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NOWALSKY, BRONSTON & GOTHARD

A Professional Limited Liability Company
Attorneys at Law

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Leon L. Nowalsky
Benjamin W. Bronston
Edward P. Gothard

Monica Borne Haab
EllenAnn G. Sands
Bruce C. Betzer

July 17, 2002

Via Overnight Delivery

Janet H. Deixler
Secretary to the Commission
New York Public Service Commission
Three Empire State Plaza
Albany, New York 12223-1350

RE: HORIZON TELECOM, INC.

Dear Ms. Deixler:

Enclosed herewith for filing please find an original and three (3) copies of the Petition for a Certificate of Public Convenience and Necessity to operate as a reseller of telephone service within the State of New York, submitted on behalf of Horizon Telecom, Inc.

Please acknowledge receipt of this application by date stamping and returning the additional copy of this letter in the self-addressed, stamped envelope provided.

All correspondence and/or Orders issued in this matter should be forwarded to my attention at the above listed address.

Thank you for your assistance in this matter. If you should have any questions regarding the enclosed documents, please do not hesitate to call.

Sincerely,


Monica Borne Haab

Enclosure

acknu/amb

**BEFORE THE
STATE OF NEW YORK
PUBLIC UTILITIES COMMISSION**

IN RE: PETITION OF HORIZON TELECOM, INC.)
FOR A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO)
OPERATE AS A RESELLER OF TELEPHONE)
SERVICES WITHIN NEW YORK)

Docket No.

**PETITION FOR A CERTIFICATE OF
PUBLIC CONVENIENCE AND NECESSITY**

Horizon Telecom, Inc. ("Applicant") does, through undersigned counsel, hereby submit this petition for a certificate of public convenience and necessity to operate as a reseller of telephone services within the State of New York. In support thereof, Applicant submits the following information:

1. Enhancement of Competition:

Competition in the telephone service industry will become more competitive by allowing Applicant to provide quality services to customers at competitive rates. By offering a variety of services, customers will be able to choose the telephone service(s) best suited to their individual needs. In addition, customers will benefit as a result of having greater competition within the long distance industry. Thus, granting Applicant's petition for certification would clearly enhance telephone services within the State of New York.

2. Name and Principal Address of Applicant:

The name and address of the applicant corporation is:

Horizon Telecom, Inc.
2323 S. Washington Ave.
Suite 210
Titusville, FL 32780
Phone: (321) 268-3497
Fax: (321) 268-8667

The principal officers and/or directors of the company are:

Deborah Secrest
President/Director
2323 S. Washington Ave.
Suite 210
Titusville, FL 32780
Ph. (321) 268-3497
Fx. (321) 268-8667
E-mail: longdis@bellsouth.net

Michael Secrest
Secretary
2323 S. Washington Ave.
Suite 210
Titusville, FL 32780
Ph. (321) 268-3497
Fx. (321) 268-8667

3. **Articles of Incorporation:**

Applicant is a corporation organized under the laws of the State of Nevada on September 14, 2000.

The Company is authorized to transact business in New York. The Company's Articles of Incorporation and Certificate of Authority are attached as **Exhibit A**.

4. **Services Intended for Subscription and Resale to the Public:**

Applicant will subscribe to and resell the services of certificated underlying carriers to the extent permitted by the Commission and where consistent with applicable tariff regulations. Applicant communicates its telecommunication services to prospective and current customers via print advertising.

5. **General Description of Services to be Offered:**

Applicant will offer telecommunications services to commercial and/or residential customers twenty-four (24) per day, seven (7) days per week. Customers will be billed on a monthly basis.

6. **Territory where Services will be Provided:**

Applicant will resell its proposed services throughout the entire State of New York.

7. **Other Relevant Information:**

As a reseller of telecommunications services, Applicant will provide service through leased facilities made available through telecommunications common carriers in New York. The Company is currently authorized to provide service in Colorado, Idaho, Iowa, Michigan, Montana, North Carolina, North Dakota, New Jersey, Nevada, Oregon, Rhode Island, Texas, Utah, Virginia, Washington and Wisconsin. The Company is pending certification in Massachusetts, and is in the process of obtaining certification in the remaining states.

8. **Slamming/Cramming:**

The Company has not had any slamming or cramming complaints filed against it in any state(s).

