and design
- POPs, Colohotels and other types of regens via 3rd party resources are also used

Target Customer: Enterprise, Carriers, Financial, Healthcare, Educational, Manufacturing, Small to Medium Business, Residential, Wireless, Rural

Service Offerings: Dark Fiber, Network Monitoring and Maintenance, collocation, and Professional Services.

4. Equinox Global Telecommunications, Inc. possesses the managerial, technical, and financial ability to provide local telecommunications service in the State of Tennessee as demonstrated below:

A. Financial Qualifications:

In support of its financial qualifications, Equinox Global Telecommunications, Inc. is a telecommunications company, serving customers throughout the Southeast. Equinox Global Telecommunications principal lines of business are dark fiber and colocation.

The company has a number of financing vehicles in place to ensure adequate liquidity in meeting its anticipated funding needs. Equinox is currently negotiating and has negotiated contracts that will support a network build of this size.

Equinox Global Telecommunications expects to improve revenues and decrease expenses throughout 2015-2016 as the fiber build nears its completion. The fiber optic network will be substantially complete by the end of 2017, connecting a multitude of cities and encompassing more than 5,000 route miles, providing southeastern dark fiber connectivity.

Exhibit F summarizes the recent financial performance of Equinox Global Telecommunications, Inc.. This includes statement of cash flows for year-end 2014 and 2015 projections. Thus, Equinox Global Telecommunications, Inc. asserts that it has the financial resources necessary to operate as a competitive local service provider in Tennessee.

Exhibit G is a capital expenditures budget for 2015, 2016, and 2017 indicating type of equipment to be purchased, cost, and sources for funding of projected capital expenditures.

Equinox Global Telecommunications, Inc.'s financials nor their projected financials reflect any revenues or expenses associated with reciprocal compensation.

B. **Managerial Ability:**

As shown in **Exhibit E** to this Application, Equinox Global Telecommunications, Inc. has the managerial expertise to successfully operate a telecommunications enterprise in Tennessee. As described in the attached biographical information, Equinox Global Telecommunications, Inc.'s management team has extensive management and business experience in telecommunications.

C. **Technical Qualifications:**

Equinox Global Telecommunications, Inc. services will satisfy the minimum standards established by the TRA. The company will file and maintain tariffs in the manner prescribed by the TRA and will meet minimum basic local standards, including quality of service and billing standards required of all LEC'S regulated by the TRA. Applicant will not require customers to purchase CPE, which cannot be used with the Incumbent Local Exchange Carrier's systems. As noted in the biographies **Exhibit E** of the principal officers, there are officers with project management and engineering backgrounds and several years of telecommunications expertise. The companies Equinox Global Telecommunications outsources to also have many years of experience in their perspective areas of expertise. Thus, Equinox Global Telecommunications, Inc. is certainly technically qualified to provide dark fiber and colocation services in Tennessee.

5. **Proposed Service Area:**

The applicant proposes to offer its services throughout the State of Tennessee with equipment located several cities which include but are not limited to Nashville, Knoxville, Memphis, Chattanooga and Johnson City. These areas are currently being served by BellSouth and Sprint/United, which are designated open to competition. Equinox Global Telecommunications, Inc. intends to offer these telecommunications services through the use of its own facilities, resold facilities, and through a combination of these provisioning methods. Equinox Global Telecommunications, Inc. anticipates collocating electronic equipment in the central offices of the ILECS.

Equinox Global Telecommunications, Inc. is already authorized to provide telecommunications services in Georgia, and North Carolina. Additionally, Equinox Global Telecommunications, Inc. has pending applications for authority in South Carolina, Kentucky, Virginia, West Virginia, Florida.

6. Types of Local Exchange Service to be provided:

Equinox Global Telecommunications, Inc. expects to offer dark fiber and colocation services primarily to carriers, enterprise and business customers in Tennessee. Equinox Global Telecommunications, Inc.'s initial line of local services will be comparable to that currently offered by the incumbent LECS.

7. Repair and Maintenance:

Equinox Global Telecommunications, Inc. understands the importance of effective customer service for local service customers. Equinox Global Telecommunications, Inc. has made arrangements for its customers to call the company at its toll-free customer service number 1-877-468-0787. In addition, customers may contact the company in writing at the headquarters address, as well as via email at darkfiber@equinoxglobaltelecom.net. The toll free number will be printed on the customer's monthly billing statements. The Tennessee contact person knowledgeable about providers operations is LaDonna Martin, Director.

Grant of the Application will further the goals of the Tennessee Legislature and further the public interest by expanding the availability of competitive telecommunications services in the State of Tennessee. In addition, intrastate offering of these services is in the public interest because the services will provide Tennessee customers increased efficiencies and cost savings. Authorizing Equinox Global Telecommunications, Inc. to provide local exchange telecommunications services will enhance materially the telecommunications infrastructure in the State of Tennessee and will facilitate economic development.

In particular, the public will benefit both directly, through the use of the competitive services to be offered by Equinox Global Telecommunications, Inc. and indirectly, because Equinox Global Telecommunications, Inc.'s presence in Tennessee will increase the incentives for other telecommunications providers to operate more efficiently, offer more innovative services, reduce their prices, and improve their quality of service. Grant of this Application will further enhance the service options available to Tennessee citizens for the reasons set forth above.

8. Small and Minority-Owned Telecommunications Business Participation Plan: (65-5-112):

Exhibit I

9. Toll Dialing Parity Plan: **Exhibit J**

10. Applicant has served notice of this application to the eighteen (18) incumbent local exchange telephone companies in Tennessee with a statement regarding the company's intention of operating geographically. See **Exhibit K** for the list.

11. Numbering Issues: Statement provided in **Exhibit L**

12. Tennessee Specific Operational Issues: Statements provided in **Exhibit M**

13. Miscellaneous:

- A. Sworn Pre-filed testimony: **Exhibit N**
- B. Applicant does require customer deposits
- C. As of now, Equinox Global Telecommunications has not been subject to complaints in any of the states in which we are doing business.
- D. A copy of our tariff is enclosed

CONCLUSION:

Equinox Global Telecommunications, Inc. respectfully requests that the TRA enter an order granting it a certificate of convenience and necessity to operate as a competing telecommunications service provider and authority to provide a full range of local exchange on a facilities-based and resale basis throughout the State of Tennessee in the service areas of Bell South, GTE and Sprint and any other ILEC that does not enjoy a rural exemption under Section 251(f) of the Telecommunications Act of 1996. For the reasons stated above, Equinox Global Telecommunications, Inc.'s provision of these services would promote the public interest by providing high-quality service at competitive prices and by creating greater economic incentives for the development and improvement for all competing providers.

