

ACCESS SERVICE

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c/o Venable LLP
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ACCESS SERVICE

1. Application of Tariff

- 1.1 This tariff contains regulations, rates and charges applicable to the provision of Switched Access Service and other miscellaneous services, hereinafter referred to collectively as service(s), provided by the Issuing Carrier of this tariff hereinafter referred to as the Telephone Company, to Customer(s).
- 1.2 The provision of such services by the Telephone Company as set forth in this tariff does not constitute a joint undertaking with the Customer for the furnishing of any service. The Customer and the Telephone Company are not partners, joint ventures, agents or representatives of each other for any purpose whatsoever.
- 1.3 None of the provisions of this tariff constitute the End User and the Telephone Company as partners, joint ventures, agents or representatives of each other for any purpose whatsoever.
- 1.4 The Telephone Company offers all services under this tariff as a competitive local exchange carrier ("CLEC"). The Telephone Company shall be treated as a rural CLEC, as defined by 47 C.F.R. § 61.26, when the Telephone Company terminates traffic to a conference bridge or similar equipment located in an incorporated place with less than 50,000 inhabitants regardless of whether the traffic is originated by End Users located in an urbanized area or an incorporated place with 50,000 or more inhabitants.
- 1.5 The Telephone Company is a limited liability company which is controlled by and whose sole managing member is Mr. James Troup. Mr. Troup owns 50 percent of the membership interests in the Telephone Company. PTel, LP. owns the remaining 50 percent of the membership interests in the Telephone Company. PTel, LP is an End User of the Telephone Company's telecommunications services.
- 1.6 Switched Access Service is only available under this tariff for originating Calls from or terminating Calls to End Users to whom the Telephone Company has offered service for a fee. (C)
(C)
- 1.7 If any provision of this tariff shall be held invalid or unenforceable by the FCC or a court, such provision shall be deemed deleted from this tariff and replaced by a valid and enforceable provision which so far as possible achieves the intent of the original tariff provision. The remaining provisions of this tariff shall continue in full force and effect.
- 1.8 No failure or delay in exercising any right, power, or privilege hereunder shall operate as a waiver thereof, nor shall any single or partial exercise thereof preclude any other or further exercise thereof or the exercise of any right, power or privilege hereunder.

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2. General Regulations2.1 Undertaking of the Telephone Company2.1.1 Scope

- (A) The Telephone Company does not undertake to transmit messages under this tariff.
- (B) The Telephone Company shall be responsible only for the installation, operation and maintenance of the service it provides.
- (C) The Telephone Company will, for maintenance purposes, test its services only to the extent necessary to detect and/or clear troubles.
- (D) Services are provided 24 hours daily, seven days per week, except as set forth in other sections of this tariff.

2.1.2 Limitations

- (A) The Customer may assign or transfer the use of services under this tariff if there is no interruption in or relocation of services. The assignee or transferee must agree to assume all outstanding indebtedness for services provided under this tariff and any termination liability associated with the services provided. The Customer will remain jointly liable with the assignee or transferee for any obligations existing at the time of the assignment.

Prior to assignment, the Telephone Company must acknowledge in writing that all requirements have been met. Acknowledgement will be made within fifteen days after the Telephone Company has been notified of the proposed assignment.

- (B) All services offered in this tariff will be provided on a first-come first-served basis except as provided for following.
- (C) Switched Access Service is only available under this tariff for originating Calls from or terminating Calls to End Users to whom the Telephone Company has offered service for a fee. (C)

2.1.3 Liability

- (A) Except in the case of willful misconduct for which the Telephone Company's liability is not limited by this tariff, the Telephone Company's liability for damages shall not exceed an amount equal to the proportionate tariff charge for the period during which the service was affected. This liability for damages shall be in addition to any amounts that may be due the Customer as described in Section 2.4.3, following.

