

ACCESS SERVICE

CHECK SHEET

Title Page and Pages 1 through 47 of this Tariff are effective as of the date shown. Original and revised pages as named below contain all changes from the original Tariff that are in effect on the date hereof.

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James Graft
2211 Eighth Avenue NE, Suite 1101
Aberdeen, SD 57401

ACCESS SERVICE

DEFINITIONS (Cont'd)

VoIP-PSTN Traffic

The term VoIP-PSTN Traffic shall have the meaning denoted in the Federal Communications Commission Report and Order in WC Docket Nos. 10-90, etc., F.C.C. Release No. 11-161 (November 18, 2011). It is traffic exchanged over PSTN (Public Switched Telephone Network) facilities that originates and/or terminates in IP (Internet Protocol) format.

(N)

(N)

Volume End User ("VEU"): An End User that obtains Service from the Company in order to provide high-traffic services, including, but not limited to, chat line services, conference calling services, help desk assistance, or call center support, designates the Company's central office as its EDP, and accordingly, installs equipment in the Company's central office.

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Wire Center: Generic term for point on a carrier network from which an End User normally receives a dial tone.

ACCESS SERVICE

1. APPLICATION OF TARIFF

1.1 General

This Tariff sets forth the regulations, rates and charges for the provision of interstate Access Services and facilities (hereinafter "Services") by Northern Valley Communications, LLC. The rates for the Services, and associated elements, described herein are set to those rates charged by the price cap LEC with the lowest switched access rates operating in the Company's service area in accordance with §61.26(g) of the Commission's Rules, 47 C.F.R. §61.26(g).

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1.1.1 No Waiver

No term or provision in this Tariff shall be waived, unless such waiver or consent is in writing and signed by the Company and the Buyer to which it is attributed. No consent by the Company or Buyer, as applicable, to, or waiver of, a breach or default by the other, whether express or implied, shall constitute a consent to or waiver of, any subsequent breach or default.

1.1.2 Partial Invalidity

If any provision of this Tariff shall be held to be invalid or unenforceable, such invalidity or unenforceability shall not invalidate or render the terms of this Tariff unenforceable, but rather this Tariff shall be construed as if not containing the invalid or unenforceable provision.

1.1.3 Title or Ownership Rights

The payment of rates and charges by Buyers for the Services offered under the provisions of this Tariff does not assign, confer, or transfer leasehold, title, or ownership rights to proposals, equipment, or facilities developed or utilized respectively by the Company in provision of such Services.

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3. PAYMENT AND BILLING (Cont'd)3.1 Payment Arrangements (Cont'd)3.1.4 Jurisdictional Reporting Requirements (Cont'd)

(N)

3.1.4.8 Identification and Rating of VoIP-PSTN Traffic

VoIP-PSTN Traffic is defined as traffic exchanged between a Company End User and the Buyer in Time Division Multiplexing (TDM) format that originates and/or terminates in Internet Protocol (IP) format. This section governs the identification of VoIP-PSTN Traffic that is required to be compensated at interstate access rates unless the parties have agreed otherwise by the F.C.C. in its Report and Order in WC Dockets Nos. 10-90, etc., F.C.C. Release No. 11-161 (November 18, 2011) (F.C.C. Order). Specifically, this section establishes the method of separating VoIP-PSTN Traffic from the Buyer's traditional intrastate access traffic, so that VoIP-PSTN Traffic can be billed in accordance with the F.C.C. Order.

VoIP-PSTN Traffic identified in accordance with this tariff section will be billed at rates equal to the Company's applicable tariffed interstate switched access rates as set forth in Section 7, following.

1. Calculation and Application of Percent-VoIP- Usage Factors
 - (a) The Company will determine the number of VoIP-PSTN Traffic minutes of use (MOU) to which interstate rates will be applied under B, preceding, by applying an originating Percent VoIP Usage (PVU) factor to the total intrastate access MOU originated by a Company end user and delivered to the Buyer and by applying a terminating PVU factor to the total intrastate access MOU terminated by a Buyer to the Company's end user.
 - (b) The Buyer will calculate and furnish to the Company an originating PVU factor representing the whole number percentage of the Buyer's total originating intrastate access MOU that the Buyer exchanges with the Company in the LATA that is received from the Company and that is terminated in IP format and that would be billed by the Company as intrastate access MOU.
 - (c) The Buyer will calculate and furnish to the Company a terminating PVU factor representing the whole number percentage of the Buyer's total terminating intrastate access MOU that the Buyer exchanges with the Company in the LATA that is sent to Company and which originated in IP format and that would be billed by the Company as intrastate access MOU.

(N)

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3. PAYMENT AND BILLING (Cont'd)

3.1 Payment Arrangements (Cont'd)

3.1.4 Jurisdictional Reporting Requirements (Cont'd)

(N)

3.1.4.8 Identification and Rating of VoIP-PSTN Traffic (Cont'd)

1. Calculation and Application of Percent-VoIP-Usage Factors (Cont'd)

- (d) The Buyer shall not modify their reported PIU factor to account for VoIP-PSTN Traffic.
- (e) Both the Buyer provided originating PVU and the terminating PVU shall be based on information such as the number of the Buyer's retail VoIP subscriptions in the state (e.g. as reported on F.C.C. Form 477), traffic studies, actual call detail or other relevant and verifiable information which will be provided to the Company upon request.
- (f) The Buyer shall retain the call detail, work papers, and information used to develop the PVU factors for a minimum of one year.
- (g) If the Buyer does not furnish the Company with a PVU factor, the Company will utilize a PVU equal to zero.