Respectfully submitted this 9th day of March, 2015.

Ladonna Martin, Director
Representative for Equinox Global Telecommunications, Inc.

EXHIBIT A

ORGANIZATIONAL CHART

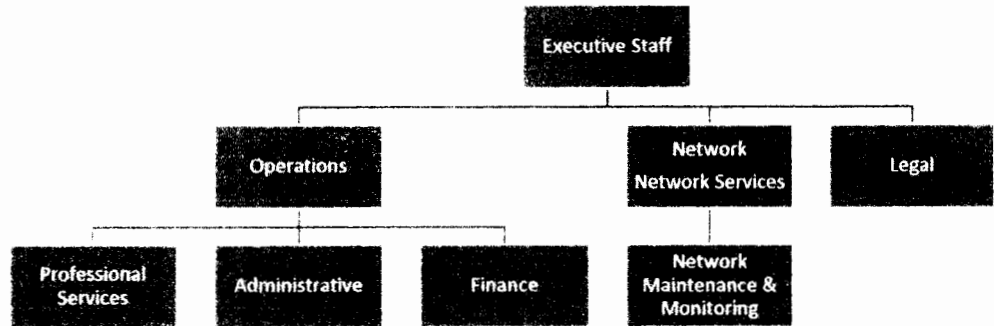


EXHIBIT B

State of North Carolina
Department of the Secretary of State

ARTICLES OF INCORPORATION

SOSID: 1319520
Date Filed: 5/23/2013 9:07:00 AM
Elaine F. Marshall
North Carolina Secretary of State

C201314000119

Pursuant to §55-2-02 of the General Statutes of North Carolina, the undersigned does hereby submit these Articles of Incorporation for the purpose of forming a business corporation.

1. The name of the corporation is: Equinox Global Telecommunications, Inc.
2. The number of shares the corporation is authorized to issue is: 3,000,000
3. These shares shall be: (check either a or b)
 - a. ☒ all of one class, designated as common stock; or
 - b. ☐ divided into classes or series within a class as provided in the attached schedule, with the information required by N.C.G.S. Section 55-6-01.
4. The street address and county of the initial registered office of the corporation is:
Number and Street 176 Mine Lake, Suite 100
City Raleigh State NC Zip Code 27615-6417 County Wake
5. The mailing address, if different from the street address, of the initial registered office is:
Number and Street 6600 Fairview Rd., Suite 400 - 176 Mine Lake, Suite 100
City Charlotte - Raleigh State NC Zip Code 27615-6417 County Mecklenburg - Wake
6. The name of the initial registered agent is: Incorp Services, Inc.
7. Principal office information: (must select either a or b.)
 - a. ☒ The corporation has a principal office.
The street address and county of the principal office of the corporation is:
Number and Street 6000 Fairview Road, Suite 100
City Charlotte State NC Zip Code 28210 County Mecklenburg
The mailing address, if different from the street address, of the principal office of the corporation is:
Number and Street Same as above
City Charlotte State NC Zip Code 28210 County Mecklenburg
 - b. ☐ The corporation does not have a principal office.

8. Any other provisions, which the corporation elects to include, are attached.

9. The name and address of each incorporator is as follows:

Tracy Davis, Secretary

6000 Fairview Rd., Charlotte, NC 28210

LaDonna Martin - LaDonna Martin

6000 Fairview Rd., Charlotte, NC 28210

10. These articles will be effective upon filing, unless a date and/or time is specified:

N/A

This the 10th day of May 20 13

Equinox Global Telecommunications, Inc.

LaDonna Martin, President
Signature

INCORPORATOR

LaDonna Martin, President

Type or Print Name and Title

NOTES:

1. Filing fee is \$125. This document must be filed with the Secretary of State.
CORPORATIONS DIVISION
(Revised January, 2002)

P. O. BOX 29622

RALEIGH, NC 27626-0622
(Form B-01)

EXHIBIT C



STATE OF TENNESSEE
Tre Hargett, Secretary of State
Division of Business Services
William R. Snodgrass Tower
312 Rosa L. Parks AVE, 6th FL
Nashville, TN 37243-1102

Filing Information

Name: **Equinox Global Telecommunications Inc.**

General Information

SOS Control # : 000721869
Filing Type: For-profit Corporation - Domestic
Filing Date: 06/07/2013 2:01 AM
Status: Active
Duration Term: Perpetual
Formation Locale: TENNESSEE
Date Formed: 06/07/2013
Fiscal Year Close 12

Registered Agent Address
INCORP SERVICES, INC.
STE 317
216 CENTERVIEW DR
BRENTWOOD, TN 37027-3226

Principal Address
1204 VILLAGE MARKET PL # 278
MORRISVILLE, NC 27560-7508

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

Date Filed	Filing Description	Image #
10/31/2014	Reinstatement	B0019-2659
	Filing Status Changed From: Inactive - Dissolved (Administrative) To: Active	
	Inactive Date Changed From: 08/09/2014 To: No Value	
10/31/2014	2013 Annual Report	B0019-2656
	Principal Address 1 Changed From: 216 CENTERVIEW DR To: 1204 VILLAGE MARKET PL # 278	
	Principal City Changed From: BRENTWOOD To: MORRISVILLE	
	Principal State Changed From: TN To: NC	
	Principal Postal Code Changed From: 37027-3226 To: 27560-7508	
08/09/2014	Dissolution/Revocation - Administrative	A0261-0582
	Filing Status Changed From: Active To: Inactive - Dissolved (Administrative)	
	Inactive Date Changed From: No Value To: 08/09/2014	
06/03/2014	Notice of Determination	A0248-1575
06/07/2013	Initial Filing	A0188-2041
	Record Status Changed From: Pending To: Active	

Active Assumed Names (if any)	Date	Expires
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EXHIBIT D

OFFICERS

**LaDonna Martin, Director
1204 Village Market Pkwy. #278
Morrisville, North Carolina 27560**

**Tracy Davis, Secretary/CLEC License Regulatory Coordinator
1204 Village Market Pkwy. #278
Morrisville, North Carolina 27560**

Equinox Global Telecommunications has no officers in the state of Tennessee.

