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Whippany, NJ 07981

Jennifer Leonard  
Director  
Access Tariffs & Costs

**This material is being filed on 15 days'  
notice under Section 204(a)(3) of the  
Communications Act.**

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June 16, 2015

Transmittal No. 1455

Secretary  
Federal Communications Commission  
Washington, D.C. 20554

Attention: Wireline Competition Bureau

The accompanying tariff material, issued on behalf of the National Exchange Carrier Association, Inc. (NECA) bearing Tariff F.C.C. No. 5, Access Service, is sent to you for filing, in compliance with the Communications Act of 1934, as amended.

The filing, to become effective July 1, 2015, consists of tariff pages as indicated on the following check sheet:

Tariff F.C.C. No. 5

826<sup>th</sup> Revised Page 1

This filing is made in response to the Federal Communications Commission's orders<sup>1</sup> related to the 2015 annual access tariff filing; the Office of Managing Director's Public Notice<sup>2</sup> announcing the universal service contribution factor for the third quarter of 2015; and under authority of the Commission's Special Permission No. 02-077.

This filing revises rates for interstate access service provided by Telephone Companies participating in NECA Tariff F.C.C. No. 5, pursuant to section 69.3 of the Commission's Rules. Specifically, the filing revises Federal Universal Service Charge, Access Recovery Charge and various switched and special access services rates. In addition, this filing reflects changes to the listings of companies participating in the tariff.

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<sup>1</sup> See July 1, 2015 Annual Access Charge Tariff Filings, WC Docket No. 15-75, Order, 30 FCC Rcd 2653 (2015) and Material to be Filed in Support of 2015 Annual Access Tariff Filings, WC Docket No. 15-75, Order, 30 FCC Rcd 3630 (2015).

<sup>2</sup> See Proposed Third Quarter 2015 Universal Service Contribution Factor, CC Docket No. 96-45, Public Notice, DA 15-695 (rel. June 12, 2015).

This filing also reflects the removal of the following companies from Section 17.6 (DSL Access Services Availability) as these companies have opted to offer wireline broadband Internet access transmission service on a detariffed, common carrier basis effective July 1, 2015 consistent with the requirements of the Commission's *Wireline Broadband Order*.<sup>3</sup> In compliance with those requirements, customers may view rates, terms and conditions for the detariffed offerings on the companies' web sites as specified in each company's notice package. A copy of each company's notice to the FCC in the Docket No. 02-33 proceeding is included in Volume 1, Appendix C pursuant to discussions with Commission Staff.

<u>Study Area Code</u>	<u>Company Name</u>	<u>State</u>
120039	Granite State Telephone Company	NH
170189	Armstrong Tel. Co. - PA	PA
190219	Buggs Island Telephone Cooperative	VA
220376	Pembroke Telephone Company, Inc.	GA
270441	Star Telephone Company, Inc.	LA
300590	Benton Ridge Telephone Company	OH
300634	Minford Telephone Company	OH
330842	Amery Telcom, Inc.	WI
330848	Bergen Telephone Company	WI
330865	Clear Lake Telephone Company, Inc.	WI
330868	Coon Valley Farmers Telephone Company	WI
330879	Farmers Independent Telephone Company	WI
330905	Manawa Tel. Co., Inc.	WI
330937	Price County Telephone Company	WI
330946	Sharon Telephone Company	WI
330951	Somerset Telephone Company	WI
341086	Tonica Telephone Company	IL
351097	Andrew Telephone Company, Inc.	IA
351222	La Motte Telephone Company	IA
351225	Lehigh Valley Coop Tel. Assoc.	IA
351252	Mutual Telephone Company	IA
351273	Peoples Telephone Company	IA
351297	Heart of Iowa Communications Cooperative	IA
351303	Cooperative Telephone Exchange	IA
351343	Wyoming Mutual Telephone Company	IA
351424	Mabel Cooperative Telephone Company	IA
361387	Emily Cooperative Telephone Company	MN
361390	Federated Telephone Cooperative	MN
361395	Garden Valley Telephone Company	MN

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<sup>3</sup> See Appropriate Framework for Broadband Access to the Internet over Wireline Facilities, Report and Order and Notice of Proposed Rulemaking, CC Docket Nos. 02-33, 01-337, 95-20, and 98-10 and WC Docket Nos. 04-242 and 05-271, 20 FCC Rcd 14853 (2005) (*Wireline Broadband Order*).