2. Initial Implementation of PVU Factors

- (a) If the PVU factors cannot be implemented in the Company's billing systems by December 29, 2011, once the factors can be implemented the Company will adjust the Buyer's bills to reflect the PVU factors prospectively in the next bill period if the PVU factors are provided by the Buyer to the Company prior to April 15, 2012.
- (b) The Company may choose to provide credits based on the reported PVU factors on a quarterly basis until such time as the billing system modifications can be implemented.

(N)

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3. PAYMENT AND BILLING (Cont'd)3.1 Payment Arrangements (Cont'd)

(N)

3.1.4 Jurisdictional Reporting Requirements (Cont'd)

3.1.4.8 Identification and Rating of VoIP-PSTN Traffic (Cont'd)

3. PVU Factor Updates

The Buyer may update the PVU factors quarterly using the method set forth in 1.c, preceding. If the Buyer chooses to submit such updates, it shall forward to the Company, no later than 15 days after the first day of January, April, July and/or October of each year, revised PVU factors based on data for the prior three months, ending the last day of December, March, June and September, respectively. The revised PVU factors will serve as the basis for future billing and will be effective on the bill date of each such month and shall serve as the basis for subsequent monthly billing until superseded by new PVU factors. No prorating or back billing will be done based on the updated PVU factors.

4. PVU Factor Verification

- (a) Not more than twice in any year, the Company may request from the Buyer an overview of the process used to determine the PVU factors, the call detail records, description of the method for determining how the end user originates and terminates calls in IP format, and other information used to determine the Buyer's PVU factors furnished to the Company in order to validate the PVU factors supplied. The Buyer shall comply, and shall reasonably supply the requested data and information within 15 days of the Company's request.
- (b) The Company may dispute the Buyer's PVU factor based upon:
- A review of the requested data and information provided by the Buyer,
 - The Company's reasonable review of other market information, F.C.C. reports on VoIP lines, such as F.C.C. Form 477 or state level results based on the F.C.C. Local Competition Report or other relevant data.

A change in the reported PVU factor by more than five percentage points from the preceding quarter.

(N)

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3. PAYMENT AND BILLING (Cont'd)3.1 Payment Arrangements (Cont'd)

3.1.4 Jurisdictional Reporting Requirements (Cont'd)

3.1.4.8 Identification and Rating of VoIP-PSTN Traffic (Cont'd)

4. PVU Factor Verification

- c. If after review of the data and information, the Buyer and the Company establishes revised PVU factors, the Company will begin using those revised PVU factors with the next bill period.
- d. If the dispute is unresolved, the Company may initiate an audit. The Company shall limit audits of the Buyer's PVU factor to no more than twice per year. The Buyer may request that the audit be conducted by an independent auditor. In such cases the associated auditing expenses will be paid by the Buyer.
- In the event that the Buyer fails to provide adequate records to enable the Company or an independent auditor to conduct an audit verifying the Buyer's PVU factors, the Company will bill the usage for all contested periods using the most recent undisputed PVU factors reported by the Buyer. These PVU factors will remain in effect until the audit can be completed.
 - During the audit, the most recent undisputed PVU factors from the previous reporting period will be used by the Company.
 - The Company will adjust the Buyer's PVU factors based on the results of the audit and implement the revised PVU in the next billing period or quarterly report date, whichever is first. The revised PVU factors will apply for the next two quarters before new factors can be submitted by the Buyer.
 - If the audit supports the Buyer's PVU factors, the usage for the contested periods will be adjusted to reflect the Buyer's audited PVU factors.

7. RATES AND CHARGES

7.1 General

Rates for Access Service and the other services listed in this Tariff will include usage charges for the rate elements, applicable Recurring Charges, Nonrecurring Charges and miscellaneous charges or combinations of same and are identified herein.

7.2 Switched Access Service

7.2.1 Recurring Rate Elements:

- (a) Local Switching, per MOU
- (b) Tandem Switched Transport – Per Mile, per MOU/mile (C)
- (c) Tandem Switched Transport – Fixed, per MOU
- (d) Common Transport Multiplexing, per MOU
- (e) Carrier Common Line
- (f) End Office Shared Port, Per MOU (termination only) (C)
- (g) Information Surcharge (if applicable)

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7. RATES AND CHARGES (Cont'd)7.2 Switched Access Service (Cont'd)

7.2.2 Rates Reflect Tariffed Rates of Appropriate ILECs

(C/R)

The Company offers service for Access Service, which includes the following elements: Local Switching, Tandem Switched Transport – Per Mile, Tandem Switched Transport – Fixed, Common Transport Multiplexing, Carrier Common Line, and End Office Shared Port. These rates mirror those filed by Qwest Corporation d/b/a CenturyLink QC on file with the Commission.

Mileage for the Tandem Switched Facility rate will be calculated in accordance with Section 3.2.2.

The following rates are applicable to service provided to Buyers to access all End Users, including Volume End Users:

| | |
|--|------------|
| Local Switching, per MOU | \$0.001974 |
| Tandem-Switched Transport – Per mile, per MOU/mile | \$0.000030 |
| Tandem Switched Transport – Fixed, per MOU | \$0.000240 |
| Common Transport Multiplexing, per MOU | \$0.000036 |
| Carrier Common Line, per MOU | \$0.000000 |
| End Office Shared Port, per MOU | \$0.000747 |

7.2.3 800 Database Access Service

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| Per query | \$0.004053 |
|-----------|------------|

(C/R)