

08) Q30 Network Diagram

Mileage between elements (5)

Fiber Optic facility (10GE) _____

Fiber Optic facility (1GE) _____

Created by: _____

Date: _____

Modified by: _____

Date: _____

Title: Northeastern Ohio and Northwestern
Pennsylvania Fiber Ring Project

Drawing #: _____ Rev _____

Page: ____ of ____

Zito Media
Network Engineering

11) Q37 Management Team Resumes

James Rigas
105 East 3rd Street
Coudersport, PA 16915
james.rigas@zitomedia.com

Office: 814-260-0117

Mobile: 

Senior-Level Executive
Corporate Strategy, Development, and Implementation

Profile

Strong experience in telecom and cable television operations—oversight of hundreds of thousands of cable television customers and CLEC operations in more than fifty markets.

Start-up background—developed telecom company from complete start-up to more than \$30 million dollar per month of revenue; experience in planning, operations, engineering oversight, marketing, and sales of such an operation.

Technical expertise—high level background in rf systems, optics, ip networks, optical transport, high speed data systems for cable television, managed voice over internet protocol, and open source/linux systems.

Specialty in advanced telecom services in rural areas—experience and expertise in the special challenges of offering advanced telecom services in rural markets, both residential and commercial; particular focus in high speed internet and voice services to residential customers through fiber/coax networks and gigabit level connectivity to commercial and institutional customers through direct fiber optic connections.

Market experience in rural areas—familiar with business, health care, and educational needs in rural areas; familiarity with the offerings and pricing which is attractive to these organizations.

Outside plant and project management experience—extensive experience in outside fiber optic/coaxial cable plant construction; experience includes thousands of miles of coaxial and fiber cable construction, including the reconstruction of over six hundred route miles of cable/fiber plant in the wake of Hurricane Andrew in a six month period.

Professional Experience

Zito Media, LP, Coudersport, PA

2005-Present

Cable television, data, and telecom company—provides residential and commercial service to communities in northern Pennsylvania

Co-President

Primarily responsible for set-up of new company including cable television service infrastructure, high speed data operations, digital television, video-on-demand, telephone service, plant upgrades, materials management, finance, and accounting. Responsible for selection of billing and customer service systems as well as for various OSS systems. Developed a localized customer service infrastructure for rural communities supplemented by centralized systems for off-hours and specialized needs; responsible for start-up of commercial services division which delivers a full range of telecom services

over a broadband fiber optic network throughout a five county area in north central Pennsylvania.

Alfred State University, Alfred, NY 2004
College located in southern tier of New York state

Adjunct Professor

Taught financial analysis focused on assessing the desirability of technical projects to engineering students.

Jamestown Community College, Olean, NY 2003
Community College branch located in southern tier of New York state

Adjunct Professor

Taught microeconomics and macroeconomics to community college students.

Adelphia Communications Corporation, Coudersport, PA 1986-2001
Fifth largest cable television MSO with substantial CLEC operations

Executive Vice President of Planning

Responsible for technical and business planning, including product development, various customer service strategies, fiber/coaxial upgrade strategies, IP backbone development, and CLEC formation and development.

Vice President of Operations

Responsible for operational management of over 600,000 cable customers in Pennsylvania, Virginia, and Florida. Operations included customer service, product roll-outs, upgrades, new construction, financial performance

Adelphia Business Solutions, Inc., Coudersport, PA 1991-2001
Nationwide competitive local exchange company

Chief Executive Officer

Responsible for overall development of this start-up operation including technical, operational, product development, and marketing and sales: company developed to a company with over \$30 million per month of revenue.

Bain and Company, San Francisco, CA 1984-1986
Management consulting company based in Boston with office throughout the world

Consultant

Managed a team of analysts focused in acquisition analysis, cost reduction, and strategic decisions for companies in a variety of industries including engineering, airlines, and building supplies.

Education

JD—Law, Stanford Law School, Stanford, CA
MA—Economics, Stanford University, Stanford, CA
AB—Economics, Harvard College, Cambridge, MA

STEVEN M. ZWERIN
P.O. BOX 582
KANE, PENNSYLVANIA 16735
steve.zwerin@zitomedia.com

PROFESSIONAL EXPERIENCE:

Current : **ZITO MEDIA COMMUNICATIONS** www.zitomedia.com
Vice President of Business Development / Sales

Direct responsibility for developing the Commercial Division of Zito Media, including fiber route planning, marketing, product development, sales and interdepartmental work flows.

2006-2007 **LEVEL (3) COMMUNICATIONS / TELCOVE** www.level3.com
National Accounts Executive

Developing solution based network sales to corporations, institutions. Involved with multiple Health Care interconnections and the development of a rural region (North Western PA) for Longhaul and Metro Ring fiber deployment. Worked with regional governmental, economic and corporate leaders.

2004-2006 **TECHNOLOGY CONSULTANT / SALES AGENT**
Western Pennsylvania

Independent Consultant to businesses, government and individuals in the areas of telecommunications, computers, networking and Internet in Western/Central Pennsylvania. Regional volunteer of technology services to city and county governments, perform successful sales efforts for telecommunication distributors and appointed Chairman in the development of a countywide Broadband Network Initiative for two Pennsylvania counties.

2000-2004 **SHARED TECHNOLOGIES FAIRCHILD** a division of:
Valley Forge, PA / Pittsburgh, PA
Senior National Accounts Executive
a) *Intermedia Communications*
b) *MCI/WorldCom*
c) *Allegiance Telecom*
www.sharedtechnologies.net

Responsible for sales quota, generating new prospects, customer retention and increasing market share through direct sales of Switched Voice, VoIP, Video, Enterprise Data Networks & Application solutions. High use of skills for problem identification and providing multi-layer solution sets. Direct interfacing with CEO, CIO, CFO and Telecom decision makers was a constant. In addition, it was a priority to maintain accurate records and submit required reports on a timely basis. Major product sales involved NEC, Octel, Nortel Networks Meridian switch platform series,

1999-2000 **WILLIAMS COMMUNICATIONS SOLUTIONS** (a division of Williams Energy)
Marlton, NJ / King of Prussia, PA www.williams.com
Sr. Sales Executive / Business Consultant II

This position had identical responsibilities as Shared Technologies above. Extensive training (eight weeks) was completed at corporate headquarters in Houston, TX.