9. **Local Dial Tone Service:**

The Company will not provide local dial tone service at this time, but reserves the right to provide such service at a later date, upon prior Commission approval.

10. **Tariff:**

The Company has attached as **Exhibit B** its interexchange long distance tariff with a ninety day effective date. The Company requests approval of this tariff with the approval of its application.

11. **Conclusion:**

In view of the foregoing, Applicant respectfully submits that the public convenience and necessity would be served by the grant of its petition for certification to operate as a reseller of telephone services within the State of New York.

Respectfully Submitted:



Monica Borne Haab
Nowalsky, Bronston & Gothard
3500 N. Causeway Blvd.
Suite 1442
Metairie, Louisiana 70002
Ph. (504) 832-1984

EXHIBIT A

ARTICLES OF INCORPORATION
AND
CERTIFICATE OF AUTHORITY

FILING RECEIPT

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ENTITY NAME: HORIZON TELECOM, INC.

DOCUMENT TYPE: APPLICATION FOR AUTHORITY (FOREIGN BUS)

COUNTY: NEWY

SERVICE COMPANY: ** NO SERVICE COMPANY **

SERVICE CODE: 00

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FILED:07/11/2002 DURATION:PERPETUAL CASH#:020711000805 FILM #:020711000778

ADDRESS FOR PROCESS

EXIST DATE

C/O NATIONAL REGISTERED AGENTS, INC.
875 AVENUE OF THE AMERICAS
NEW YORK, NY 10001

SUITE 501

07/11/2002

REGISTERED AGENT

NATIONAL REGISTERED AGENTS, INC.
875 AVENUE OF THE AMERICAS
NEW YORK, NY 10001

SUITE 501

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FILER	FEES	225.00	PAYMENTS	225.00
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	FILING	225.00	CASH	0.00
SHEREE G. WEST	TAX	0.00	CHECK	225.00
3500 N. CAUSEWAY, SUITE 1442	CERT	0.00	CHARGE	0.00
	COPIES	0.00	DRAWDOWN	0.00
METAIRIE, LA 70002	HANDLING	0.00	BILLED	0.00
			REFUND	0.00

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SECRETARY OF STATE



CORPORATE CHARTER

I, DEAN HELLER, the duly elected and qualified Nevada Secretary of State, do hereby certify that **HORIZON TELECOM, INC.** did on **September 14, 2000** file in this office the original Articles of Incorporation; that said Articles are now on file and of record in the office of the Secretary of State of the State of Nevada, and further, that said Articles contain all the provisions required by the law of said State of Nevada.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of State, at my office, in Carson City, Nevada, on **September 15, 2000**.



Dean Heller

Secretary of State

By

Certification Clerk

FILED # C24818-00

SEP 14 2000

RECEIVED
SEP 14 2000
COUNTY CLERK OF CLATSOP COUNTY


ARTICLES OF INCORPORATION
OF
HORIZON TELECOM, INC.

- FIRST: The name of the corporation is Horizon Telecom, Inc.
- SECOND: The resident agent of the corporation is Nevada Corporate Management, Inc.
The address of such resident agent in the State of Nevada is located at 3773
Howard Hughes Parkway, Suite 300 North, Las Vegas, Nevada 89109.
- THIRD: The purpose of the corporation is to engage in any lawful act or activity for
which corporations may be organized under Chapter 78 of the Nevada
Revised Statutes, as amended ("NRS").
- FOURTH: The corporation shall have authority to issue Three Thousand (3,000) shares
of common stock, having a par value of One Dollar (\$1.00) per share.
- FIFTH: The members of the governing board of the corporation shall be styled
"directors". The corporation shall initially have one director whose name and
business addresses are as follows:
Deborah Ann Secrest
Horizon Telecom, Inc.
3773 Howard Hughes Pkwy
Suite 300 North
Las Vegas, NV 89109
- The business and affairs of the corporation shall be managed by or under the
direction of the directors. The directors need not be stockholders.