EXHIBIT E

SUMMARY OF TECHNICAL EXPERIENCE

The personnel within Equinox Global Telecommunications currently have many years of network experience at all levels. We have over 80+ collective years of telecommunication and information technology experience. This includes but is not limited to both Outside Plant Installation, Inside Plant Installation and Network Maintenance and monitoring. The core experience of our personnel is in the installation of long haul dark fiber networks although we have been involved with a multitude of installations involving metro and local area networks as well as FTTx projects.

We have installed equipment such as Nortel, Alcatel, Ciena, Infinera, Cyan, Juniper, Cisco and more. We are currently and will continue to do installations across the United States. The management team consists of the founder/owner with a background in telecommunications and business services, consultants and other subject matter professionals with diverse backgrounds from varied industries.

LaDonna Martin, Director

Her experience encompasses an accumulated total of 25+ years of extensive telecommunications experience and 30+ of experience in business development and planning. Her background is comprised primarily of Network Design, Project Management, and Installation experience with projects completed for NEC-BNS, C3 Networks/AEP, Nortel, Fujitsu, TelPro Technologies/PacBell, Williams Communications, 360Networks/Worldwide Fiber, Winstar and many more. Her equipment experience encompasses installs for such companies as Nortel, Lucent, Ciena, Cisco, Cyan and Infinera. She is currently an RCDD test candidate. Due to her experience in the telecommunication industry she also consults, engineers and run projects for companies and individuals.

She has actively been involved in and completed applications in government programs such as E-RATE, 8a, RUS fund and Hubzone programs in order to help her company as well as clients achieve their desired goals for business and to excel in the world of IT & Telecommunication technology. Her experience includes being responsible for the writing and distribution of Request For Proposals, RFQs, RFIs, Pre-bid Meetings, Project Management, Materials Ordering, Materials Management and Selection and Deployment of Inside and Outside Plant Vendors. Having this skill set has often times resulted in the understanding as well as participation in network installations that required trenching, boring, placement of handholds and maintenance holds, as well as aerial installations.

In addition to the previously mentioned skills her skill set also includes overseeing individuals that will handles high level sales, recruitment, marketing, HR responsibilities, payroll, and field operations.

EXHIBIT F

EXHIBIT G

****Please note this is in the
schedule of cash flow, located
in exhibit F**

EXHIBIT H

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EXHIBIT I

SMALL AND MINORITY-OWNED TELECOMMUNICATIONS BUSINESS PARTICIPATION PLAN

Equinox Global Telecommunications, Inc.

Pursuant to T.C.A. §65-5-112, as amended, Equinox Global Telecommunications, Inc. ("Equinox Global Telecommunications, Inc.") submits this small and minority-owned Telecommunications business participation plan (the "Plan") along with its Application for a Certificate of Public Convenience and Necessity to provide competing intrastate and local exchange services in Tennessee.

I. PURPOSE

The purpose of §65-5-112 is to provide opportunities for small and minority-owned businesses to provide goods and services to Telecommunications service providers. Equinox Global Telecommunications, Inc. is committed to the goals of §65-5-112 and to taking steps to support the participation of small and minority-owned Telecommunications businesses in the Telecommunications industry. Equinox Global Telecommunications, Inc. will endeavor to provide opportunities for small and minority-owned Telecommunications businesses to compete for contracts and subcontracts for goods and services. As part of its procurement process, Equinox Global Telecommunications, Inc. will make efforts to identify and inform minority-owned and small businesses that are qualified and capable of providing goods and services to Equinox Global Telecommunications, Inc. of such opportunities. Equinox Global Telecommunications, Inc.'s representatives have already contacted the Department of Economic and Community Development, the administrator of the small and minority-owned Telecommunications assistance program, to obtain a list of qualified vendors. Moreover, Equinox Global Telecommunications, 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 §65-5-112.

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

Equinox Global Telecommunications, Inc.'s 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 Equinox Global Telecommunications, Inc.'s full efforts to provide equal opportunities for small and minority-owned businesses. The Administrator of the Plan will be:

LaDonna Martin
Equinox Global Telecommunications, Inc.
1017 Morrisville Parkway
Morrisville, North Carolina 27560
Telephone: 919-307-5818

The Administrator's responsibilities will include:

- (1) Maintaining an updated Plan in full compliance with §65-5-112 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 §65-5-112.
- (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 cooperating in any authorized surveys as required by the Tennessee Regulatory Authority.
- (7) Establishing 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 Equinox Global Telecommunications, 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 Counsel

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 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

Equinox Global Telecommunications, Inc. will maintain records of qualified small and minority-owned business and efforts to use the goods and services of such businesses. In addition, Equinox Global Telecommunications, Inc. will maintain records of educational and training activities conducted or attended and of the internal procurement procedures adopted to support this plan.

Equinox Global Telecommunications, Inc. will submit records and reports required by the Tennessee Regulatory Authority concerning the Plan. Moreover, Equinox Global Telecommunications, Inc. will cooperate fully with any surveys and studies required by the Tennessee Regulatory Authority.

Equinox Global Telecommunications, Inc.

By: LaDonna Martin, Director
LaDonna Martin, Director

Dated: March 9th 2014.

EXHIBIT J

PLEASE NOTE THIS SECTION DOES APPLY DUE TO THE SERVICES EQUINOX GLOBAL TELECOMMUNICATIONS PROVIDES. EQUINOX GLOBAL TELECOMMUNICATION DOES NOT PROVIDE VOICE SERVICES.

INTRALATA TOLL DIALING PARITY PLAN CHECKLIST

THE PLAN SHOULD:

1. Include the proposed implementation date. (FCC ORDER 96-333, 38)
2. Include a list of exchanges in which intralata toll dialing parity will be provided. (FCC ORDER 96-333, 38)
3. Include a method to be used to enable new and existing customers to select alternate providers of telephone toll service. (FCC ORDER 96-333, 38)
4. Accomplish intralata toll dialing parity by a means other than automatically assigning toll customers to itself or any other carrier. (FCC ORDER 96-333, 41 & 81)
5. State the PIC method to be used (2-PIC, MULTIPIC, etc.-2 PIC minimum) (FCC ORDER 96333, 49)
6. Include customer education procedures (FCC ORDER 96-333, 80)
7. Identify the lata with which it is proposed to associate. (FCC ORDER 96-333, 38)
8. State whether a PIC change charge waiver period is proposed and for how long. (Tennessee Regulatory Authority)
9. Include anti-slamming procedures. (Tennessee Regulatory Authority)
10. Include statements concerning nondiscriminatory access to telephone numbers, operator services, directory assistance, and directory listings. (If applicable)
11. Include a statement that the carrier will comply with all rules of the FCC and the TRA.

