

P.U.C.O. No. 6

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TELEPHONE SERVICE COMPANY  
BASIC LOCAL EXCHANGE SERVICE TARIFF

NOTE: This Tariff P.U.C.O. No. 6 cancels and supersedes Telephone Service Company Tariff P.U.C.O. No. 5.

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Issued: May 10, 2011

Effective: May 10, 2011

In Accordance with Case No. 10-1010-TP-ORD and 11-2922-TP-ATA

Issued by the Public Utilities Commission of Ohio

Lonnie D. Pedersen, Chief Operating Officer

Wapakoneta, Ohio

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TABLE OF CONTENTS

Table of Contents	Index	
Alphabetical Index to Topics	Preface	
Tariff Description; General Rules and Regulations	Section 1	
Miscellaneous Services and Equipment	Section 2	
Lifeline Requirements	Section 3	
Exchange Rates; Exchange Maps; Service Connection Charges	Section 4	(C)
IntraLATA Presubscription	Section 5	
FCC Designated N11 Services	Section 6	

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ALPHABETICAL INDEX TO TOPICS

	<u>Section</u>	<u>Sheet No.</u>	
811 Service for "One Call" Notification Systems	6	1	
9-1-1 Line Charge	2	4	
Application for Service	1	4	
Availability of Facilities	1	2	
Basic Local Exchange Service (BLES) Definition	1	1	
Central Office Connection Charge	4	5	
Classification of Business and Residence Service	1	4	
Construction Charges	2	1	
Construction on Public Highways	2	2	
Cridersville Exchange Map	4	4	
Establishment and Furnishing of Service	1	4	
Exchange Rates	4	1	(C)
FCC Designated N11 Services	6	1	
IntraLATA Presubscription	5	1	
Late Payment Charges	1	5	
Lifeline Requirements	3	1	
Line Connection Charge	4	6	
Line Servicing Charge	4	5	
Mileage Charges	2	1	
Minimum Service Periods	1	5	
Obligation and Liability of Telephone Company	1	2	
Ownership and Use of Equipment	1	3	
Per Call Blocking	2	3	
Private Right-of-Way Construction	2	1	
Service Connection Charges	4	5	
Service Irregularities	1	2	
Service Order Charge	4	5	
Special Assemblages	2	3	
Tariff Description	1	1	
Telecommunications Relay Services (TRS) Charge	2	3	
Telephone Numbers	1	5	
Touch Tone Service	2	3	

P.U.C.O. No. 6

---

ALPHABETICAL INDEX TO TOPICS (Continued)

	<u>Section</u>	<u>Sheet No.</u>
Transmitting Messages	1	2
Trip Charge	4	6
Use of Services and Facilities	1	3
Use of Subscriber Service	1	3
Wapakoneta Exchange Map	4	2

P.U.C.O. No. 6

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TARIFF DESCRIPTION

This Basic Local Exchange Service (BLES) Tariff applies to residential single-line customers and to the primary access line of business customers.

BLES is provided by Telephone Service Company (The "Company" or "Telephone Company") in accordance with Rule 4901:1-6-12, Ohio Administrative Code.

Basic local exchange service, as defined in Section 4927.01, Revised Code, means residential end-user access to, and usage of, telephone-company-provided services over a single line, or small-business-end-user access to and usage of telephone-company-provided services over the business's primary access Line of Service, which in the case of residential and small-business access and usage is not part of a bundle or package of services. BLES enables a customer to originate or receive voice communications within a local service area and consists of the following services:

- (i) Local dial tone service;
- (ii) For residential end users, flat-rate telephone exchange service;
- (iii) Touch tone dialing service;
- (iv) Access to and usage of 9-1-1 services, where such services are available;
- (v) Access to operator services and directory assistance;
- (vi) Provision of a telephone directory in any reasonable format for no additional charge and a listing in that directory, with reasonable accommodations made for private listings;
- (vii) Per call, caller identification blocking services;
- (viii) Access to telecommunications relay service; and
- (ix) Access to toll presubscription, interexchange or toll providers or both, and networks of other telephone companies.

P.U.C.O. No. 6

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GENERAL RULES AND REGULATIONS

A. OBLIGATION AND LIABILITY OF TELEPHONE COMPANY

1. Availability of Facilities

The Telephone Company's obligation to furnish service is dependent upon its ability to secure and retain, without unreasonable expense, suitable facilities and rights-of-way for the construction and maintenance of the necessary pole lines, circuits and equipment.

2. Transmitting Messages

The Telephone Company does not transmit messages but offers the use of its facilities for communications between subscribers.

No one employed by the Telephone Company, in any capacity, is authorized to receive or transmit verbal or written messages, unless it is solely as agent for the person desiring the same, and the Telephone Company will assume no responsibility for such service.

Approval of the above tariff language by the PUCO does not constitute a determination by the Commission that the limitation of liability imposed by the Company should be upheld in a court of law. Approval by the Commission merely recognizes that since it is a court's responsibility to adjudicate negligence and consequent damage claims, it is also the court's responsibility to determine the validity of the exculpatory clause.