DAVID BERNARDI



SUMMARY OF QUALIFICATIONS:

- Technologist with 15+ years of engineering experience in Internet, data and telecommunications networking
- Leadership and mentoring skills in diverse and rapidly changing environments
- Focused on cost effective solutions
- Creative in resolving complex problems
- Effective written and oral communication skills

RELEVANT WORK HISTORY AND SKILLS:

2008-present **ZITO MEDIA** – Coudersport, PA.

June 2008 **Director, Data Networks**

- Network design and support

1999-2008 **LEVEL(3) COMMUNICATIONS** – Broomfield, CO.

June 2006 **Senior Network Engineer**

Performed various roles since the acquisition of Telcove, primarily focusing on IP Architecture, Engineering and Planning functions.

- Key role in integration of the Telcove IP/MPLS backbone into Level(3) network
- Subject matter expert for newly formed Metro Network Services department
- Identified and eliminated \$500k+ in network, circuit and collocation expenses due to consolidation

June 2004 **TELCOVE** - Coudersport, PA.

(Formerly Adelpia Business Solutions and subsequently acquired by Level3 Communications)

Senior Director, Network Engineering

- Designed and enabled MPLS network for a new suite of Ethernet based services
- Constructed and deployed open-source network management systems and tools
- Designed and tested QoS strategy for new business class VoIP service
- Prepare technical detail for large RFP responses, ex., State of Florida

July 2002 **ADELPHIA BUSINESS SOLUTIONS**- Coudersport, PA.

Director, Backbone Engineering

- Reported to Vice President of Corporate Engineering
- Developed a \$5M regional IP backbone network including OSPF/BGP design, policies and operational guidelines
- Provided technical guidance to Product Development and Sales Engineering organizations

Sept. 2000 **ADELPHIA COMMUNICATIONS CORP**- Coudersport, PA.

(Parent company of Adelpia Business Solutions)

Director, Internet Design

- Reported directly to Vice President of Data Engineering
- Managed teams of engineers responsible for detailed design and deployment of a \$20M national IP backbone in support of 300,000 cable modem subscribers, completed on time and on budget

C. Christian (Chris) Keagle

247 Baker Creek Road

Coudersport, PA 16915

Phone: 814-771-8277

email: chris.keagle@zitomedia.com

Professional Summary:

Seasoned senior manager experienced with working with all levels management. Project manager, analyst, and technical adviser experienced in handling any technical project. Proven ability to assess and improve organizational, product, and process performance. In-depth telephony knowledge and experience that includes both wire-line and VoIP technologies.

Employment History:

- **Zito Media**, Coudersport, PA – **Vice President of Operations** - May 2006 to Present
- **VONAGE**, Holmdel, NJ – **Director of LNP** - Oct 2004 to Apr 2006
- **TelCove**, Coudersport, PA - **Vice President of Network Operations** - Aug 1994 to Mar 2004
- **Eastern TeleLogic Corporation**, King of Prussia, PA - **Engineering and NOC operations** - Aug 1989 to Aug 1994
- **ITT CSI (USTS)**, West Chester, PA - **NOC operations** - Mar 1988 to Aug 1989
- **United States Air Force** – **Tech Control and Circuit Activation's** Oct 1983 to Mar 1988

Business management experience:

- Managed Multi-Million dollar budgets.
- Managed as many as 15 direct reports and over 200 indirect reports.
- Senior Leadership Team member involved with planning, development, and implementation of business plans.
- Product Development Team member charged with engineering/operations support and approval.
- Key advisor for network, infrastructure, and service agreement negotiations with vendors and service providers.
- Leader of quality initiatives within all operations groups utilizing TQM techniques to measure process and defects.
- Project management leader charged rolling out complex large scale networks and services.

Organizational management experience:

- Network Operations Centers - Network monitoring and Tier II/III support.
- National Repair Centers - Call Center, IT Help Desk, and Tier I/II customer support
- Service Delivery Groups – Service Order and LNP administration, design, implementation, test, and acceptance.
- Capacity Management Groups - Capacity planning and project management of all networks.
- Switch Access Group - Access trunk order management and code administration.
- Project Management (Switch Deployment) Group – Project management of class 5 switch office deployment.
- Field Operations - Deployment, acceptance, and maintenance of DWDM network

Experience and Accomplishments:

- Deployed Zito's first endeavor into fiber based commercial services
- Launched Zito's VoIP platform for both residential commercial virtual PBX services (now supporting over 4000 lines)
- Directed deployments of Zito's CRM, Trouble Management, and Monitoring systems.
- Directed install and support of critical voice customers that include Hospitals and Medical/Mental Health clinics.
- Directed deployment of Zito's 300 mile 10gb ring diverse, fiber based Ethernet backbone.
- Key in growing Zito's residential voice monthly revenues to over \$45k and commercial monthly revenues to \$130k
- Directed process, procedure and systems changes to attain a one hour TTR on OOS trouble tickets.
- Directed policy, process and procedure changes to reach network availability of 99.999%.
- Directed departmental and process changes to support processing over 20,000 ports a month.
- Directed development efforts, process, and system changes to improve 35 day manual LNP process to an automated process that takes an average of 7 days.
- Project management many voice service conversions for national customer accounts, some as large as 100,000 lines.
- Directed process and procedure changes required to get install related troubles under 5% of monthly ticket volume.

David A. Jones



Experience covers the design, sales, installation, and support of voice and data solutions. Well known for dependability and recognized as a sound technical resource for sales and operational support. Solid cross-functional team player. Able to communicate well within a highly matrixed environment.

Core Competencies:

High level technical pre/post sale, and operational support, and Project Management for Regional Carriers, Cable MSO's, Internet Service Providers. Voice [TDM and VoIP] BC/DR, as well as Data [Ethernet, Private Line, MPLS, VLAN, & Internet] Service design & Implementation.