EXHIBIT K

Applicant (Equinix Global Telecommunications Inc.) has served notice of this application to the eighteen (18) incumbent local exchange telephone companies in Tennessee with a statement regarding the company's intention of operating geographically. See below for the list.

INCUMBENT LOCAL EXCHANGE CARRIERS (ILECs)

JUNE 30, 2006

Ardmore Telephone Company, Inc.

PO Box 549 Ardmore, TN 38449

256-423-2131

BellSouth Telecommunications, Inc.

333 Commerce Street Nashville, TN 37201

615-214-4066

CenturyTel of Adamsville

PO Box 4065 Monroe, LA 71211

318-362-1583

CenturyTel of Claiborne, Inc.

PO Box 4065 Monroe, LA 71211

318-362-1583

CenturyTel of Ooltewah-Collegedale, Inc.

PO Box 4065 Monroe, LA 71211

318-362-1583

Frontier Communications of Tennessee

300 Bland Street, P.O. Box 770 Bluefield, WV 24701

304-325-1216

**f/k/a Citizens Communications of Tennessee Frontier Communications
of the Volunteer State**

300 Bland Street, P.O. Box 770

Bluefield, WV 24701

304-325-1216

f/k/a Citizens Communications of the

Volunteer State Concord Telephone Exchange (TDS Telecom)

PO Box 22995 Knoxville, TN 37933

865-671-4753

Crockett Telephone Company, Inc. (TEC) C/O TSI Processing Center

PO Box 24207

Jackson, MS 39225

731-677-8181

**Humphrey's County Telephone Company
PO Box 22995 Knoxville, TN 37933
865-671-4753**

**Loretto Telephone Company, Inc.
PO Box 130
Loretto, TN 38469
931-853-4351**

**Millington Telephone Company, Inc.
4880 Navy Road
Millington, TN 38053
901-872-3311**

**Peoples Telephone Company, Inc. (TEC) C/O TSI Processing Center
PO Box 24207
Jackson, MS 39225
931-289-4221**

**Embarq Communications, Inc. 14111 Capital Blvd.
Wake Forest, NC 27587
512-867-1071**

**Tellico Telephone Company (TDS Telecom)
PO Box 22995 Knoxville, TN 37933
865-671-4753**

**Tennessee Telephone Company (TDS Telecom)
PO Box 22995 Knoxville, TN 37933
865-671-4753**

**United Telephone Company
PO Box 38
Chapel Hill, TN 37034
931-364-2289**

**West Tennessee Telephone Company (TEC) C/O TSI Processing Center PO Box 24207
Jackson, MS 39225
731-742-2211**

**SAMPLE NOTIFICATION OF SERVICE TO ILECS
(Copy to the Tennessee Regulatory Authority)**

BEFORE THE TENNESSEE REGULATORY AUTHORITY

IN THE MATTER OF THE APPLICATION)
OF Equinox Global Telecommunications, INC. FOR A CERTIFICATE)
TO PROVIDE COMPETING LOCAL)
TELECOMMUNICATIONS SERVICES)

NOTICE OF FILING

TO: ALL INCUMBENT LOCAL EXCHANGE CARRIERS (ILECS)

PLEASE TAKE NOTICE, that in accordance with the Tennessee Regulatory Authority Rules for the Provision of Competitive Intrastate Telecommunications Services, you are hereby given notice that on _____, _____, Equinox Global Telecommunications, Inc., Inc. filed an Application for a Certificate of Public Convenience and Necessity to Provide Competing Local Telecommunications Services.

This _____ day of _____, _____.

Equinox Global Telecommunications, Inc.

BY: _____

Compliance Officer

EXHIBIT L

Numbering Issues

*****PLEASE NOTE: THIS SECTION DOES NOT APPLY TO EQUINOX GLOBAL TELECOMMUNICATIONS DUE TO THE SERVICES WE PROVIDE. EQUINOX GLOBAL TELECOMMUNICATIONS PROVIDES DARK FIBER AND COLOCATION SERVICES.*****

Please provide answers to the following questions concerning numbering within your proposed service areas.

1. What is your company's expected demand for NXXs per NPA within a year of approval of your application?
THIS DOES NOT APPLY. PLEASE SEE NOTE.
2. How many NXXs do you estimate that you will request from NANPA when you establish your service footprint?
THIS DOES NOT APPLY. PLEASE SEE NOTE.
3. When and in what NPA do you expect to establish your service footprint?
THIS DOES NOT APPLY. PLEASE SEE NOTE.
4. Will the company sequentially assign telephone numbers within NXXs?
THIS DOES NOT APPLY. PLEASE SEE NOTE.
5. What measures does the company intend to take to conserve Tennessee numbering resources?
THIS DOES NOT APPLY. PLEASE SEE NOTE.
6. When ordering new NXXs for growth, what percentage fill of an existing NXX does the company use to determine when a request for a new NXX will be initiated?
THIS DOES NOT APPLY. PLEASE SEE NOTE.

EXHIBIT M

Tennessee Specific Operational Issues

Please provide answers to the following questions concerning Tennessee Specific Operational Issues.

1. How does the company intend to comply with TCA §65-21-114? In its description, please explain technically how the company will not bill for countywide calls within Tennessee.

This question does not apply. Equinox Global Telecommunications only provides dark fiber and colocation services.

2. Is the company aware of the Tennessee County Wide Calling database maintained by BellSouth and the procedures to enter your telephone numbers in the database?

Yes, Equinox Global Telecommunications is aware of the Tennessee County Wide Calling database maintained by BellSouth and the procedures to enter your telephone numbers in the database. However, this question does not apply. Equinox Global Telecommunications only provides dark fiber and colocation services.

3. Is your company aware of the local calling areas provided by the Incumbent Local Exchange Carriers in your proposed service areas?

Yes, Equinox Global Telecommunications is aware of the local calling areas provided by the Incumbent Local Exchange Carriers in your proposed service areas, however this question does not apply. Equinox Global Telecommunications only provides dark fiber and colocation services

4. Explain the procedures that will be implemented to assure that your customers will not be billed long distance charges for calls within the metro calling areas.