3. Service Irregularities

The liability of the Company for damages arising out of mistakes, omissions, interruptions, delays, errors, or defects in transmission, or failure or defects in facilities furnished by the Company, occurring in the course of furnishing service or other facilities and not caused by the negligence of the Company in failing to exercise reasonable supervision or to maintain proper standards of maintenance and operation, shall in no event exceed an amount of equivalent to the proportionate Local Service Charge to the Customer for the period of service during which such service irregularities occur and continue.

However, any such mistakes, mistakes, omissions, interruptions, delays, errors, or defects in transmission, or failure or defects in facilities furnished by the Company, which are caused or contributed to by the negligence or willful act of the Customer, Authorized User, or Joint User or which arise from the use of Customer provided premise equipment shall not result in the imposition of any liability whatsoever upon the Company.

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GENERAL RULES AND REGULATIONS (Continued)

B. USE OF SERVICES AND FACILITIES

1. Ownership and Use of Equipment

The facilities necessary for the rendition of telephone service are furnished by the Telephone Company and placed in the subscriber's hands as custodian. The subscriber shall be responsible for the reasonable care and safekeeping of such facilities. The subscriber shall be required to reimburse the Telephone Company for the disappearance or destruction of such facilities from any cause other than ordinary usage or a casualty involving the subscriber's premises.

The telephone service rendered to a subscriber shall not be used for receiving, transmitting or delivering any message or communication in respect of which a consideration has been or is to be paid to any party other than the Telephone Company, except as may be permitted by the rules and regulations contained in this tariff, nor shall such service be used in any way in competition with the Telephone Company in its present or future service.

2. Use of Subscriber Service

The use of subscriber service is restricted to the subscriber, persons residing in the subscriber's household, his employees or representatives. The Telephone Company may refuse to install service or permit service to remain on premises where the instrument is so located that it is accessible to the general public.

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GENERAL RULES AND REGULATIONS (Continued)

C. ESTABLISHMENT AND FURNISHING OF SERVICE

1. Application for Service

Before building rural line extensions, or installing any special equipment, the Telephone Company may demand such sureties as sound credit may justify, to assure the payment of any charges provided under this tariff, and to assure the retention of the service for the full period provided for in the contract. Investments in rural line extensions will be made by the Telephone Company along highways for a distance of one-half mile, and on private property for a distance of six hundred feet. The excess construction cost above this amount, if any, must be borne by the prospective subscriber at the time of application.

When special or extraordinary plant or equipment facilities are required to furnish any service covered in this tariff, the Telephone Company will require a contract with the subscriber. This contract may require the subscriber to keep the service for a specified length of time sufficient for the Telephone Company to amortize the cost of construction, installation, maintenance and taxes. If the subscriber does not retain the service for the full period as provided in the contract, the Telephone Company may required the payment of a termination charge equivalent to the monthly charges for the service for the remaining months of the contract period.

2. Classification of Business & Residence Service

Service shall be classified as business service when it is located at a business location, or when it is located in a residence but used primarily for business or professional purposes, or when the residence is connected to or forms a continuous part of the structure housing the business. The use of telephone service shall determine its classification.

Fraternal societies or clubs which are maintained solely through the collection of dues from members and are not regularly engaged in or benefiting from any commercial or merchandising activity conducted incidental to their operation, churches, public or parochial schools will be furnished service at regular rates for comparable residence service when such service is maintained continuously throughout the year.



P.U.C.O. No. 6

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GENERAL RULES AND REGULATIONS (Continued)

C. ESTABLISHMENT AND FURNISHING OF SERVICE (Continued)

3. Late Payment Charges

Customer bills are postmarked no later than the first calendar day of the month and payments are due no earlier than the fourteen calendar day from the postmark date. Payments will be considered received for purposes of crediting the customer's account on the same business day that the customer's payment is received by the Company or its authorized payment agent. Authorized payment agent fees shall not exceed more than two dollars per transaction for processing payments by cash, check or money order. Bills may be rendered in electronic format if available and if the customer affirmatively chooses.

A late payment charge of \$2.00 or 1%, whichever is greater, remaining on any bill not paid by the 19<sup>th</sup> day after the bill is rendered will be assessed. Late payment fees will not be applied to the following:

- a. Any portion of the bill that is in bona fide dispute.
- b. Any previous late payment fees included in the amount due.
- c. Service establishment charges for lifeline services.

4. Minimum Service Periods

Unless otherwise specified elsewhere in this Tariff, the minimum service period for all services offered in this Tariff is one (1) month beginning on and including the day following the establishment of service. The minimum service period relates to each applicable unit of service, either on the initial or subsequent installations. For purposes of administration, each month is considered to have thirty (30) days.

5. Telephone Numbers

- a. Telephone numbers are the property of the Company and are assigned to the service furnished the Customer. The Company reserves the right to change such numbers and/or the central office name associated with such numbers assigned to the Customer, whenever the Company deems it necessary to do so in the conduct of its business.

