

# COMPETITIVE TELECOMMUNICATIONS SERVICE PROVIDERS

For the provision of (check all that apply):

- INTEREXCHANGE CARRIER
- ALTERNATIVE OPERATOR SERVICE PROVIDER
- COMPETITIVE ACCESS
- COMPETITIVE LOCAL EXCHANGE CARRIERS
- OTHER (Describe):

## ANNUAL REPORT

RECEIVED  
 APR 19 2005  
 PUCO FISCAL

90-9201  
 FiberNet of Ohio, LLC  
 Mr. Steven Hamula  
 Director of Regulatory Affairs  
 211 Leon Sullivan Way  
 Charleston, WV 25301

Address City County State Zip Code

Phone: (Area Code) Number

(Address of principal business office at end of year)

TO THE  
 PUBLIC UTILITIES COMMISSION OF OHIO



FOR THE  
 YEAR ENDED DECEMBER 31, 2004

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 PUCO

Name, title, address, e-mail address and telephone number (including area code) of the person to be contacted concerning this report.

Steven Hamula, Director of Regulatory Affairs, 211 Leon Sullivan Way,  
Charleston, WV 25301, shamula@lav.fibernet.net, (304) 720-2159

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## GENERAL INSTRUCTIONS, DEFINITIONS, ETC.

Please read the general instructions carefully before filling out this form:

1. The word "Respondent" in the following inquiries means the person, firm, association, or company in whose behalf the report is made.
2. The schedules and questions contained in this report were developed to be generally applicable to all competitive telecommunication service providers. All instructions shall be followed and each question answered as fully and accurately as possible. Sufficient answers shall appear to show that no schedule, question, or line item has been overlooked.
3. If answers to an inquiry are given elsewhere in the report, incorporation of the information by reference is sufficient.
4. Customary abbreviations may be used except that the exact name of the respondent shall be shown in full on the "Title Page" and in the "Verification" page.
5. Where the space provided is insufficient for the required data or it is necessary or desirable to insert additional statements or schedules, the insert pages shall show the number and title of the schedule to which it pertains, as well as the name of the respondent and the year covered, and shall be on 8 1/2" x 11" durable paper.
6. The information required with respect to any statement furnished is the minimum requirement. The respondent may add such further material information as is necessary to ensure that the required statements are not misleading.
7. All copies filed with the Commission must be legible and permanent. All entries shall be made in permanent ink or by a typewriter. Items of a reverse or contrary character shall be enclosed in parentheses, or indicated by a minus sign followed by the amount.
8. The annual report shall be signed by a duly elected officer of the respondent and it shall be notarized.
9. "Operating" as used in this report refers to regulated operations while "Nonoperating" refers to nonregulated operations.

## IDENTITY OF RESPONDENT

1. Identify respondent's form of business organization: sole proprietorship, partnership, corporation, or other (explain). **Ohio limited liability company.**
2. If a consolidated, merged, or reorganized company, briefly provide particulars of such transactions, the date of the transactions, and PUCO authority. If a reorganized company, give name of original company. **N/A**
3. Identify any other names (other than shown on title page) under which respondent conducted any part of its business during the year. **N/A.**
4. If incorporated specify:
  - a. Date of filing of articles of incorporation. **April 25, 2000.**
  - b. State in which incorporated. **Ohio.**
5. Identify PUCO Case Number (and date issued) granting operating authority and identify certificate number(s) issued. **1) Case No. 00-2326-TP-ACE, January 29, 2001 & August 2, 2001; Certificate #90-9201.**
6. State whether respondent is operational in Ohio (actually providing service and the date operations began), or available (but not currently providing service).  
**Not Operational in Ohio in calendar year 2004.**
7. If operational, identify Ohio counties where respondent is providing service.  
**N/A**
8. List the types of services provided by the respondent, e.g., residential voice, business voice, business data, other (specify types of other services provided). **N/A at this time.**
9. Identify if services are provided by resale (total service resale of local exchange company service) or facilities based (through respondent's own switch or via UNE platform), and names of Ohio counties where each type of service is provided. **N/A**
10. Identify local exchange companies that respondent has interconnection agreements with to provide service in Ohio.

**Interconnection Agreement Under Sections 251 and 252 of the Telecommunications Act of 1996, dated January 12, 2005, between FiberNet of Ohio, LLC and The Ohio Bell Telephone Company, d/b/a SBC Ohio.**

### IMPORTANT CHANGES DURING THE YEAR

Report important changes of the types listed. Except as otherwise indicated data furnished should apply to the same period the report covers. Answers should be numbered in accordance with the inquiries and if "none" states the fact, it should be used. If information which answers an inquiry is given elsewhere in the report, identification of the other answer will be sufficient.