This question does not apply. Equinox Global Telecommunications only provides dark fiber and colocation services

5. Please provide the name and telephone number of an employee of your company that will be responsible to work with the TRA on resolving customer complaints.

LaDonna Martin

Equinox Global Telecommunications, Inc.

704-412-9919

919-307-5818

6. Does the company intend to telemarket its services in Tennessee? If yes, is the company aware of the telemarketing statutes and regulations found in TCA §65-4-401 *et seq.* and Chapter 1220-4-11? **No Equinox Global Telecommunications does not plan to do any telemarketing in Tennessee due to the services we provide.**

Miscellaneous

1. Sworn pre-filed testimony is needed for CLEC applications. This testimony should describe the services to be provided, the applicant's technical, managerial and financial abilities to provide the services and affirm that all information submitted is true and correct.

See pre-filed Testimony. Exhibit N

2. Tariff should be filed subsequent to applications approval and before commencing operations (tariffs filed with application are information only, not official filings).

See Tariff

3. Identify all states where certificated as telecommunications provider and the status of states certification is pending.

Equinox Global Telecommunications is headquartered in North Carolina and has a regional office in Georgia. We currently hold CLEC in Georgia and North Carolina presently applying for CLEC in South Carolina, Alabama, Louisiana, Mississippi, Virginia, W. Virginia, Texas, Missouri, Florida, Kentucky, Ohio and Oklahoma.

4. Applicants involvement in pertinent mergers, acquisitions, etc.?

Equinox Global Telecommunications is not involved in any pertinent merger, acquisitions, etc.

5. Are customer deposits required? If so, amount required? Is the applicant bonded for the amount of the deposits?

Yes deposits are required under the typical IRU agreement or Master Service Agreement (MSA). The deposit is usually sixty (60) percent unless previously negotiated. With balance due upon fiber delivery.

6. Identify all complaints filed with state and federal regulatory agencies involving your company or affiliated entities. Identify the nature of the complaint, which governmental agency or office received the complaint, how was the complaint resolved?

There has been no complaints filed with any state and federal regulatory agencies involving your company or affiliated entities.

7. Please state if applicant plans to offer services in areas served by any incumbent local exchange telephone company with fewer than 100,000 total access lines?

No Equinox Global Telecommunications will not offer services in areas served by any incumbent local exchange telephone company with fewer than 100,000 total access lines.

8. Such other information as the TRA may require.

Notes

1. With entry into the local exchange communications markets in Tennessee come basic obligations and responsibilities to serve the public interest. Therefore, all Competing Telecommunications Service Providers providing basic local exchange telephone service or its equivalent shall either directly or through arrangements with other carriers or companies: 1) Provide access to 911 and E911 emergency service; 2) Provide white page directory listings and directory assistance; 3) Provide consumer access to and support for the Tennessee Relay Center in the same manner as incumbent local exchange telephone companies; 4) Provide free blocking service for 900/976 type services in accordance with TRA policy; 5) Provide Lifeline and Link-up services to qualifying citizens of this state; 6) Provide educational discounts in existence as of June 6, 1995 TRA Rule 1220-4-8-.04.

2. If any of the information is not available or cannot be provided, please provide an explanation. Identify any information being replaced for the requested information.
3. Applicant must state intent to comply with TCA §65-4-201.
4. After public notice and hearing, the TRA shall grant a certificate of convenience and necessity to a Competing Local Telecommunications Service Provider if after examining the evidence presented, the TRA finds: 1) The applicant possesses sufficient managerial, financial and technical abilities to provide the applied for services; 2) The applicant has demonstrated that it will adhere to all applicable TRA policies, rules and orders. TRA Rule 1220-4-8-.04.
5. Certificates awarded to Competing Local Telecommunications Service Providers shall designate those incumbent local exchange companies, which serve those areas in which the competing provider intends to operate. If the competing provider wishes to expand into areas served by other incumbent providers, the competing provider must file a petition to modify the certificate. The Authority shall act upon that petition within sixty (60) days of filing. TRA Rule 1220-4-8-.04.
6. A Wireline Activity Report should be submitted to the TRA Telecommunications Division on a monthly basis for approved applicants once service commences. This provides the TRA with information regarding the status of local telephone competition in Tennessee.

EXHIBIT N

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

**APPLICATION OF EQUINOX GLOBAL TELECOMMUNICATIONS, INC.
FOR A CERTIFICATE TO PROVIDE
COMPETING LOCAL TELEPHONE SERVICES**

PRE-FILED TESTIMONY OF LADONNA MARTIN

I, LaDonna Martin, do hereby testify as follows in support of the application of Equinox Global Telecommunications, Inc. (Equinox Global Telecommunications, Inc.) for a Certificate of convenience and necessity as a competing telecommunications services provider to provide telecommunication services throughout the State of Tennessee.

Q: Please state your full name, business address, and position.

**LaDonna Martin
Director
1017 Morrisville Parkway
Morrisville, North Carolina 27560**

Q: Please briefly describe your duties.

The duties of LaDonna Martin includes but not limited to overseeing the daily operations of Equinox Global Telecommunications as well as handling all compliance and regulatory duties.

Q: Please describe your business experience and educational background.

LaDonna's experience encompasses an accumulated total of 25+ years of extensive telecommunications experience and 30+ of experience in business development and planning. Her background is comprised primarily of Network Design, Project Management, and Installation experience with projects completed for NEC-BNS, C3 Networks/AEP, Nortel, Fujitsu, TelPro Technologies/PacBell, Williams Communications, 360Networks/Worldwide Fiber, Winstar and many more. Her equipment experience encompasses such companies as Nortel, Lucent, Ciena, Cisco, Cyan and Infinera. She is currently an RCDD test candidate. Due to her experience in the telecommunication industry she also consults, engineers and run projects for companies and individuals.

She has actively been involved in and completed applications in government programs such as E-RATE, 8a, RUS fund and Hubzone programs in order to help her company as well as clients achieve their desired goals for business and to excel in the world of IT & Telecommunication technology. Her experience includes being responsible for the writing and distribution of Request For Proposals,

RFQs, RFIs, Pre-bid Meetings, Project Management, Materials Ordering, Materials Management and Selection and Deployment of Inside and Outside Plant Vendors and much more. Having this skill set has often times resulted in the understanding as well as participation in network installations that required trenching, boring, placement of handholds and maintenance holds, as well as aerial installations.