P.U.C.O. No. 6

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MISCELLANEOUS SERVICES AND EQUIPMENT

A. MILEAGE CHARGES

Any class of service will be furnished beyond the Base Rate Area at the regular rates applicable within the Base Rate Area plus an extra mileage charge of \$1.00 per month for each mile or fraction thereof that special pair of wires are required beyond the Base Rate Area. The distance beyond the base rate area will be measured by air line distance.

Monthly Rate  
\$1.00/ea. mile or fraction

The Base Rate Area of an exchange shall be the area defined on the exchange Base Rate Area Map.

B. CONSTRUCTION CHARGES

1. Private Right-of-Way Construction

When an applicant is so located that it is necessary to use a private right-of-way to furnish service, and the telephone company is unable to obtain the required right-of-way without additional expense; the applicant may be required to pay the expense (or rental) incurred by the telephone company in securing and retaining such right-of-way.

For the construction of all poles and wires on private property the telephone company may make a charge based on time and materials or the actual cost of direct labor, indirect labor, overheads and materials. All poles and wires constructed on private property are to be under the control of the telephone company as long as they are connected with the system of the telephone company. The maintenance and renewal of poles and wires on private property shall be at the expense of the subscriber but under the control and direction of the telephone company.

When the telephone company attaches its facilities to poles of other companies in lieu of providing pole line construction the charges to be applied are the same as those which would have been applied if pole line construction had been provided by the telephone company.

For underground service entrance the telephone company will place the necessary duct, cable or wire in the street to the curblin; on private property, the telephone company will make a charge based on time and material or the actual cost of direct labor, indirect labor, overheads and materials. Such underground extensions on private property shall be made

P.U.C.O. No. 6

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MISCELLANEOUS SERVICES AND EQUIPMENT (Continued)

B. CONSTRUCTION CHARGES (Continued)

1. Private Right-of-Way Construction (Continued)

under control and direction of the telephone company. The maintenance and renewal of duct, cable or wire on private property shall be at the expense of the subscriber, but under control and direction of the telephone company. The telephone company will not place its cables or wires in the same duct with electric light or other high tension lines.

2. Construction on Public Highways

a. Within the Base Rate Area

No charge is made to the applicant for permanent construction provided by the telephone company on public highways, streets or alleys in order to furnish service where no facilities are available, except where poles are needed on private right-of-way to make proper road clearance and exceeding 200' of permanent construction on such right-of-way.

If in excess of the 200' the private right -of-way construction charge is applicable.

b. Outside the Base Rate Area

The telephone company adopts and concurs with P.U.C.O. Session Order No. 154, which sets forth the rules and regulations governing construction charges on public highways outside the base rate area.

In all cases of pole line construction on public highways, ownership is vested in the telephone company. All instrumentalities erected on public highways are owned and maintained by the telephone company. When the telephone company attaches it facilities to the poles of other companies, in lieu of providing pole line construction, the charges to be applied are the same as those which would have been applied if pole line construction had been provided by the telephone company.

MISCELLANEOUS SERVICES AND EQUIPMENT (Continued)

B. CONSTRUCTION CHARGES (Continued)

3. Buried Entrance

Where a buried wire or buried cable type of entrance facilities is provide by the telephone company in cases where such type of facilities is not considered normal, as hereinafter set forth, the subscriber shall be required to pay for all excavation and fill-in in connection with maintenance and replacement of such buried wire or buried cable type of entrance facilities.

C. SPECIAL ASSEMBLAGES

Where the telephone company, at the request of the subscriber, furnishes special assemblages or special services which are not provided for or established under this tariff, a charge thereof, in addition to the published rates, will be made in each case. Special assemblages will be made at the discretion of the telephone company.

D. TOUCH TONE SERVICE

Touch tone service is included in the access line rate.

E. TELECOMMUNICATIONS RELAY SERVICES (TRS) CHARGE

Customers may be assessed an annual charge per line to fund the Telecommunications Relay Services for the State of Ohio in accordance with section 4905.84 of the Revised Code. This charge shall in no event exceed the per end user line (or equivalent) assessment of the Public Utilities Commission of Ohio levied upon the Company.

F. PER CALL BLOCKING

Enables customers to prevent the disclosure of their telephone number on a per call basis to the called party. The disclosure of the calling party's number can be prevented on a per call basis by dialing a preassigned access code before making a call. This action must be repeated each time a call is made to prevent the disclosure of the calling party's telephone number. If the called party has a display devise, a privacy indication will appear instead of the calling party's telephone number. Per Call Blocking will be provided on a universal basis to all eligible customers at no charge.

All public and semi-public payphones in Telephone Service Company's service area will be equipped with Per Call Blocking.