- SIXTH: The corporation shall indemnify directors, officers and employees of the corporation to the fullest extent permitted by NRS 78.751, as amended from time to time, or any successor provision of Nevada law.
- SEVENTH: The directors and officers of the corporation shall incur no personal liability to the corporation or its stockholders for damages for any breach of fiduciary duty as director or officer; provided, however, that the directors and officers of the corporation shall continue to be subject to liability (i) for acts or omissions which involve intentional misconduct, fraud or a knowing violation of law, or (ii) for the payment of distributors in violations of NRS 78.300. In addition, the personal liability of directors and officers shall further be limited or eliminated to the fullest extent permitted by any future amendments to Nevada law.
- EIGHTH: In the furtherance and not in limitation of the objects, purposes and powers prescribed herein and conferred by the laws of the State of Nevada, the board of directors is expressly authorized to make, amend and repeal the bylaws.
- NINTH: The corporation reserves the right to amend, alter or repeal any provision contained in these Articles of Incorporation in the manner now or hereinafter prescribed by the laws of the State of Nevada. All rights herein conferred are granted subject to this reservation.

TENTH: The name and address of the sole incorporator is Leon L. Nowalsky,
Nowalsky, Bronston & Gothard, APLLC, 3500 N. Causeway Blvd., Suite
1442, Metairie, Louisiana 70002.

THE UNDERSIGNED, being the incorporator, for the purpose of forming a corporation
under the laws of the State of Nevada does make, file and record these Articles of Incorporation, and
accordingly, has hereunto executed these Articles of Incorporation this 14th day of SEPTEMBER
2000.


Leon L. Nowalsky, Incorporator

INITIAL LIST OF OFFICERS, DIRECTORS AND RESIDENT AGENT OF

FILE NUMBER

HORIZON TELECOM, INC.

(Name of Corporation)

9/14/00

(Incorporation Date)

A NEVADA CORPORATION

(State of Incorporation)

FOR THE FILING PERIOD 9/14/00 TO 9/14/01

The Corporation's duly appointed Resident Agent in the State of Nevada upon whom process can be served is:

NEVADA CORPORATE MANAGEMENT, INC.
3773 HOWARD HUGHES PKWY.
SUITE 300 N
LAS VEGAS, NV. 89109

FOR OFFICE USE ONLY

FILED (DATE)

PLEASE READ INSTRUCTIONS BEFORE COMPLETING AND RETURNING THIS FORM.

1. Print or type names and addresses, either residence or business, for all officers and directors. A president, secretary, treasurer and at least one director must be named.
2. Have an officer sign the form. FORM WILL BE RETURNED IF UNSIGNED.
3. Return the completed form with the \$85.00 filing fee. A \$15.00 penalty must be added for failure to file this form by the 1st day of the 2nd month following incorporation date.
4. Make check payable to the Secretary of State. Your canceled check will constitute a certificate to transact business per NRS 78.155. If you need the below attachment file stamped, enclose a self-addressed stamped envelope. To receive a certified copy, enclose a copy of this completed form, an additional \$10.00 and appropriate instructions.
5. Return the completed form to: Secretary of State, 101 North Carson Street, Suite 3, Carson City, NV 89701-4786, (775) 684-5708

FILING FEE: \$85.00

LATE PENALTY: \$15.00

THIS FORM MUST BE FILED BY THE 1st DAY OF THE 2nd MONTH FOLLOWING INCORPORATION DATE

NAME DEBORAH ANN SECREST

TITLE(S)

PRESIDENT

P.O. BOX

STREET ADDRESS

3773 HOWARD HUGHES
PKWY. STE. 300 N.

CITY

LAS VEGAS

ST.

NV. ZIP 89109

NAME MICHAEL SECREST

TITLE(S)

SECRETARY

P.O. BOX

STREET ADDRESS

3773 HOWARD HUGHES
PKWY. STE. 300 N.

CITY

LAS VEGAS

ST.

NV. ZIP 89109

NAME

TITLE(S)

TREASURER

P.O. BOX

STREET ADDRESS

CITY

ST.

ZIP

NAME DEBORAH ANN SECREST

TITLE(S)

DIRECTOR

P.O. BOX

STREET ADDRESS

3773 HOWARD HUGHES
PKWY. STE. 300 N.

CITY

LAS VEGAS

ST.

NV. ZIP 89109

NAME

TITLE(S)

DIRECTOR

P.O. BOX

STREET ADDRESS

CITY

ST.

ZIP

NAME

TITLE(S)

DIRECTOR

P.O. BOX

STREET ADDRESS

CITY

ST.

ZIP

I hereby certify this initial list.

Signature of officer

Title(s) PRESIDENT

Date

EXHIBIT B

INTEREXCHANGE TARIFF