Experience

Zito Media Communications September 2008 – Present

- **Service Delivery Manager**

Level 3 Communications /TelCove /Adelphia Business Solutions/ Allegheny-Hyperion Communications: State College PA 1999 — 2008

- Sales Engineer II 2005 —2008
- Lead Network Technician 1999 – 2005

Chestnut Ridge Communication Services: Blairsville PA

- Technician 1991-1998

Sales Engineering

Supported Seven Account Managers with a diverse client base

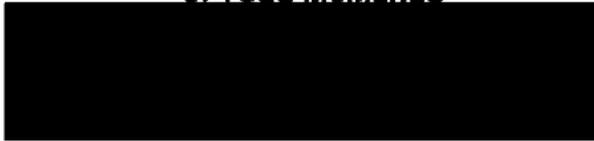
- Planned Coordinated, and Managed Customer Solution installations involving Multi site – Multi Access / Hybrid Access provider voice and data networks concurrently for each assigned Account Manager
- Qualified and quantified capital and network expenditure reports
- Ensured Gross Margins and ROI criteria were met or exceeded.
- Translated technical specifics for wider dissemination
- Tailored RFI/RFP/RFQ responses to garner technical sales market share
- Built customer relationships to become the trusted business partner
- Consulted with clients technical staff and advised of implications of solutions choice
- Met and exceeded quota's quarterly in support of sales objectives

Project Management:

Reviewed customer needs and produced viable solution design and equipment recommendations with associated preliminary cost models.

- Organized team meetings to provide weekly goals to "meet or beat" project deadlines and due dates
- Coordination of Inter- City Operations teams to ensure scope of work, timelines and budgetary metrics were met.
- Provided customer contact with scheduling information to ensure successful cutovers
- Delivered outstanding support to ensure continued customer satisfaction leading to repeat business

J. Todd McManus



Professional Summary

Manager experienced working with employees as various positions. Former General Manager & Project Manager overseeing various projects.

Employment History

- ~ **Zito Media**, Coudersport, PA. – **Manager of Engineering** – Oct 2005 to present
- ~ **Adelphia**, Olean, NY. – **Project Manager** – Nov 2004 to Oct 2005
- ~ **Adelphia**, Coudersport, PA. – **General Manager** – May 1992 to Nov 2004
- ~ **Adelphia**, Coudersport, PA. – **Maintenance Tech** – May 1990 to May 1992
- ~ **Coudersport TV Cable Co.** Coudersport, PA. – **Service Tech** – July 1982 to May 1990

Business management experience:

- ~ Responsible for budgeting & cost containment
- ~ Directly managed as many as 14 people
- ~ Responsible for system upgrades & rebuilds
- ~ Oversee all aspects of operations to ensure compliance with FCC, EEO & standards & policies
- ~

Experience & Accomplishments

- ~ I bring 30+ years experience to the cable industry
- ~ Responsible for various rebuild projects & extensions & keeping within budget
- ~ Responsible for POP testing & performing CLI
- ~ Delegated work to the appropriate individuals
- ~ Effectively operated 2 cable systems with over 7000 customers
- ~ Responsible for technical, fiscal, customer service, sales, programming, marketing & other functions

COLIN H. HIGGIN
106 Steerbrook Road
Coudersport, PA 16915
colin.higgin@zitomedia.com

PROFESSIONAL EXPERIENCE

Zito Media, L.P., Coudersport, Pennsylvania
Multi-System Cable and Communications Company in Pennsylvania
Executive Vice President and General Counsel (January 2004 – Present)

Responsible for all business and legal aspects of programming, franchise relations, Federal Communications Commission, copyright, trademark and other regulatory compliance, fiber and signal acquisitions, leasing and indefeasible rights of use, cable system acquisitions, partnerships, joint ventures and investments, equipment and real estate acquisitions, leasing and financing, software and other technology licensing, bank financing, product pricing, marketing and distribution, human resources administration, employment law compliance and litigation strategy and management of this cable and communications company that offers digital video, video on demand, internet data and voice services.

Johnson & Higgin, Los Angeles, California
Law Firm
Partner (September 2002 – January 2004)

Practice emphasizes general corporate, securities and transactional work, including mergers and acquisitions, dispositions, joint ventures, bank and real estate financing, leasing, real estate, corporate finance, restructurings, private and public debt and equity placements, public company reporting and Sarbanes-Oxley compliance.

Adelphia Communications Corporation
Sixth Largest Cable Company in the United States
Vice President of Corporate Development and Deputy General Counsel (November 1992 – July 2002)

Proskauer Rose Goetz & Mendelsohn
Law Firm
Associate (April 1991 - November 1992)

Latham & Watkins
Law Firm
Associate (October 1987 - April 1991)

EDUCATION

Indiana University School of Law
Bloomington, Indiana
J.D. 1987; Top 5% of class; Graduated Magna Cum Laude; Order of the Coif
Indiana Law Journal

Wharton School, University of Pennsylvania
Philadelphia, Pennsylvania
B.S. Economics, 1983; Double major in finance and accounting
Graduated Cum Laude

**Attachment I
SUBSCRIBER PROJECTION TABLE AND RATE PLANS
VOICE SERVICES**

**COMPLETE THE CHART BELOW FOR EACH PROPOSED FUNDED SERVICE AREA. FOR ALL
OTHER SERVICE AREAS, PLEASE PREPARE A CHART THAT AGGREGATES THIS
INFORMATION**

SERVICE AREA NAME: [REDACTED]

	Census Community	Year 1		Year 2		Year 3		Year 4		Year 5	
		Res	Bus								

Rates:

Residential Service: [REDACTED] [REDACTED] [REDACTED]