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2. General Regulations (Cont'd)

2.4 Payment Arrangements and Credit Allowance (Cont'd)2.4.2 Binding Arbitration (Cont'd)

(H) (Cont'd)

If the Respondent fails to participate or cooperate with the Claimant in requesting the List of five potential arbitrators from the Alternative Dispute Resolution Staff of the U.S. District Court for the District of Columbia within four calendar days after Commencement, then the Claimant may request the List and provide it to the Respondent. If the Alternative Dispute Resolution Staff of the U.S. District Court for the District of Columbia does not provide the List within seven calendar days after Commencement, then the List may be requested from another organization or entity with access to the names of potential arbitrators. (C)

- (I) The Customer and the Telephone Company shall negotiate in good faith to reach an agreement on the appointment of one arbitrator from the List. If the Customer and the Telephone Company are unable to agree upon the selection of a single arbitrator from the List within five calendar days of receipt of the List, or if either the Customer or the Telephone Company fail to participate in such selection, then a single arbitrator will be randomly selected from the List using a random generation system administered by Smartplay International, Inc. Smartplay will conduct the random selection at its office located at 1550 Bridgeboro Rd., Edgewater Park, NJ 08010 (Tel: 609-880-1865) or another location mutually agreed upon by the Claimant and the Respondent. If Smartplay refuses or is unable to conduct the random selection within five (5) calendar days, a similar organization with experience in random generation systems will randomly select the arbitrator. The Customer and the Telephone Company shall each pay one half of the cost of compensating Smartplay or the similar organization that conducts the random selection of the arbitrator. The Customer and the Telephone Company shall be bound by the decision of the single arbitrator selected randomly to the same extent as the decision of an arbitrator which was selected from the List by mutual agreement of the Customer and the Telephone Company. (C)

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2. General Regulations (Cont'd)

2.4 Payment Arrangements and Credit Allowance (Cont'd)

2.4.5 Access Services Provided by More Than One Telephone Company

(A) The Telephone Company's Ohio End Office Switch, which (or will be) is located in McClure, Ohio, subtends (or will subtend in the future) the Access Tandems of The McClure Telephone Company and Frontier North Inc. TeleStride will bill Interexchange Carriers for Local Switching and the Information Surcharge when Calls are routed between the Access Tandems of those other carriers and the Telephone Company's Ohio End Office Switch. For those same Calls, The McClure Telephone Company and Frontier North Inc. will bill Interexchange Carriers for any tandem switched transport, tandem switching and entrance facilities they provide.

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(B) The Telephone Company's Pennsylvania End Office Switch, which is (or will be) located in Dallas, PA, subtends (or will subtend in the future) the Access Tandems of Core Communications, Inc. and Neutral Tandem. TeleStride will bill Interexchange Carriers for Local Switching and the Information Surcharge when Calls are routed between the Access Tandems of those other carriers and the Telephone Company's Dallas, PA End Office Switch. For those same Calls, Core Communications, Inc., Neutral Tandem and Commonwealth Telephone Company will bill Interexchange Carriers for any tandem switched transport, tandem switching and entrance facilities they provide.

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2.4.6 Access Services Provided to Commercial Mobile Radio Service ("CMRS") Carriers

(A) The rates, terms and conditions in this tariff apply to all interstate, interMTA Calls involving providers of Commercial Mobile Radio Service ("interMTA CMRS providers"). This tariff applies to interstate, interMTA Calls even though the Telephone Company and the interMTA CMRS service provider have not entered into an interconnection agreement or reciprocal compensation arrangement. The Telephone Company does not bill-and-keep or meet point bill with any CMRS provider for interstate, interMTA calls.

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2. **General Regulations** (Cont'd)

2.6 **Definitions** (Cont'd)

Data Transmission (107 Type) Test Line

An arrangement which provides for a connection to a signal source which provides test signals for one-way testing of data and voice transmission parameters.

Detail Billing

The listing of each message and/or rate element for which charges to a Customer are due on a bill prepared by the Telephone Company.

Effective 2-Wire

A condition which permits the simultaneous transmission in both directions over a channel, which does not insure independent information transmission in both directions. Effective 2-wire channels may be terminated with 2-wire or 4-wire interfaces.

Effective 4-Wire

A condition which permits the simultaneous independent transmission of information in both directions over a channel. The method of implementing effective 4-wire transmission is at the discretion of the Telephone Company (physical, time domain, frequency-domain separation or echo cancellation techniques

End Office

See **End Office Switch**

End Office Switch

The term "End Office Switch" denotes switching capacity, a switching system, Internet server, computer, or other equipment that is either leased or owned by the Telephone Company and that, regardless of the type of technology employed, originates calls, terminates calls, switches calls, processes calls, connects calls, routes calls, or completes calls. (C) (C)

ACCESS SERVICE

2. General Regulations (Cont'd)

2.6 Definitions (Cont'd)

Termination Liability

The amount which will be billed if services using specially constructed facilities are terminated prior to the expiration of the Termination Liability Period.