As a business owner, LaDonna understands the bottom line and has made it a mission to provide comprehensive, yet cost-effective solutions in-house and for companies that are also bottom-line conscious. She has successfully obtained and assisted in the deployment of multimillion dollar projects. In addition to the previously mentioned skills her skill set also includes overseeing individuals that will handles high level sales, recruitment, marketing, HR responsibilities, payroll, and field operations.

RELATED QUALIFICATIONS

Very knowledgeable of MSOffice, MS Project, MS Publisher, MS Powerpoint, MSWorks, Word Perfect, Adobe Acrobat Reader, Peachtree Accounting, Quicken, VISIO, AUTOCAD, CCNA Virtual Lab, CCNA Router and Switch eSIM, McAfee, Norton SystemWorks 2002 and many more.

Very knowledgeable of writing, deploying and responding to RFP, RFB, IFB and grants in the private sector and government (federal, state and local). Performing Site Surveys as well as hosting pre-bid meetings.

Very knowledgeable of the use of Telecommunication Standards such as RSMeans Job Costing method, BICSI Network Design manual and procedures, BICSI Cabling Installation manual and procedures, BICSI Telecommunications Distribution manual and procedures, BICSI Customer-Owned Outside Plant manual and procedures, and associated documentation.

Very knowledgeable of Outside Plant Projects that include but are not limited to Fiber Splicing/Hot Cuts, Trenching, Boring and much more

Very knowledgeable of Inside Plant/Central Office Projects that include but are limited to Network Turn-up & Test, Network Training, Structured Cabling w/CAT 3, 5,5E and 6, Cable Mining and much more

Very knowledgeable of how to apply for and assisting companies/individuals in working with such programs and funding such as the RUS (Rural Utilities Service) fund, E-rate Programs for Schools & Libraries, 8(a) program, Hub/Empowerment Zone, Small Business Set-Asides, etc.

Very knowledgeable of how to apply for and assisting companies/individuals in working with such CLEC filings and associated updates

Very knowledgeable in business startups and expansions to include but not be limited to funding, business plans, feasibility studies, technology, site acquisition

Very knowledgeable in deploying and the project management of projects (large and small), putting together implementation teams

Very knowledgeable in assisting customers in obtaining cost-effective solutions and sustainability, budgets, meeting deadlines

Very Knowledgeable in educational facilities and the preparation of startups.

Knowledgeable in the following protocols or builds that include: TCP/IP, VOICE/IP, VPN, DECNAT, SNMP, Frame Relay to ATM Service Internetworking, LAN Emulation, RFC 1483, Multi-protocol over ATM IMPOA), Voice and Telephony over ATM (VTOA), Winsock 2 LAN/MAN/WAN builds w/VoIP, VoDSL, VoCable, VoSONET; FTTC; FTTP; FTTH and many more.

Knowledgeable in multimedia entertainment and the programs associated with this field of study and industry related projects.

EDUCATION/CERTIFICATIONS

Education

1984-1986 Atlanta Area Technical College
2002 BNC Certification
3M Fire Stop Certification

Certifications

2001 Level 1 Technician - Certificate of Completion
Business Management/Computer Programming 2002
2004 RCDD Test Candidate

AFFILIATIONS

Building Industry Service Consulting International (BICSI) Corporate Member
IEEE Member
Fiber Optic Association of America (FOA) member
Minority Business Dev. Ctr. - Associate
Newton County Chamber of Commerce - 2002 member
Gwinnett County Chamber of Commerce – 2003/04 member
Pro-Net Member
Sub-Net Member
Hub-Zone Certified–Corp. Affiliate
SPIN Vendor (E-rate)
USTA–US Telecom Association
RUS–Rural Utilities Service
NECA–Natl. Exc. Carriers Assoc.
FCC–Federal Communications Commission
RICA–Rural Ind. Competitive All.
OPASTCO–Org. for the Promotion and Advancement of Small Telephone Co. - Assoc. Member
NTCA–National Telecom Cooperative Assoc.
WICT–Women in Cable & Telecommunications, Executive Member
NAMIC–National Association for Multi-Ethnicity in Communications – Platinum Member
CLIA (Travel Agency Affiliations)

Q: Are all statements in Equinox Global Telecommunications, Inc.'s application true and correct to the best of your knowledge, information and belief?

Yes, all the statements in the Equinox Global Telecommunications, Inc.'s application is true and correct to the best of my knowledge, information and belief.

Q: Please describe the current corporate structure of Equinox Global Telecommunications, Inc.

Equinox Global Telecommunications, Inc. is structured as a C-Corporation

Q: Does Equinox Global Telecommunications, Inc. possess the requisite managerial, financial, and technical abilities to provide the services for which it has applied for authority?

Yes, Equinox Global Telecommunications, Inc. possess the requisite managerial, financial, and technical abilities to provide the services for which it has applied for authority

Q: Please describe Equinox Global Telecommunications, Inc.'s financial qualifications.

Equinox Global Telecommunications, Inc. is a diversified telecommunications company, serving customers throughout the Southeast. Equinox Global Telecommunications principal lines of business are dark fiber and colocation.

The company has a number of financing vehicles in place to ensure adequate liquidity in meeting its anticipated funding needs. Equinox is currently negotiating and has negotiated contracts that will support a network build of this size.

Equinox Global Telecommunications expects to improve revenues and decrease expenses throughout 2015-2016 as the fiber build nears its completion. The fiber optic network will be substantially complete by the end of 2017, connecting a multitude of cities and encompassing more than 5,000 route miles, providing southeastern dark fiber connectivity.

Exhibit F summarizes the recent financial performance of Equinox Global Telecommunications, Inc.. These include income statements, balance sheets, and statement of cash flows for year-end 2014. Thus, Equinox Global Telecommunications, Inc. asserts that it has the financial resources necessary to operate as a competitive local service provider in Tennessee.

Exhibit G is a capital expenditures budget for 2015, 2016, and 2017 indicating type of equipment to be purchased, cost, and sources for funding of projected capital expenditures.

Equinox Global Telecommunications, Inc.'s financials nor their projected financials reflect any revenues or expenses associated with reciprocal compensation.

Q: Please describe Equinox Global Telecommunications, Inc.'s managerial and technical qualifications.