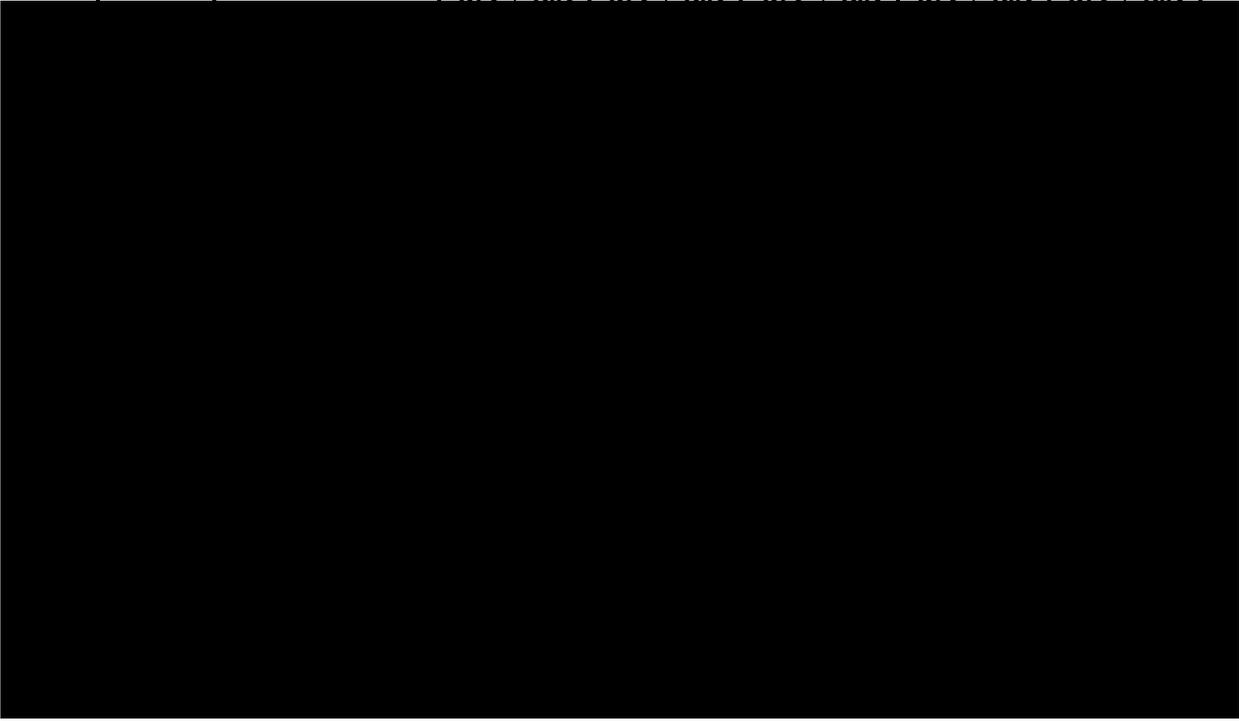
Business Service:

Other (Specify):

[REDACTED]

SERVICE AREA NAME: [REDACTED]

	Census Community	Year 1		Year 2		Year 3		Year 4		Year 5	
		Res	Bus								



Rates:

Residential Service: [REDACTED] [REDACTED] [REDACTED]

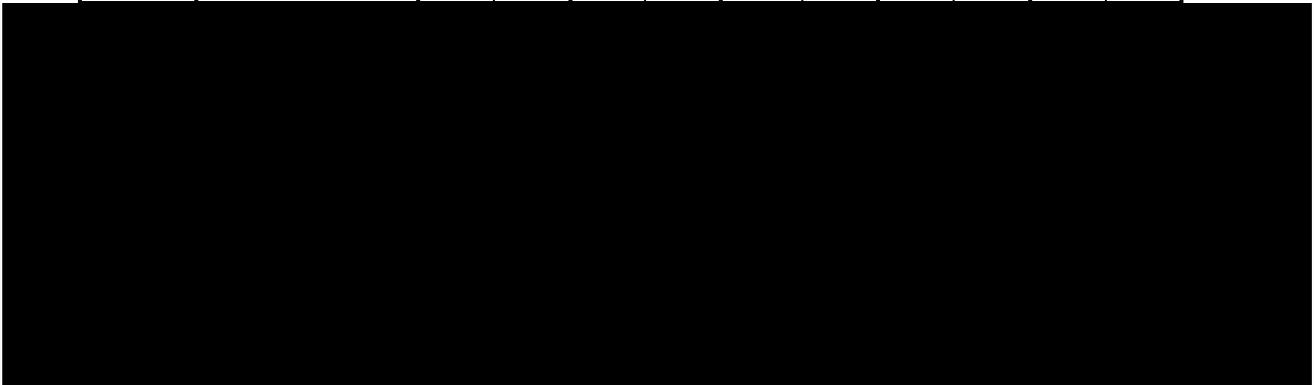
Business Service:

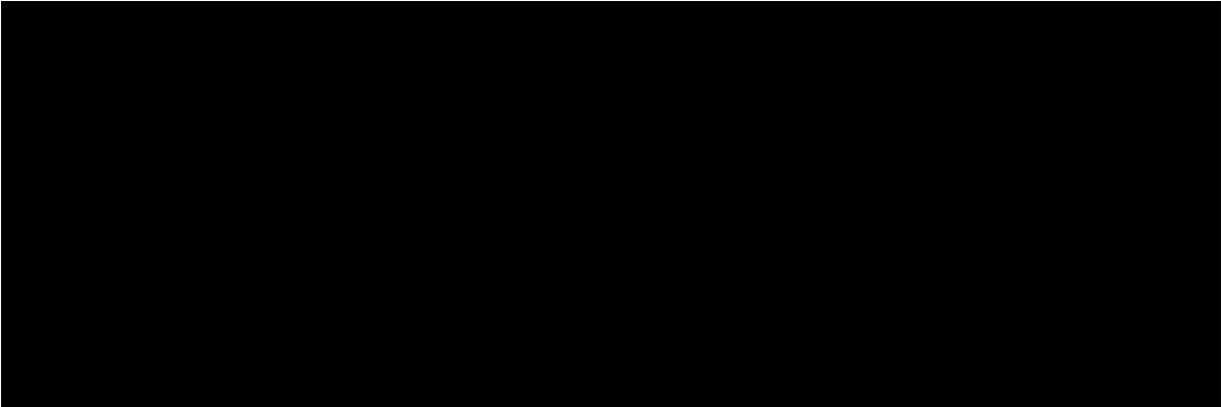
Other (Specify):