MISCELLANEOUS SERVICES AND EQUIPMENT (continued)

G. 9-1-1 Line Charge: \$.13/month

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MISCELLANEOUS SERVICES AND EQUIPMENT (Continued)

LIFELINE REQUIREMENTS

Telephone Service Company shall provide Lifeline service as defined in 47 C.F.R. § 54.401(a) on a non-discriminatory basis to all qualifying low-income customers. Telephone Service Company's Lifeline service offering shall comply with all applicable federal and state laws, including, but not limited to, 47 C.F.R. Part 54, Subpart E; the FCC's Lifeline reform order (Report and Order released February 6, 2012, WC Docket No, 11-42, et. al) the FCC Modernization Order (Third Report and Order released on April 27, 2016, WC Docket No. 11-42, et.al.), and any subsequent clarifying orders; Section 4927.13, Revised Code; Rule 4901:1-6-19, Ohio Administrative Code; and, the Commission's nontraditional Lifeline service order (Finding and Order adopted May 23, 2012, Case No. 10-2377-TP-COI) and any subsequent entries and/or orders.

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TELEPHONE SERVICE COMPANY  
Wapakoneta, Ohio

Section No. 3  
First Revised Sheet No. 2  
Replaces Original Sheet No. 2

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TELEPHONE SERVICE COMPANY  
Wapakoneta, Ohio

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TELEPHONE SERVICE COMPANY  
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EXCHANGE RATES

WAPAKONETA EXCHANGE RATES

A. RATES AND THEIR REGULATIONS

1. Inside Based Rate Area

The following rates shall apply within the Base Rate Area and within the Wapakoneta, Ohio exchange area.

	<u>Net Monthly Rates</u>				<u>Payphone</u>	<u>Anniv Date</u>	
	<u>Business</u>	<u>Residence</u>					
	<u>Max.</u>	<u>Max.</u>	<u>Max.</u>				
1 <sup>st</sup> Individual or primary access line	\$14.95	\$14.95	\$11.25	\$11.25	\$8.30	2/24/18	(C)
Coin Supervision Additive	-	-	-	-	\$7.20		
Payphone Access Line	\$11.20						

2. Outside the Base Rate Area

The following rates and mileage charges shall apply outside the Base Rate Area but within the Wapakoneta, Ohio exchange area:

	<u>Net Monthly Rates</u>				<u>Payphone</u>	<u>Anniv Date</u>	
	<u>Business</u>	<u>Residence</u>					
	<u>Max.</u>	<u>Max.</u>	<u>Max.</u>				
1 <sup>st</sup> Individual or primary access line	\$14.95	\$14.95	\$11.25	\$11.25	\$8.30	2/24/18	(C)
Coin Supervision Additive	-	-	-	-	\$7.20		
Payphone Access Line	\$11.20						

Mileage Charges, per airline mile  
or fraction thereof \$ 1.00 \$1.00 \$ 1.00 \$1.00

Included in the access line rate is extended area service to the following points:

Ada	Gomer	Convoy	Wabash
Alger	Lafayette	Fort Jennings	
Beaverdam	Spencerville	Ohio City	
Bluffton	Venedocia	Ottawa	
Buckland	Waynesfield	Ottoville	
Cairo	Westminster	Van Wert	
Cridersville	Vaughnsville	Willshire-Wren	
Delphos	Lima	Coldwater	
Elida	St Marys	Fort Recovery	
Botkins	Celina	Maria Stein	
Jackson Center	Minster	Mendon	
New Bremen	New Knoxville	Rockford	



EXCHANGE RATES (Continued)

CRIDERSVILLE EXCHANGE RATES

A. RATES AND THEIR REGULATIONS (Continued)

1. Inside Based Rate Area

The following rates shall apply within the Base Rate Area and within the Cridersville, Ohio exchange area:

	<u>Business</u>	<u>Net Monthly Rates</u>			<u>Anniv Date</u>	
		<u>Max.</u>	<u>Residence</u>	<u>Payphone</u>		
			<u>Max.</u>			
1 <sup>st</sup> Individual or primary access line	\$14.95	\$14.95	\$11.25	\$11.25	\$10.20	2/24/18 (C)
Coin Supervision Additive					\$ 7.20	
Payphone Access Line	\$11.20					