The personnel within Equinox Global Telecommunications currently have many years of network experience at all levels. Our professional services division alone has collectively 80+ years of telecommunication and information technology experience. The core experience of our personnel is in the installation of long haul networks. We have installed equipment such as Nortel, Alcatel, Ciena, Infinera, Cyan, Juniper, Cisco and more. We have also done a multitude of installations involving metro and local area networks as well as FTTx projects. We are currently and will continue to do installations across the United States. With the acquisition of an Outside Plant Installation company we will gain the necessary experience of building of networks in-house as well as come to market with additional builds cost-effectively. The management team consists of the founder/owner with a background in telecommunications and business services, consultants and other subject matter professionals with diverse backgrounds from varied industries.

Q: What services will Equinox Global Telecommunications, Inc. offer?

Equinox Global Telecommunications, Inc. will offer the following services: dark fiber, colocation and associated services.

Q: Will Equinox Global Telecommunications, Inc. offer service to all consumers within its service area?

Yes, Equinox Global Telecommunications, Inc. offer service to all consumers within its service area

Q: Does Equinox Global Telecommunications, Inc. plan to offer local exchange telecommunications services in areas served by any incumbent local exchange telephone company with fewer than 100,000 total access lines?

No, Equinox Global Telecommunications, Inc. plan to offer local exchange telecommunications services in areas served by any incumbent local exchange telephone company with fewer than 100,000 total access lines. Equinox Global Telecommunications only provides dark fiber and colocation services

Q: Will the granting of a certificate of convenience and necessity to Equinox Global Telecommunications, Inc. serve the public interest?

Yes by granting of a certificate of convenience and necessity to Equinox Global Telecommunications, Inc. it will serve the public interest

Q: Does Equinox Global Telecommunications, Inc. intend to comply with all TRA rules, statues, and orders pertaining to the provision of telecommunications services in Tennessee, including those for disconnection and reconnection of service?

Yes, Equinox Global Telecommunications, Inc. intends to comply with all TRA rules, statues, and orders pertaining to the provision of telecommunications services in Tennessee, including those for disconnection and reconnection of service

Q: Has any state ever denied Equinox Global Telecommunications, Inc. or one of its affiliates authorization to provide intrastate service?

No Equinox Global Telecommunications, Inc. or one of its affiliates has never been denied authorization to provide intrastate services.

Q: Has any state ever revoked the certification of Equinox Global Telecommunications, Inc. or one of its affiliates?

No there has not been a state that has ever revoked the certification of Equinox Global Telecommunications, Inc. or one of its affiliates

Q: Has Equinox Global Telecommunications, Inc. or one of its affiliates ever been investigated or sanctioned by any regulatory authority for service or billing irregularities?

No Equinox Global Telecommunications, Inc. or one of its affiliates ever been investigated or sanctioned by any regulatory authority for service or billing irregularities

Q: Who is knowledgeable about Equinox Global Telecommunications, Inc.'s operations and will serve as Equinox Global Telecommunications, Inc.'s regulatory and customer service contact?

LaDonna Martin, Director
1017 Morrisville Parkway
Morrisville, North Carolina 27560

Q: Please explain in detail Equinox Global Telecommunications, Inc.'s proposed procedures for responding to information requests from the TRA and its staff.

Details of proposed procedures for responding to information requests from the TRA and its staff are as follows:

****Please note Equinox Global Telecommunications requests that all information needing a response be in writing****

Q: Does this conclude your testimony?

Yes, this concludes the testimony of Equinox Global Telecommunications, Inc.

I swear that the foregoing testimony is true and correct to the best of my knowledge.

LaDonna Martin, Director
LaDonna Martin
Director Regulatory Affairs
Equinox Global Telecommunications, Inc.

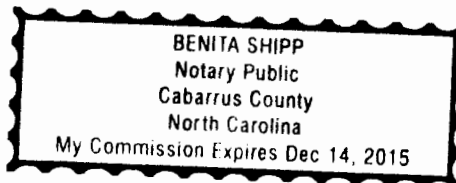
Respectfully submitted this 12th day of March, 2015.

Notary Public Benita Shipp

State of North Carolina

County of Mecklenburg

My commission expires Dec 14, 2015



Tariff



Innerduct, Colocation and Dark Fiber Lease Service

Tariff TRA No.1

Original Title Page

**EQUINOX GLOBAL NETWORKS, INC.
INNERDUCT, DARK FIBER, AND COLOCATION
LEASE SERVICE TARIFF**

TITLE PAGE

This tariff applies to Innerduct, Dark Fiber and Colocation/Facilities furnished by Equinox Global Telecommunications, Inc. with a principal offices at 1017 Morrisville Pkwy., Morrisville, North Carolina 27560. This tariff is will be on file with the Tennessee Regulatory Authority and copies may be inspected during normal business hours at the company's principal place of business.

Issued By:
EQUINOX GLOBAL TELECOMMUNICATIONS, INC.
1017 Morrisville Pkwy., Morrisville, North Carolina 27560
919-307-5818 (phone)
Email: info@equinoxglobaltelecom.net



Innerduct, Colocation and Dark Fiber Lease Service
Tariff TRA No.1
Original Title Page

CHECK SHEET

This Title Page and pages 1 through 9, inclusive of this Tariff are effective when approved by this commission.

Page	Number of Revisions Except as Indicated
Title	Original
1-9	Original

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Innerduct, Colocation and Dark Fiber Lease Service
Tariff TRA No.1
Original Title Page

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3.0	Definitions	
4.0	Descriptions of Services Offered	
5.0	Terms of Service	
6.0	Rates of Service	

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Innerduct, Colocation and Dark Fiber Lease Service
Tariff TRA No.1
Original Title Page

TARIFF FORMAT

A. Page Numbering –

Page numbers appear in the upper right corner of the page. Pages are numbered sequentially. However, new pages are occasionally added to the tariff. When a new page is added, pages are already in effect, a decimal is added. For example, a new page added between pages 17 and 18 would be 17.1.

B. Page Revision Numbers –

Revisions numbers also appear in the upper right hand corner of the page. These numbers are used to determine the most current page revision on file with the Commission. For example, the 4th revised Page 14 cancels the 3rd revised Page 14. Because of various suspension periods, deferral, etc the commission follows in their tariff approval process is not always the page in effect. Consult the Check Sheet for the page currently in effect.