[REDACTED]

SERVICE AREA NAME: [REDACTED]

	Census Community	Year 1		Year 2		Year 3		Year 4		Year 5	
		Res	Bus								





Rates:

Residential Service:



Business Service:

Other (Specify):



20) Q-49.Attachment J - Projects, Rates – Video

NOT APPLICABLE

ATTACHMENT E – PROJECT PLAN (KEY PHASES AND MILESTONES TO DEMONSTRATE DEGREE OF COMPLETION)

- Use the following table to list the major network build-out phases and milestones that can demonstrate that your entire project will be substantially complete by the end of Year 2 and fully complete by the end of Year 3. This is to be done at the aggregate level (combining all proposed funded service areas.)
- Indicate how the milestones listed below will demonstrate these completion objectives. The applicant should consider such project areas as: a) network design; b) securing all relevant licenses and agreements; c) site preparation; d) equipment procurement; e) inside plant deployment; f) outside plant deployment; g) equipment deployment; h) network testing; i) network complete and operational. The applicant may provide any other milestones that it believes showcase progress.
- Project inception (Year 0) starts at the date when the applicant receives notice that the project has been approved for funding.
- In the table, provide any information (e.g., facts, analysis) to: a) demonstrate the reasonableness of these milestones; b) substantiate the ability to reach the milestones by the quarters indicated.
- On a separate sheet, describe the key challenges, if any, to a timely completion of the project, including any applicable mitigation plans.

Time Period	Quarter	List All Relevant Milestones	Support for Reasonableness/Data Points
Year 0	-	•	•
Year 1	Qtr. 1	<ol style="list-style-type: none"> 1. Finalize regional ring routes 2. Negotiate pole attachment agreements with any utilities where Zito does not have existing agreements 2. Complete detailed mapping of 50% of regional ring 3. Complete pole profiles for 50% of regional ring 4. Submit pole applications for 50% of regional ring 5. Complete coaxial design strategy for Thompson, OH system 6. Order equipment for coaxial upgrade in Thompson, OH system 7. Select contractor for coaxial upgrades 	<ol style="list-style-type: none"> 1. Internal staff will finalize routes 2. Established relationships with contractors who will handle detailed mapping and pole profiles 3. Internal staff will handle pole applications 4. Zito has numerous pole attachment agreements; in cases where Zito requires an additional agreement, Zito has internal legal staff who can handle this 5. Zito has staff experienced in rural cable system coaxial upgrades
	Qtr. 2	<ol style="list-style-type: none"> 1. Complete any necessary utility rideouts on 25% 	<ol style="list-style-type: none"> 1. Same comments as above

		<p>of regional ring</p> <ol style="list-style-type: none"> 2. Receive make-ready quotes for 25% of regional ring; pay utilities to do this make-ready 3. Complete detailed mapping of regional ring 4. Complete pole profiles for regional ring 5. Complete pole applications for remaining 50% of regional ring 6. Finalize routes for seven local markets 7. Begin and complete coaxial upgrade in Thompson, OH systems 8. Complete coaxial upgrade strategy for Denmark and Rock Creek, OH systems 	<ol style="list-style-type: none"> 2. Zito has a number of internal employees with experience riding out make-ready jobs with utilities 3. Zito has identified and plans to hire several additional employees to handle the volume of work created by this project.
	Qtr. 3	<ol style="list-style-type: none"> 1. Complete any necessary utility rideouts on next 50% of regional ring 2. Receive make-ready quotes for 50% of regional ring; pay utilities to do this make-ready 3. Work with utilities to verify that they complete make-ready on 25% of regional ring 4. Order materials for 25% of regional ring 5. Finalize routes for seven additional local markets 6. Complete detailed mapping of seven local markets identified last quarter 7. Complete pole profiles for seven local markets identified last quarter 8. Submit pole applications for all seven local markets identified last quarter 9. Begin and complete coaxial upgrade in Denmark and Rock Creek, OH 	<ol style="list-style-type: none"> 1. Same comments as above
	Qtr. 4	<ol style="list-style-type: none"> 1. Complete all necessary utility rideouts on regional ring 2. Receive make-ready quotes on remaining 25% of regional ring; pay utilities to do this make-ready 3. Construct 25% of regional ring 4. Work with utilities to verify that they complete the second 25% of regional ring 5. Order materials for second 25% of regional ring 6. Complete mapping and pole profiles for local routes identified last quarter 7. Submit pole applications for seven local markets 	<ol style="list-style-type: none"> 1. Same comments as above 2. Zito has established relationships with contractors who can supply the required number of crews to complete this work. 2. Zito estimates that each 3-4 man crew can construct about 1.5 route miles of fiber per week. 3. Zito has internal staff experienced in fiber construction quality control. 4. Zito has internal staff experienced in fiber optic splicing and documentation