2. Outside the Base Rate Area

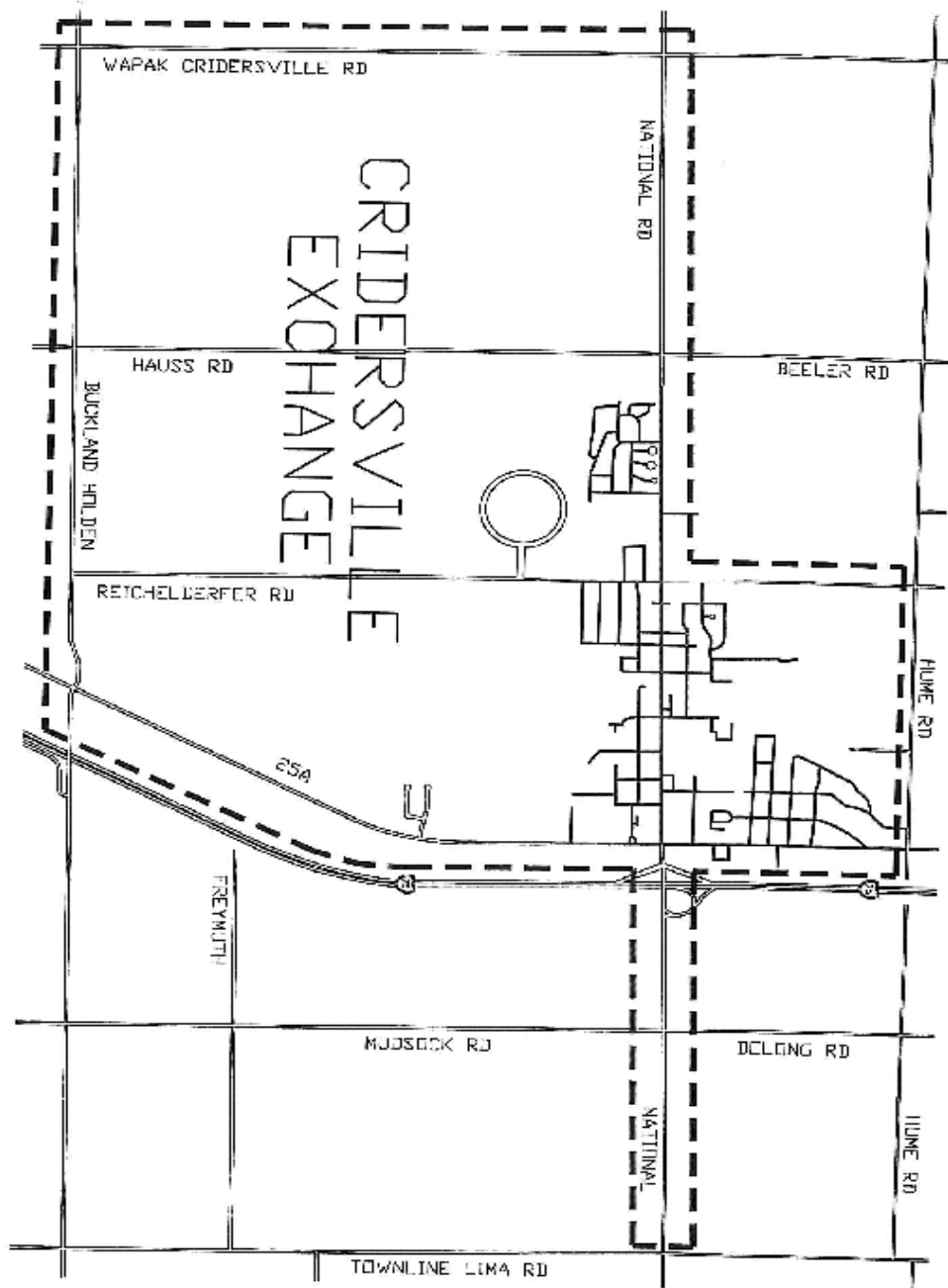
The following rates and mileage charges shall apply outside the Base Rate Area but within the Cridersville, Ohio exchange area:

	<u>Business</u>	<u>Net Monthly Rates</u>			<u>Anniv Date</u>	
		<u>Max.</u>	<u>Residence</u>	<u>Payphone</u>		
			<u>Max.</u>			
1 <sup>st</sup> Individual or primary access line	\$14.95	\$14.95	\$11.25	\$11.25	\$10.20	2/24/18 (C)
Coin Supervision Additive					\$ 7.20	
Payphone Access Line	\$11.20					
Mileage Charges, per airline mile or fraction thereof	\$ 1.00	\$1.00	\$ 1.00	\$ 1.00		

Included in the access line rate is extended area service to the following points:

Ada	Gomer	Convoy	Wabash
Alger	Lafayette	Fort Jennings	
Beaverdam	Spencerville	Ohio City	
Bluffton	Venedocia	Ottawa	
Buckland	Waynesfield	Ottoville	
Cairo	Westminster	Van Wert	
Wapakoneta	Vaughnsville	Willshire-Wren	
Delphos	Lima	Coldwater	
Elida	St Marys	Fort Recovery	
Botkins	Celina	Maria Stein	
Jackson Center	Minster	Mendon	
New Bremen	New Knoxville	Rockford	

CRIDERSVILLE EXCHANGE MAP



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Wapakoneta, Ohio



EXCHANGE RATES (Continued)

B. SERVICE CONNECTION CHARGES (Continued)

4. Line Connection Charge

- a. A non-recurring charge will be made for each access line or circuit ordered by a subscriber which involves the installation, move or change of the telephone line or circuit.
- b. This non-recurring charge is for performing any of the operations associated with the actual connection of the network access line to a network interface.

Non-Recurring Charge

1<sup>st</sup> Individual or primary access line                      \$10.60

5. Trip Charge

- a. A non-recurring charge will be made for each access line or circuit ordered by a subscriber which involves the installation or placement of facilities to the subscriber's premise.
- b. This non-recurring charge is for performing any of the operations associated with the physical placement of facilities (e.g. drop wire, either aerial or buried) to serve a subscriber's premise.