C. Paragraph Numbering Sequence –

There are nine levels of paragraph coding. Each level of coding is subservient to its next higher level:

8.
8.1
8.1.1
8.1.1.A
8.1.1.A.1
8.1.1.A.1.(a)
8.1.1.A.1.(a).I
8.1.1.A.1.(a).I.(i)
8.1.1.A.1.(a).I.(i).1

D. Check Sheets

When a tariff filing is made with Commission, an updated check sheet accompanies the tariff filing. The check sheet list the sheets contained in the tariff, with a cross-reference to the current revision number. When new pages are added, the check sheet is changed to reflect the revision. All revisions made in a given filing are designed by an asterisk (*). There will be no other symbols used on this page if these are the only changes made to it. For example the format, remains the same, just revised revision levels on the same pages).

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Innerduct, Colocation and Dark Fiber Lease Service
Tariff TRA No.1
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The tariff user should refer to the latest check sheet to find out if a particular page is the most current on file with Commission.

E. Explanation of Symbols –

- C – to signify changed regulations
- D – to signify discounted rate or regulations
- I – to signify a rate increase
- M – to signify matter relocated without change
- N – to signify new rate or regulation
- R – to signify a rate reduction
- S – to signify a reissued matter
- T – to signify a change in text but no change in rate or regulation
- Z – to signify a correction

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Innerduct, Colocation and Dark Fiber Lease Service
Tariff TRA No.1
Original Title Page

1.0 APPLICATION OF TARIFF

This tariff contains the regulations and rates applicable to the Lease of Innerduct, Dark Fiber, and Colocation/Facilities ("Lease Service") by Equinox Global Telecommunications, Inc.

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2.0 DEFINITIONS

Attaching Party – A provider of telecommunications services, cable television system, or such other parties as may be authorized by law to provide communication services that install facilities in conduit provided by the Company.

Attachment – Any cable, equipment, facilities, apparatus or appurtenances, used or useful in communication networks or in a cable television system, installed in or attached to duct structure.

Commission – Georgia Public Service Commission

Company – Equinox Global Telecommunications, Inc.

Conduit – Enclosed reinforced passages capable of supporting communication cables, ducts or conduits including single ducts, Innerduct and lateral ducts into buildings owned by third parties, and the manholes, handholes, and pull-boxes associated with the ducts or conduits. Conduit does not include such reinforced passages within buildings owned by third parties.

Cross-connect – Fiber jumpers that will be installed by the Company from the fiber optic termination panel

Customer – the person, firm, company, corporation, or other entity, having a communications requirement of its own that is responsible for payment of charges and executes a Customer Contract.

Customer Contract – the legally binding written agreement executed by Customer and Company that governs the terms of Lease Service.

Dark Fiber – Strands of fiber optic cable that connect two points within the Equinox Global Telecommunications, Inc. network but which strands have not been activated through connection to the electronics that “light” the fiber, and thereby enable it to carry communication services.

Duct Structure – Conduit and separate Innerducts

Innerduct – A single enclosed raceway for cables sometimes placed within ducts or conduits



Innerduct, Colocation and Dark Fiber Lease Service
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Lease Service – the lease of Company Innerduct, Dark fiber and Colocation/Facilities to Customer

Structure – Company owned or controlled duct structure, dark fiber and rights-of-way.

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3.0 DESCRIPTION OF SERVICES OFFERED

3.1 Innerduct Leasing

The Company will make available Innerducts owned or controlled by the Company for the placement of the Attaching Parties Attachments.

3.2 Dark Fiber Leasing

The Company's provides access to unbundled Dark Fiber and will consider, upon request and at the Company's sole discretion, providing access to additional Dark Fiber that may be laid from time to time. The Company will comply with the TRA's dark fiber Order.

3.3 Colocation/Facilities Leasing



4.0 TERMS OF SERVICE

The Company provides Lease Service to Customers pursuant to terms of service that are negotiated between the Customer and the Company and set forth in the Customer Contract, Lease Service provided under this tariff shall not be used for any unlawful purpose and may not be furnished if any law enforcement or regulatory agency, acting within its jurisdiction, determines that such services are being used in violation of the law. Any Lease Service provided under this Tariff is subject to and dependent upon all Contract govern over any terms and conditions of this Tariff except otherwise required by the Commission.

4.1 Lease Term

Innerduct, dark fiber, and colocation/facilities have a minimum 5-year term

4.2 Full Route Mileage Lease

All innerduct, dark fiber and colocation/facilities must be leased over the full route mileage of the continuous innerduct, such mileage as defined and calculated solely by the Company.

4.3 Inventory of Dark Fiber

The Company will maintain in inventory and track dark fiber, with defective dark fiber being subtracted from the fiber inventory. All dark fiber is offered on an "as is" basis with no conditioning offered. Dark fiber available for leasing does not include maintenance spares, defective fibers or fibers subscribed to by other parties.

4.4 Ordering of Dark Fiber

Upon completion of a Dark Fiber inquiry, if the Company determines that Dark Fiber is available, the prospective Customer may place a request for access to the Dark Fiber. The minimum number of fiber strands that can be ordered is two. All dark fiber must be ordered in multiples of two fiber strands.

4.5 Demarcation Points for Dark Fiber

The demarcation points for dark fiber will be in a Company-approved splitter shelf. To allow for non-intrusive testing, the Company will install demarcations and place

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Innerduct, Colocation and Dark Fiber Lease Service
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fiber jumpers from the fiber optic termination panel to the demarcation point. The Customer will run fiber jumpers from the demarcation point (1x2, 90-10 optical splitter) to the Customer's equipment.

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5.0 RATES OF SERVICE

The Company will provide Lease Service at market-based rates and terms negotiated by the Company and the Customer on an individual contract basis (ICB), ICB rates will be made available to the Commission upon request. Nevertheless, the Company provides reasonable, maximum rates that will apply to standard Lease Service.

5.1 Innerduct Lease Services Rates

Application Fee (per request or assignment)
Annual Charge (per foot of innerduct per year)

5.2 Dark Fiber Lease Service Rates

Action	Unit	Nonrecurring Charge	Annual Charge
Administrative Charge			
Installation	Per order	\$100.00	
Disconnection	Per order	\$100.00	
Connection Charge			
Installation	Per Order	\$800.00	
Disconnection	Per Order	\$800.00	
Termination	Per strand		\$100.00
Mileage	Per strand per mile		\$2,500.00
Cross-Connect	Per cross-connect		\$650.00

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