Toll Free Number Database

The term "Toll Free Number (TFN) Database" refers to the use of database technology to determine to which access Customer an originating TFN call is to be delivered. An originating TFN call is a call made with the prefix 1+800, 1+888, 1+866, 1+855, 1+844, 1+833 or 1+822. These Calls may also be referred to as 8XX Calls. The TFN Database routes Calls to an access Customer based on the dialed ten digit TFN number. Initially, the Toll Free Number Database will provide routing information for calls utilizing 800 and 888 toll free numbers. The Toll Free Number Database will be expanded, as required, at a later date to include routing for 877, 855, 844, 833 and 822 toll free numbers. Until that time, toll free number Calls, other than those originated as 1+800 or 1+888, will not be completed.

Toll VOIP-PSTN Traffic

The term "Toll VOIP-PSTN Traffic" denotes VOIP-PSTN Traffic that is non-local in nature based on a comparison of calling party number and called party number or through the use of jurisdictional reporting as set forth in section 2.3.9 of this Tariff.

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Transmission Measuring (105 Type) Test Line

An arrangement in an End Office which provides far-end access to a recorder and permits two-way loss and noise measurements to be made on trunks from a near End Office.

Transmission Path

An electrical path capable of transmitting signals within the range of the service offering, e.g., a voice grade transmission path is capable of transmitting voice frequencies within the approximate range of 300 to 3,000 Hz. A transmission path is comprised of physical or derived facilities consisting of any form or configuration of plant typically used in the telecommunications industry.

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2. General Regulations (Cont'd)2.6 Definitions (Cont'd)Trunk

A communications path connecting two switching systems in a network, used in the establishment of an end-to-end connection.

Trunk Group

A set of Trunks which are traffic engineered as a unit for the establishment of connections between switching systems in which all of the communications paths are interchangeable.

Trunk Side Connection

The connection of a transmission path to the Trunk side of a local exchange switching system. This type of connection is used when providing Feature Group D Switched Access Service.

Two-Wire to Four-Wire Conversion

An arrangement which converts a four-wire transmission path to a two-wire transmission path to allow a four-wire facility to terminate in a two-wire entity (e.g., a Central Office switch).

Uniform Service Order Code

A three or five character alphabetic, numeric, or an alphanumeric code that identifies a specific item of service or equipment. Uniform Service Order Codes are used in the Telephone Company billing system to generate recurring rates and nonrecurring charges.

V and H Coordinates Method

A method of computing airline miles between two points by utilizing an established formula which is based on the vertical and horizontal coordinates of the two points.

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(M) material previously appeared on page 55.

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2. **General Regulations** (Cont'd)

2.6 **Definitions** (Cont'd)

VOIP-PSTN Traffic

VOIP-PSTN Traffic means telecommunications traffic exchanged between a local exchange carrier and another telecommunications carrier in Time Division Multiplexing ("TDM") format that originates and/or terminates in IP format. Traffic originates and/or terminates in IP format provided that it originates from and/or terminates to a VOIP service customer. VOIP-PSTN Traffic is that type of traffic which is described in Section 51.913 of the Rules of the Federal Communications Commission.

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WATS Serving Office

The term "WATS Serving Office" denotes a Telephone Company designated Serving Wire Center where switching, screening and/or recording functions are performed in connection with the closed-end of WATS or WATS-type services.

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Wire Center

A building in which one or more Central Offices are located.

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(M) material previously appeared on page 56.

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6. Switched Access Service6.1 General

Switched Access Service, which is available to Customers for their use in furnishing their services, provides a communication path between points designated by a calling party, or between points necessary to route calls to the Telephone Company. It provides for the use of terminating, switching and trunking facilities and other plant of the Telephone Company either used separately or in combination. Specific references to material describing the elements of Switched Access Service are provided in Section 6.2, following. Switched Access Service is only available under this tariff for originating Calls from or terminating Calls to End Users to whom the Telephone Company has offered service for a fee. The scope of Switched Access Service (C) provided under this tariff shall be construed broadly to encompass "Exchange Access" as defined by section 3 of the Communications Act, as amended, 47 U.S.C. § 153(20). Switched Access Service includes Calls placed to voice mail systems, help desks, call center operations, audio recordings (including but not limited to the recordings of church sermons, seminars or other presentations), chat lines, conference bridges, or similar operations so long as the Telephone Company has offered telecommunications to those End Users for a fee. The Telephone Company may use, at its sole discretion, (C) in whole or in part, technology other than Time Division Multiplexing ("TDM") in providing Switched Access Services. When the Telephone Company uses technology other than TDM, it will provide the Customer with functions comparable to those performed by the Telephone Company using TDM technology. When the Telephone Company provides the carrier Customer with such functionally equivalent service, for example without limitation, when the Telephone Company provides functionally equivalent service in the origination and/or termination of interstate Toll VOIP-PSTN Traffic, the Telephone Company shall bill for such service at the same rates and using the same rate structure as the functionally equivalent Switched Access Service. (C)

Rates and Charges for Switched Access Service are set forth in Section 12.2.1, following. The application of rates for Switched Access Service is described in Section 6.7.1, following.