Non-Recurring Charge

1<sup>st</sup> Individual or primary access line                      \$25.00



INTRALATA PRESUBSCRIPTION

A. INTRALATA PRESUBSCRIPTION

1. General

IntraLATA Presubscription is a procedure whereby a customer designates to the Telephone Company the carrier which the customer wishes to be the carrier of choice for intraLATA toll calls. Such calls are automatically directed to the designated carrier, without the need to use carrier access codes or additional dialing to direct the calls to the designated carrier. IntraLATA presubscription does not prevent a customer who has presubscribed to an intraLATA toll carrier from using carrier access codes or additional dialing to direct calls to an alternative intraLATA toll carrier on a per call basis.

IntraLATA Presubscription will become effective August 8, 1997.

2. IntraLATA Presubscription Options

Option A: Customer may select the Telephone Service Company as the presubscribed carrier for intraLATA toll calls subject to presubscription.

Option B: Customer may select a carrier other than Telephone Service Company as the presubscribed carrier for intraLATA toll calls subject to presubscription.

Option C: Customer may select no presubscribed carrier for intraLATA toll calls subject to presubscription which will require the customer to dial a carrier access code to route all intraLATA calls to the carrier of choice for each call.

3. Rules and Regulations

Customers of record on the effective date of this tariff will retain their current dialing arrangements until they request that their dialing arrangements be changed. Until an affirmative choice is made, all customers will be assigned to the Telephone Company's intraLATA carrier.

Customers of record or new customers may select either Options A, B or C for intraLATA Presubscription.

Customers may change their selected Option and/or their presubscribed IntraLATA toll carrier at any time subject to charges specified in Paragraph E below.

INTRALATA PRESUBSCRIPTION (Continued)

A. INTRALATA PRESUBSCRIPTION (Continued)

4. IntraLATA Presubscription Customer Notices

The Telephone Company will notify customers that intraLATA Presubscription is available no longer than sixty (60) days following the effective date of this tariff. The notice will contain a description of intraLATA toll presubscription, how to make an intraLATA toll presubscription carrier selection, and a description of when and what charges apply related to the selection of an intraLATA toll carrier.

5. IntraLATA Presubscription Charges

a. Application of Charges

There will be no charges for a customer's initial intraLATA toll presubscription selection for a period beginning on the effective date of this tariff and ending no sooner than ninety (90) days following the mailing date of customer notification of intraLATA presubscription availability.

New local service customers will be asked to select a carrier(s) for their intraLATA toll and interLATA calls subject to presubscription at that time they place an order with the Telephone Company for local exchange service. If the new customer is unable to make a selection, at that time, the new customer will be read a random listing of all available intraLATA toll carriers to aid their selection. If the new customer is still unable to make a selection, at that time, the Telephone Company will inform the new customer that he/she will be given ninety (90) days in which to inform the Telephone Company of an intraLATA toll presubscription carrier choice at no charge. The new customer will also be informed that the Telephone Company will assess a charge for any selections made after ninety (90) day window, and that until a selection is made the subscriber will be required to dial a carrier access code to route all intraLATA toll calls.

P.U.C.O. No. 6

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INTRALATA PRESUBSCRIPTION

A. INTRALATA PRESUBSCRIPTION (Continued)

a. Application of Charges (Continued)

New subscribers who do not make an intraLATA toll carrier presubscription choice at the time the new subscriber places an order establishing local exchange service with the Telephone Company will not be presubscribed to any intraLATA toll carrier, but rather will be required to dial a carrier access code to route all intraLATA toll calls to the carrier of choice for each call.

After a subscriber's initial selection for a presubscribed intraLATA toll carrier, for any change thereafter, an IntraLATA Presubscription Change Charge will apply as follows:

- (i) The charge shall be no greater than those set forth in Paragraph 5.b., unless modified by a company-specific Commission-approved tariff.
- (ii) If a Subscriber changes both the InterLATA and IntraLATA Presubscribed Interexchange Carrier at the same time, 50% of the otherwise applicable IntraLATA Presubscription Change Charge will apply.

b. Nonrecurring Charges IntraLATA Presubscription Change Charge

Per business or residence line, trunk, or port:

Manual Process	\$5.50
Electronic Process	\$1.25

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FCC DESIGNATED N11 SERVICES

A. 811 SERVICE FOR "ONE CALL" NOTIFICATION SYSTEMS

1. General

- a. 811 Dialing Code ("811 Service") is a three digit local dialing arrangement for telephone voice transmission access to all certified "One Call" notification systems entities as a toll free call. The Federal Communications Commission (FCC) assigned 811 dialing code for nationwide access to One Call Notification Systems.
- b. The three digit 811 abbreviated dialing One Call Notification code is assigned to the Approved "811 Provider" for use in providing One Call notification services to the public by way of voice grade facilities.
- c. 811 Service is available from Telephone Service Company within the Company service area only. To provide access to 811 to end users in another company's service area or to Competitive Local Exchange Carrier (CLEC) end users within the local calling area, the 811 Provider must make appropriate arrangements with the other company or CLEC serving that territory. The 811 Provider should work separately with competing local providers to ascertain that its end user customers will be able to reach one-call services provided by dialing 811.
- d. All 811 abbreviated dialing code calls must be local in nature and will not result in any expanded local calling area (ELCA), intraLATA toll, interLATA long distance or pay-per-call charges to Company subscribers. However, 811 Service calls may result in local measured service charges where company subscribers' service plans include such charges.
- e. The 811 Service is not available for the following classes of service: inmate service, 1+ and 0+ calling, 0- operator assisted calling and 101XXXX calling. 811 Service is otherwise available wherever local service is accessible.