		<p>identified last quarter</p> <ol style="list-style-type: none"> 8. Complete utility rideouts in seven local markets 9. Install CMTS in Rock Creek, OH system and launch high speed internet and voice service in the Rock Creek, Thompson and Denmark, OH systems 	
Year 2	Qtr. 1	<ol style="list-style-type: none"> 1. Work with utilities to verify that the third 25% of make-ready on the regional ring is completed 2. Construct 25% of regional ring 3. Order materials for third 25% of regional ring 4. Receive make-ready quotes on all local markets; pay utilities to do this work 5. Identify hub locations in seven markets 	<ol style="list-style-type: none"> 1. Same comments as above
	Qtr. 2	<ol style="list-style-type: none"> 1. Work with utilities to verify that the fourth 25% of make-ready on the regional ring is completed 2. Construct 25% of regional ring 3. Order materials for the remainder of the regional ring 4. Receive make-ready quotes for seven local markets; pay utilities to do this work 5. Verify that utilities have done make-ready work in first seven local markets 6. Identify remaining hub locations 7. Finalize equipment design for regional ring and order equipment 8. Negotiate with internet transit providers for an additional transit connection 	<ol style="list-style-type: none"> 1. Same comments as above 2. Zito has experienced network engineers on staff 3. Design is very similar to that of Pennsylvania rings 4. Zito has existing internet transit agreements and has internal staff experienced in negotiating these agreements
	Qtr. 3	<ol style="list-style-type: none"> 1. Complete construction of regional ring 2. Receive make-ready quotes for remaining local markets; pay utilities to do this work 2. Verify that utilities have done make-ready work in the next 14 local markets 4. Order materials for all local markets 5. Begin installation of hub electronics 6. Place order for internet transit connections 	<ol style="list-style-type: none"> 1. Same comments as above 2. Zito has internal staff experienced in the installation and testing of routers and switches
	Qtr. 4	<ol style="list-style-type: none"> 1. Complete construction of regional ring 2. Verify that utilities have all make-ready done in local markets 3. Begin and complete construction in local 	<ol style="list-style-type: none"> 1. Same comments as above

		markets 4. Complete installation of hub equipment 5. Complete testing of hub equipment 6. Install internet transit connection 7. Test internet transit connection	
Year 3	Qtr. 1		•
	Qtr. 2	•	•
	Qtr. 3	•	•
	Qtr. 4	•	•

The primary risk in this project involves making space on the utility poles to place the new fiber optic cables. There are a number of steps in this process, and the utilities, if not handled properly, can potentially be very slow during any one of these steps. Zito has many years of experience working with a variety of utilities on this process. Zito feels it is well qualified to handle this process and feels that this risk can be minimized through ongoing tracking of each project segment and diligently pushing the utilities to finish their work in a timely way.

Service Area E	Regional Ring and local commercial rings																				
	YEAR 0	YEAR 1				YEAR 2				YEAR 3				YEAR 4				YEAR 5			
		Qtr. 1	Qtr. 2	Qtr. 3	Qtr. 4	Qtr. 1	Qtr. 2	Qtr. 3	Qtr. 4	Qtr. 1	Qtr. 2	Qtr. 3	Qtr. 4	Qtr. 1	Qtr. 2	Qtr. 3	Qtr. 4	Qtr. 1	Qtr. 2	Qtr. 3	Qtr. 4
Infrastructure Funds																					
Infrastructure Funds Advanced (estimate)		0.1	0.5	1.15	0.8	0.8	0.8	0.8	0.77												
Percentage of Total Funds																					
Entities Passed & %																					
Households	130,536																				
Percentage of Total Households																					
Businesses									5130												
Percentage of Total Businesses									100%												
Strategic Institutions (Comm. Anchor, Public Safety, etc)									146												
Percentage of Total Institutions									100%												

- Business and strategic institutions will be served by fiber once the ring is completed; this commercial and regional ring and data is under the above Service Area E table.
- * All amounts in the above table are in millions of dollars.

ATTACHMENT C – COMPETITOR TABLE – LAST MILE

Existing Last Mile Broadband Service Providers and Services Offered: Please complete a table describing the competing last mile providers’ broadband service offerings being advertised in each proposed funded service area (BIP applicants should complete this table for each census designated community within the proposed funded service area) . For each competitor, explain the following: a) technology; b) service tiers; c) advertised speeds for residential and business; d) pricing. Include any other comments to explain your findings, if necessary.

<Applicant Service Area Name>								
Service Area	Last Mile Services Provider	Technology Platform	Service Tier	Advertised Residential Offering		Advertised Business Offering		Other Comments
				Downstream Speed (Mbps)	Price	Downstream Speed (Mbps)	Price	
Service Area 1/ Census community 1	Provider A		Entry Level Plan					
			Highest Speed Plan					
			Other Plans (e.g., Mid-Tier Plan)					
	Provider B		Entry Level Plan					
			Highest Speed Plan					
			Other Plans (e.g., Mid-Tier Plan)					
Service Area 2/ Census community 2	Provider A		Entry Level Plan					
			Highest Speed Plan					
			Other Plans (e.g., Mid-Tier Plan)					
	Provider B		Entry Level Plan					
			Highest Speed Plan					
			Other Plans (e.g., Mid-Tier Plan)					

ATTACHMENT C – COMPETITOR TABLE – MIDDLE MILE

Existing Middle Mile Broadband Service Providers and Services Offered: Please complete a table describing the competing middle mile providers’ broadband service offerings being advertised in the last mile service areas associated with the proposed middle mile project. **For BIP**, please provide this information for each census designated community within each last mile service area. For each competitor, explain the following: a) technology; b) service tiers; c) point-to-point of the competitor’s service offering; d) speed; and e) pricing. Include any other comments to explain your findings if necessary.

Thompson, OH							
Service Area	Middle Mile Services Provider	Technology Platform	Service Tier	Point-to-Point	Minimum Peak Load Network Bandwidth Capacity	Pricing	Other Comments
Thompson, OH	Windstream	DSL	Entry Level Plan	Non-symmetrical internet access	3 Megabits	\$299/month	
		DSL	Highest Speed Plan	Non-symmetrical internet access	5 Megabits	\$800/month	
		DSL	Other Plans (e.g., Mid-Tier Plan)	Non-symmetrical internet access	10 Megabits	\$1,100/month	
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Hambden, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Thompson, OH							
Service Area	Middle Mile Services Provider	Technology Platform	Service Tier	Point-to-Point	Minimum Peak Load Network Bandwidth Capacity	Pricing	Other Comments
Claridon, OH	Windstream		Entry Level Plan	No business services offered		\$	
			Highest Speed Plan				

			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
East Claridon, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Thompson, OH							
Service Area	Middle Mile Services Provider	Technology Platform	Service Tier	Point-to-Point	Minimum Peak Load Network Bandwidth Capacity	Pricing	Other Comments
Huntsburg, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Montville, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Thompson, OH							