The provision of Feature Group D Switched Access Service requires Tandem Switched Transport facilities, including an Entrance Facility where required, and the appropriate End Office functions.

There are three specific transmission specifications (i.e., Types A, B and C) that have been identified for the provision of Switched Access Service. The parameters for the transmission specifications are determined by the Telephone Company pursuant to industry standards.

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6. **Switched Access Service** (Cont'd)

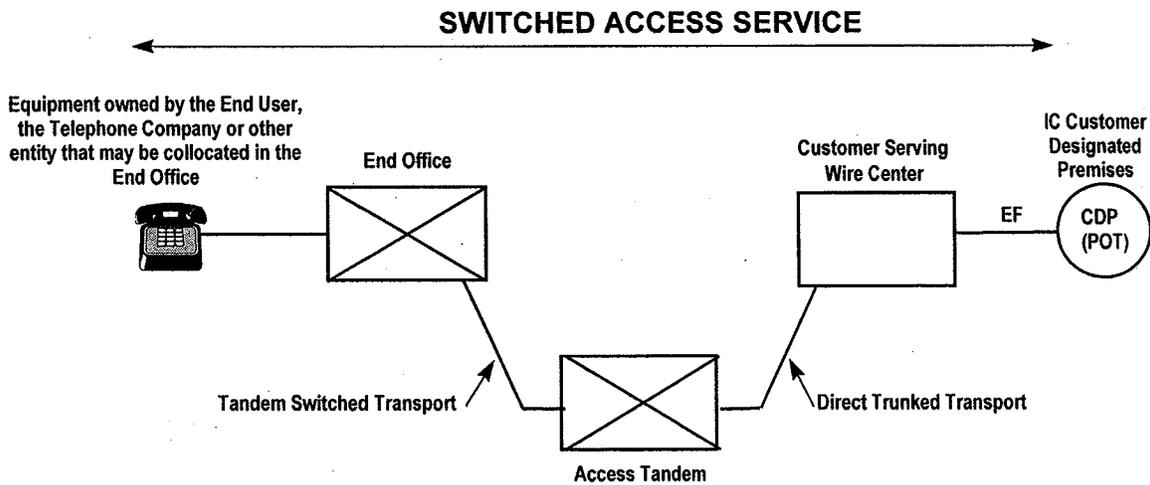
6.2 **Rate Categories**

There are three rate categories which apply to Switched Access Service:

- Tandem Switched Transport
- End Office Local Switching (including the Information Surcharge)
- Toll Free Number Data Base Access Service

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The Feature Group offered by the Telephone Company, as described in Section 6.3 following, is Feature Group D. Premium rates apply for all Feature Group D Switched Access connections on an Access Minute basis. Access Minutes are determined as described in Section 6.7.4, following. Premium rate classifications are described in Section 6.7.1(B), following. The following diagram depicts a generic view of the components of Switched Access Service and the manner in which the components are combined to provide a complete Access Service.



EO
 EO - End Office Elements

Tandem Switched Transport
 - Tandem Switched Facility
 - Tandem Switched Termination
 - Tandem Switching
 Direct Trunked Transport
 - Direct Trunked Facility
 - Direct Trunked Termination
 EF - Entrance Facility

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(M) material previously appeared on page 65.

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12. **Rates and Charges** (Cont'd)12.2 **Rates** (Cont'd)12.2.2 **End User Fees**(A) **End User Access Service**

TeleStride does not charge rates for End User Access Service other than the rates TeleStride charges its own End Users for telecommunications (C)
(which includes End User Access Service). Specifically, TeleStride does (C)
not separately charge any End User either a state or federal end user
common line charge or end user subscriber line charge.

(B) **Federal Universal Service Charge (FUSC)**

TeleStride does not charge a contribution recovery surcharge for either any state universal service fund or the federal universal service fund. Specifically, this tariff does not contain a Federal Universal Service Charge and no End User will be assessed such a surcharge by TeleStride.