P.U.C.O. No. 6

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FCC DESIGNATED N11 SERVICES (Continued)

A. 811 SERVICE FOR "ONE CALL" NOTIFICATION SYSTEMS (Continued)

2. Obligations of the Approved "One Call" Notification Systems Provider

- a. The 811 Provider must submit a written application to the Company for 811 Service at the state level. The 811 Provider may establish 811 Service in all or part of the Company's exchanges. There may be only one 811 Provider per exchange.
- b. The 811 Provider's written application to establish 811 Service in a Company local exchange must include the following:
  - i. The local, foreign exchange or toll free telephone number into which the Company should translate the dialed 811 abbreviated code. If the 811 Provider desires to change the telephone number into which the 811 abbreviated dialing code is translated, the 811 provider must pay a number change charge as found in I.F.4 following.
  - ii. For network sizing and protection, an estimate of annual call volumes and holding time for calls to the 811 Service.
  - iii. An acknowledgment of the possibility that the Commission's assignment of the 811 abbreviated dialing code may be recalled at any time.
- c. Local Calling for Company Subscribers
  - i. The 811 Provider, in cooperation with the Company, will assure that all 811 Service calls are local and do not generate ELCA, intraLATA toll, interLATA long distance or pay-per-call charges for company subscribers.
  - ii. When the 811 Provider applies for 811 Service from the Company, the 811 Provider must supply the Company with a toll free number. The company will translate the 811 digits into the telephone number provided by the 811 Provider.

P.U.C.O. No. 6

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FCC DESIGNATED N11 SERVICES (Continued)

A. 811 SERVICE FOR "ONE CALL" NOTIFICATION SYSTEMS (Continued)

2. Obligations of the Approved "One Call" Notification Systems Provider (Continued)

- d. The 811 Provider is liable for and will indemnify, protect, defend and hold harmless the Company against all suits, actions, claims, demands and judgments, plus any expenses and counsel fees incurred by the Company on account thereof, whether suffered, made, instituted or asserted by the 811 Provider or any other party of persons, for any personal injury to or death of any person or persons, or for any loss damage or distribution of any property, whether owned by the 811 Provider or others, arising out of or resulting directly from the 811 Service.
- e. The 811 Provider must develop an appropriate method of responding to 811 calls directed to it out of confusion or in error by Company Subscribers.
- f. The 811 Provider must subscribe to termination facilities and lines in sufficient quantities to provide adequate service to the public, and enable the 811 Provider to receive calls to the 811 Service during normal business hours.
- g. The 811 Service is provided on the condition that the 811 Provider subscribes to termination facilities and lines in sufficient quantities to adequately handle calls to the 811 Service without interfering with or impairing any services offered by the Company.
- h. The 811 Provider must comply with all present and future state and federal rules pertaining to abbreviated dialing codes.
- i. The 811 Provider is responsible for obtaining all necessary permissions, licenses, written consents, waivers and releases and all other rights from all persons whose work, statements or performances are used in connection with the 811 Service. The 811 Provider is also responsible for obtaining all necessary permissions, licenses, written consents, waivers, and released and all other rights from all holders of copyrights, trademarks and patents used in connection with said service.

P.U.C.O. No. 6

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FCC DESIGNATED N11 SERVICES (Continued)

A. 811 SERVICE FOR "ONE CALL" NOTIFICATION SYSTEMS (Continued)

2. Obligations of the Approved "One Call" Notification Systems Provider (Continued)

- j. The 811 Provider must respond promptly to all complaints lodged with any regulatory authority against the 811 Service. If requested by the Company, the 811 Provider must assist the Company in responding to complaints made to the Company concerning the 811 Service.
- k. The 811 Provider shall not promote the 811 Service with the use of any auto dialer or broadcasting of tones that dial the 811 abbreviated dialing code.
- l. The 811 Provider must work separately with competitive local exchange carriers ("CLECs") operating and serving customers in the Company's exchanges to ascertain whether 811 abbreviated dialing will be available to their end users.