Service Area	Middle Mile Services Provider	Technology Platform	Service Tier	Point-to-Point	Minimum Peak Load Network Bandwidth Capacity	Pricing	Other Comments
Hartsgrove, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Rome, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Thompson, OH							
Service Area	Middle Mile Services Provider	Technology Platform	Service Tier	Point-to-Point	Minimum Peak Load Network Bandwidth Capacity	Pricing	Other Comments
Footville, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Trumbull, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				

	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Thompson, OH							
Service Area	Middle Mile Services Provider	Technology Platform	Service Tier	Point-to-Point	Minimum Peak Load Network Bandwidth Capacity	Pricing	Other Comments
East Trumbull, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Cork, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Calm, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Rock Creek, OH							
Service Area	Middle Mile Services Provider	Technology Platform	Service Tier	Point-to-Point	Minimum Peak Load Network Bandwidth Capacity	Pricing	Other Comments
Rock Creek, OH	Windstream	DSL	Entry Level Plan	Non-symmetrical internet access	3 Megabits	\$299/month	
		DSL	Highest Speed Plan	Non-symmetrical internet access	5 Megabits	\$800/month	

		DSL	Other Plans (e.g., Mid-Tier Plan)	Non-symmetrical internet access	10 Megabits	\$1,100/month	
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Roaming Shores, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Rock Creek, OH							
Service Area	Middle Mile Services Provider	Technology Platform	Service Tier	Point-to-Point	Minimum Peak Load Network Bandwidth Capacity	Pricing	Other Comments
New Lyme, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Dodgeville, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Rock Creek, OH							

Service Area	Middle Mile Services Provider	Technology Platform	Service Tier	Point-to-Point	Minimum Peak Load Network Bandwidth Capacity	Pricing	Other Comments
South New Lyme, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Eaglesville, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Rock Creek, OH							
Service Area	Middle Mile Services Provider	Technology Platform	Service Tier	Point-to-Point	Minimum Peak Load Network Bandwidth Capacity	Pricing	Other Comments
Austinbug, OH	Windstream		Entry Level Plan	Non-symmetrical internet access	3 Megabits	\$299/month	
			Highest Speed Plan	Non-symmetrical internet access	5 Megabits	\$800/month	
			Other Plans (e.g., Mid-Tier Plan)	Non-symmetrical internet access	10 Megabits	\$1,100/month	
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Turkey Foot Corner, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				

Rays Center, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Lenox, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Denmark, OH							
Service Area	Middle Mile Services Provider	Technology Platform	Service Tier	Point-to-Point	Minimum Peak Load Network Bandwidth Capacity	Pricing	Other Comments
Denmark Center, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Gageville, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Denmark, OH							
Service Area	Middle Mile Services	Technology Platform	Service Tier	Point-to-Point	Minimum Peak Load Network	Pricing	Other Comments

	Provider				Bandwidth Capacity		
Kelloggsville, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Bushnell, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Denmark, OH							
Service Area	Middle Mile Services Provider	Technology Platform	Service Tier	Point-to-Point	Minimum Peak Load Network Bandwidth Capacity	Pricing	Other Comments
Monroe Center, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Pierpont, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				

			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Denmark, OH							
Service Area	Middle Mile Services Provider	Technology Platform	Service Tier	Point-to-Point	Minimum Peak Load Network Bandwidth Capacity	Pricing	Other Comments
Gould, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
Dorset, OH	Windstream		Entry Level Plan	No business services offered			
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				
	Provider B		Entry Level Plan				
			Highest Speed Plan				
			Other Plans (e.g., Mid-Tier Plan)				

Based on telephone survey of telephone companies' business service offerings.

ASSURANCES - CONSTRUCTION PROGRAMS

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0042), Washington, DC 20503.

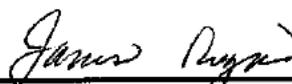
PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.

NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the Awarding Agency. Further, certain Federal assistance awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

- | | |
|--|---|
| <ol style="list-style-type: none"> 1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application. 2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives. 3. Will not dispose of, modify the use of, or change the terms of the real property title, or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal interest in the title of real property in accordance with awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure non-discrimination during the useful life of the project. 4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications. 5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progress reports and such other information as may be required by the assistance awarding agency or State. 6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency. 7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain. | <ol style="list-style-type: none"> 8. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. 4728-4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F). 9. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. 4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures. 10. Will comply with all Federal statutes relating to non-discrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. 1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. 794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. 6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. 3601 et seq.), as amended relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application. |
|--|---|

<p>11. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal and federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.</p>		<p>National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in flood plains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. 1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. 7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).</p>
<p>12. Will comply with the provisions of the Hatch Act (5 U.S.C. 1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.</p>		
<p>13. Will comply, as applicable, with the provision of the Davis-Bacon Act (40 U.S.C. 276a to 276a-7), the Copeland Act (40 U.S.C. 276c and 18 U.S.C.874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. 327-333) regarding labor standards of federally assisted construction subagreements.</p>		<p>16. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. 1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.</p>
<p>14. Will comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.</p>		<p>17. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. 470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. 469a-1 et seq.).</p>
<p>15. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the</p>		<p>18. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."</p> <p>19. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.</p>

<p>SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL</p> 	<p>TITLE</p> <p><i>President</i></p>
<p>APPLICANT ORGANIZATION</p> <p>Zito Media Communications II, LLC</p>	<p>DATE SUBMITTED</p> <p><i>8/13/09</i></p>

CERTIFICATION REGARDING LOBBYING

Applicants should also review the instructions for certification included in the regulations before completing this form. Signature on this form provides for compliance with certification requirements under 15 CFR Part 28, "New Restrictions on Lobbying." The certifications shall be treated as a material representation of fact upon which reliance will be placed when the Department of Commerce determines to award the covered transaction, grant, or cooperative agreement.

LOBBYING

As required by Section 1352, Title 31 of the U.S. Code, and implemented at 15 CFR Part 28, for persons entering into a grant, cooperative agreement or contract over \$100,000 or a loan or loan guarantee over \$150,000 as defined at 15 CFR Part 28, Sections 28.105 and 28.110, the applicant certifies that to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into.

Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure occurring on or before October 23, 1996, and of not less than \$11,000 and not more than \$110,000 for each such failure occurring after October 23, 1996.

Statement for Loan Guarantees and Loan Insurance

The undersigned states, to the best of his or her knowledge and belief, that:

If any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure occurring on or before October 23, 1996, and of not less than \$11,000 and not more than \$110,000 for each such failure occurring after October 23, 1996.

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above applicable certification.

NAME OF APPLICANT

Zito Media Communications II, LLC

AWARD NUMBER AND/OR PROJECT NAME
Northeastern Ohio and Northwestern
Pennsylvania Fiber Ring Project

PRINTED NAME AND TITLE OF AUTHORIZED REPRESENTATIVE

James Piquas, President

SIGNATURE

James Piquas

DATE

8/13/09

**CERTIFICATION REGARDING LOBBYING
LOWER TIER COVERED TRANSACTIONS**

Applicants should review the instructions for certification included in the regulations before completing this form. Signature on this form provides for compliance with certification requirements under 15 CFR Part 28, "New Restrictions on Lobbying."

LOBBYING As required by Section 1352, Title 31 of the U.S. Code, and implemented at 15 CFR Part 28, for persons entering into a grant, cooperative agreement or contract over \$100,000 or a loan or loan guarantee over \$150,000 as defined at 15 CFR Part 28, Sections 28.105 and 28.110, the applicant certifies that to the best of his or her knowledge and belief, that:

Statement for Loan Guarantees and Loan Insurance The undersigned states, to the best of his or her knowledge and belief, that:

If any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure occurring on or before October 23, 1996, and of not less than \$11,000 and not more than \$110,000 for each such failure occurring after October 23, 1996.

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure occurring on or before October 23, 1996, and of not less than \$11,000 and not more than \$110,000 for each such failure occurring after October 23, 1996.

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above applicable certification.

NAME OF APPLICANT

Zito Media Communications II, LLC

AWARD NUMBER AND/OR PROJECT NAME

PRINTED NAME AND TITLE OF AUTHORIZED REPRESENTATIVE

James Rojas, President

8/13/09

SIGNATURE

DATE

James Rojas

**U.S. Department of Commerce
Broadband Technology Opportunities Program**

(i) I certify that I am authorized to submit this grant application on behalf of the eligible entity(ies) listed on this application, that I have examined this application, that all of the information and responses in this application, including certifications, and forms submitted, all of which are part of this grant application, are material representations of fact and true and correct to the best of my knowledge, that the entity(ies) that is requesting grant funding pursuant to this application and any subgrantees and subcontractors will comply with the terms, conditions, purposes, and federal requirements of the grant program; that no kickbacks were paid to anyone; and that a false, fictitious, or fraudulent statements or claims on this application are grounds for denial or termination of a grant award, and/or possible punishment by a fine or imprisonment as provided in 18 U.S.C. §1001 and civil violations of the False Claims Act.

(ii) I certify that the entity(ies) I represent have and will comply with all applicable federal, state, and local laws, rules, regulations, ordinances, codes, orders and programmatic rules and requirements relating to the project. I acknowledge that failure to do so may result in rejection or deobligation of the grant or loan award. I acknowledge that failure to comply with all federal and program rules could result in civil or criminal prosecution by the appropriate law enforcement authorities.

(iii) I certify that the entity(ies) I represent has and will comply with all applicable administrative and federal statutory, regulatory, and policy requirements set forth in the DOC Pre-Award Notification, published in the Federal Register on February 11, 2008 (73 FR 7696), as amended; DOC Financial Assistance Standard Terms and Conditions (Mar. 8, 2009); DOC American Recovery and Reinvestment Act Award Terms (April 9, 2009); and any Special Award Terms and Conditions that are included by the Grants Officer in the award."

8/13/09
(Date)

James Rigas
(Authorized Representative's Signature)

James Rigas
Name:
President
Title:

Disclosure of Lobbying Activities

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352
(See reverse for public burden disclosure)

<p>1. Type of Federal Action: a. contract <u>b</u> b. grant c. cooperative agreement d. loan e. loan guarantee f. loan insurance</p>	<p>2. Status of Federal Action: a. bid/offer/application <u>a</u> b. initial award c. post-award</p>	<p>3. Report Type: a. initial filing <u>a</u> b. material change</p> <p>For material change only: Year _____ quarter _____ Date of last report _____</p>
<p>4. Name and Address of Reporting Entity: <u>x</u> Prime _____ Subawardee Tier _____, if Known:</p> <p>Zito Media Communications II, LLC 106 Steer Brook Road Coudersport, PA 16915</p> <p>Congressional District, if known: 5th-PA</p>	<p>5. If Reporting Entity in No. 4 is Subawardee, Enter Name and Address of Prime:</p> <p>Congressional District, if known:</p>	
<p>6. Federal Department/Agency:</p> <p>NTIA/RUS</p>	<p>7. Federal Program Name/Description: Broadband Initiatives Program and Broadband Technology Opportunities Program CFDA Number, if applicable: 11.557</p>	
<p>8. Federal Action Number, if known:</p>	<p>9. Award Amount, if known: \$</p>	
<p>10. a. Name and Address of Lobbying Registrant <i>(if individual, last name, first name, MI):</i></p>	<p>b. Individuals Performing Services <i>(including address if different from No. 10a)</i> <i>(last name, first name, MI):</i></p>	
<p>11. Information requested through this form is authorized by title 31 U.S.C. section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be reported to the Congress semi-annually and will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.</p>	<p>Signature: <u>James Rigas</u> Print Name: <u>James Rigas</u> Title: <u>President</u> Telephone No.: <u>814-260-0117</u> Date: <u>8/13/09</u></p>	
<p>Federal Use Only</p>	<p>Authorized for Local Reproduction Standard Form - LLL (Rev. 7-97)</p>	