1. Changes in ownership or control (shareholders holding 5% or more of outstanding stock). **None.**
2. Other important changes: Give brief particulars of each other important change which is not disclosed elsewhere in this report. **None.**

SCHEDULE 1

<b>DIRECTORS, PROPRIETORS, PARTNERS</b>			
1. Give the name of each director or proprietor. (For partnerships identify each partner, identify which are general or limited partners, and show each partner's percent of interest.)			
Line No.	Name and Address (City and State) (a)	Served Continuously From (b)	Term Expired or Current Term Will Expire (c)
1	Robert C. Fench, 1873 S. Bellvue St, Denver, CO 80222	4-1-99	
2	Jack T. Pette, 1873 S. Bellvue St, Denver, CO 80222	4-1-99	
3	Virgil E. Parsons, 211 Leon Sullivan Way, Charleston WV 25301	4-1-99	
4			
5			
6			
7			
8			
9			
10			
11			
12			
13			
14			
15			
(For corporations, show the data requested; for other forms of business organizations, show names of individuals holding comparable positions.)			
16	Name of Chairman of the Board: Robert Fench	21	Treasurer
17	Name of Secretary of Board/CEO: Jack T. Pette	22	Controller: Thomas Juracek
18	President: Virgil E. Parsons		
19	Vice-President		
20	Secretary		

## Instructions:

Schedule 2 is used for PUCO annual assessment purposes pursuant to Section 4905.10, RC. The reporting company shall maintain supporting and/or subsidiary records to separately record revenues derived from total operations and from its Ohio intrastate operations. Information presented herein is subject to audit by the PUCO.

The jurisdictional separation of revenues reported in this schedule should conform, to the extent applicable, to the procedures and instructions of CFR 47 Parts 32 and 36.

For interexchange carriers, intrastate refers to messages originating and terminating in Ohio.

For cellular, competitive access, and paging providers, intrastate refers to amounts billed to an Ohio account.

## SCHEDULE: 2

<b>STATEMENT OF INTRASTATE GROSS EARNINGS (REVENUE)</b>		
		Amount
Line No.	Item	Ohio Intrastate
1	Operating and Miscellaneous Revenue - Wholesale Cellular Communications, Radio Common Carrier, Directory Revenue, Rent Revenue, Special Billings (revenue from work performed for others, rent revenue-nonoperating, return on regulated investment used to provide nonregulated products and services, etc.)	-0-
2	Other Revenue, Dividend and Interest Income, Gains From Disposition of Property -- Operating and Nonoperating, Other Operating or Nonoperating Gains (foreign currency exchange or transfer, extinguishment of debt, company's share of earnings of affiliated company accounted for on equity method, income from sinking and other funds, etc.)	-0-
3	<b>SUBTOTAL (1) + (2)</b>	-0-
4	Earnings or receipts from sales to other public utilities for resale	( -0- )
5	<b>TOTAL (3) + (4)</b>	-0-

SCHEDULE: 3

IN ORDER TO ENSURE THAT PUCO CORRESPONDENCE IS DIRECTED TO THE APPROPRIATE PERSON AT THE CORRECT ADDRESS, PLEASE COMPLETE THE FOLLOWING.

**Name, Title, Address, and Phone Number of the Company's Contact Persons  
to Receive Entries and Orders from the Docketing Division**

Steven Hamula Director of Regulatory Affairs  
 Name Title

211 Leon Sullivan Way, Charleston, West Virginia 25301  
 Address

(304) 720-2159  
 Phone Number (Including Area Code)

**Name, Title, Address, and Phone Number of Person to whom Invoice  
should be Directed**

Kevin Jennings Director of Intercarrier/Vendor Billing  
 Name Title

211 Leon Sullivan Way, Charleston, WV 25301  
 Address

(304) 720-5285  
 Phone Number (Including Area Code)

**Name and Address of the President**

Virgil E. Parsons President & Chief Operating Officer  
 Name President

211 Leon Sullivan Way, Charleston, West Virginia 25301  
 Address

**VERIFICATION**

The foregoing report must be verified by the President or Chief Officer of the company. The oath required may be taken before any person authorized to administer an oath by the laws of the State in which the same is taken.

**OATH**

State of West Virginia  
County of Kanawha

Virgil E. Parsons makes oath and says that  
(Insert here the name of the affiant.)

he is President & Chief Operating Officer  
(Insert here the official title of deponent)

of FiberNet of Ohio, LLC  
(Insert here the exact legal title or name of the respondent.)

that he has examined the foregoing report; that to the best of his knowledge, information, and belief, all statements of fact contained in the said report are true and the said report is a correct statement of the business and affairs of the above-named respondent in respect to each and every matter set forth therein during the period from and including January 1, 2004, to and including December 31, 2004.

  
(Signature of affiant.)



April 13, 2005

VIA U.S. FIRST CLASS MAIL

Public Utilities Division of Ohio  
Fiscal Division  
180 East Broad Street  
Columbus, OH 43266-0573

RECEIVED

APR 19 2005

PUCO FISCAL

Re: FiberNet of Ohio, LLC – Annual Report

Dear Sir or Madam:

Enclosed for filing on behalf of FiberNet of Ohio, LLC please find an original of its Annual Report for the Year ended December 31, 2004.

Sincerely,

STEVEN HAMULA  
Director of Regulatory Affairs  
FiberNet of Ohio, LLC

SH/s  
Enclosure

328 Neville Street  
Beckley, WV 25801  
304.929.2101

1102 Third Avenue  
Huntington, WV 25701  
304.781.2101

1968 Rock Cliff Drive  
Martinsburg, WV 25401  
304.596.2101

225 South Maple Ave.  
Greensburg, PA 15601  
724.216.9101

1003 Broad Street, Suite 124  
Johnstown, PA 15906  
814.361.2101

900 Fairmont Avenue, Suite 201  
Fairmont, WV 26554  
304.333.2101

412 Market Street, Suite 203  
Parkersburg, WV 26101  
304.865.2101

38 Fifteenth Street, Suite 200  
Wheeling, WV 26003  
304.230.2101

114 12th Street  
Altoona, PA 16601  
814.296.2101

113-115 Baltimore Street, Suite 204  
Cumberland, MD 21502  
301.876.9101