3. Obligations of the Company

- a. The Company will establish the 811 Service within ninety days after receipt of the 811 Provider's completed application(s) for service of the effective date of this Tariff, whichever is later.
- b. When an 811 Service call is placed by the calling party via interconnection with an interexchange carrier, the Company cannot guarantee the completion of said 811 Service call, the quality of the call or any features that may otherwise be provided with the 811 Service.
- c. The Company will route 811 calls originating from end users on the Company's local exchange network whether they purchase service directly from the company or from another provider reselling company service. Otherwise, the Company is not responsible for establishing 811 Service for calls originating from other telecommunications providers.
- d. The Company does not undertake to answer and forward 811 Service calls but furnishes the use of its facilities to enable the 811 Provider to respond to such calls at the 811 Provider established call centers.

P.U.C.O. No. 6

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FCC DESIGNATED N11 SERVICES (Continued)

A. 811 SERVICE FOR "ONE CALL" NOTIFICATION SYSTEMS (Continued)

3. Obligations of the Company (Continued)

- e. The rates charged for 811 Service do not contemplate the inspection or constant monitoring of facilities to discover errors, defects, and malfunctions in service, nor does the Company undertake such responsibility. The 811 Provider must conduct such operation tests as, in the judgment of the 811 Provider, are required to determine whether the Company's facilities are functioning properly for its use. The 811 Provider must promptly notify the Company in the event the Company's facilities are not functioning properly.

4. Liability

- a. The liability of the Company for losses or damages of any kind arising out of mistakes, omissions, interruptions, delays, errors or defects in transmission, or failure or defects in any facility furnished by the Company, occurring in the course of furnishing 811 Service, or of the company in failing to maintain proper standards of maintenance and operation or to exercise reasonable supervision, shall in no event exceed an amount equivalent to the proportionate charge to the 811 Provider for the 811 Service and local exchange services for the period of service during which such mistake omission, interruption, delay, error or defect in transmission or defect of failure in facilities occurs.
- b. The Company is not liable for any losses or damages caused by the negligence of the 811 Provider.
- c. The Company's entire liability to any person for interruption or failure of the 811 Service is limited to the terms set forth in this and other sections of this Tariff.
- d. The Commission's local assignment and the 811 Service Provider's use of the 811 abbreviated dialing code are subject to preemption by the Federal Communications Commission. The Company shall not be liable to the 811 Service Provider for any damages the 811 Service Provider may incur that results from a national assignment of the 811 abbreviated dialing code.
- e. The Company will make every effort to route 811 calls to the appropriate 811 Service Provider call center, however, the Company will not be held responsibility for routing mistakes or errors.



P.U.C.O. No. 6

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FCC DESIGNATED N11 SERVICES (Continued)

A. 811 SERVICE FOR "ONE CALL" NOTIFICATION SYSTEMS (Continued)

5. Other Terms and Conditions

- a. The 811 Service will not provide calling number information in real time to the 811 Provider. If this type of information is required, the 811 Provider must subscribe to compatible Caller ID service as described in Section 4, Sheet 39.II.E of this Tariff.
- b. The 811 Service is provided for the benefit of the 811 Provider. The provision of the 811 Service by the Company shall not be interpreted, constructed or regarded, either expressly or implied, as being for the benefit of or creating any Company obligation toward any third person or legal entity other than the 811 Provider.
- c. A written notice will be sent to the 811 Provider following oral notification when its 811 Service unreasonably interferes with or impairs other services rendered to the public by the company or by other subscribers of abbreviated dialing codes. If after the notification the 811 Provider makes no modification in method of operation or in the service arrangements that are deemed service-protective by the Company, or if the 811 Provider is unwilling to accept the modifications, or if the 811 Provider continues to cause service impairment, the Company reserves the right, at any time, without further notice, to institute protective measures, up to and including termination of service.
- d. In an emergency situation as determined by the Company, the Company reserves the right, at any time, without notice, to institute protective measures, up to and including termination of service.

P.U.C.O. No. 6

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FCC DESIGNATED N11 SERVICES (Continued)

A. 811 SERVICE FOR "ONE CALL" NOTIFICATION SYSTEMS (Continued)

6. Rates & Charges

- a. A Central Office Charge applies for each Company host central office out of which the 811 Provider orders 811 Service, as follows:
  - i. When a Company exchange is served by more than one host central office, a Central Office Charge is applicable for each host central office in that exchange.
  - ii. If the 811 Provider establishes 811 Service in multiple Company exchanges serviced by the same host central office, only one Central Office Charge applies.
- b. A Number Change Charge applies when the 811 Provider establishes service or applies to change the telephone number into which the 811 abbreviated dialing code is translated. The Number Change Charge is applied on a per telephone number, per host central office basis.
- c. When translating the seven or ten digit number to the 811 abbreviated dialing code, application Service Connection Charges are specified in Section 5 of this Tariff will apply in addition to the rates listed below.
- d. Rates:

	Nonrecurring <u>Charge</u>
Central Office Charge <sup>(1)</sup>	\$175.00
Number Change Charge (per Telephone Number)	\$ 35.00

<sup>(1)</sup> This is applied at the host central office only, and covers all offices that are part of that host complex with a single translated number. If more than one translated number is desired, apply the charge as many times as there are numbers. Any given office must have one number translated to – this cost does not cover cases where the Local Agency wants two or more translated numbers. Such a case would require class marking or a database.