<u>Study Area Code</u>	<u>Company Name</u>	<u>State</u>
361403	Federated Telephone Cooperative	MN
361404	Harmony Telephone Company	MN
361409	Hutchinson Tel. Co.	MN
361410	Johnson Telephone Company	MN
361424	Mabel Cooperative Telephone Company	MN
361439	Minnesota Valley Telephone Company, Inc.	MN
361485	Spring Grove Communications	MN
361502	Western Telephone Company	MN
361508	Winthrop Telephone Company	MN
371555	Hamilton Telephone Company	NE
371561	Hershey Cooperative Telephone Company	NE
371592	Stanton Telecom Inc.	NE
381631	Red River Rural Telephone Association d/b/a Red River Communications	ND
411826	Rural Telephone Service Company, Inc. d/b/a Nex-Tech	KS
421890	Green Hills Telephone Corporation	MO
442059	Colorado Valley Telephone Co-Operative , Inc.	TX
452191	Accipiter Communications, Inc. d/b/a Zona Communications	AZ
462203	Rye Telephone Company, Inc.	CO
472295	Columbine Telephone Company, Inc. d/b/a Silver Star Communications	ID
472295	Silver Star Telephone Company, Inc.	ID
512295	Silver Star Telephone Company, Inc.	WY
522417	Hat Island Telephone Company	WA
522452	Whidbey Telephone Company	WA
613015	Matanuska Telephone Association	AK

This filing includes data to support NECA’s calculation of each Telephone Company’s Eligible Recovery, Access Recovery Charge (ARC) rates and revenues, and estimated Connect America Fund Intercarrier Compensation (CAF ICC) support. NECA seeks confidential treatment of this data pursuant to the *Protective Order* designated for use in this proceeding.<sup>4</sup>

Accordingly, the confidential data file has been marked, “**CONTAINS PRIVILEGED AND CONFIDENTIAL INFORMATION – DO NOT RELEASE (PER DA 15-616 PROTECTIVE ORDER)**.” Attachment A of this Transmittal Letter contains detailed information regarding NECA’s request for confidential treatment. This filing also includes a redacted version of the file identified in Attachment A marked, “**REDACTED – FOR PUBLIC INSPECTION.**”

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<sup>4</sup> See Procedures for Obtaining Confidential Information from 2015 Annual Access Charge Tariff Filings, Public Notice Attachment, WC Docket No. 15-75, DA 15-616 (rel. May 27, 2015) (*Protective Order*).

Attachment B to this transmittal includes the listing of FCC Registration Numbers (FRNs) for the Telephone Companies on whose behalf this tariff filing is being made.

In compliance with section 61.14 of the Commission's Rules, the transmittal, associated files, required Form 159 and \$910.00 filing fee are being transmitted electronically today via the Commission's Electronic Tariff Filing System.

All correspondence and inquiries concerning this filing should be directed to me at the above address or faxed to 973-599-6612.

*Jennifer Leonard*

Attachments

Tariff Pages (464)

Attachment A

Attachment B

Supporting Documentation

### Request for Confidential Treatment

NECA seeks confidential treatment under the *Protective Order* designated for use in this proceeding<sup>1</sup> for the data provided in the file identified below. This data is filed electronically via ETFS as part of the Tariff Review Plan for NECA's Tariff F.C.C. No. 5 Annual Tariff filing, made under Transmittal No. 1455. This data is required by the Commission to monitor rate of return exchange carrier compliance<sup>2</sup> with rules regarding the revenue recovery mechanism<sup>3</sup> for revenue lost due to mandatory access rate reductions.

Pursuant to the terms of the *Protective Order*, signed declarations requesting access to the confidential information should be sent to the attention of Jennifer Leonard, NECA Director Access Tariffs & Costs, via email to [Tariff5@neca.org](mailto:Tariff5@neca.org) or via facsimile at 973.599.6612. NECA will provide an electronic copy of the un-redacted file to Authorized Representative(s).<sup>4</sup> NECA designates 80 South Jefferson Rd. Whippany, NJ 07981 and 1634 I (Eye) St., NW, Suite 510, Washington, D.C. 20006 as its public inspection locations.

Notwithstanding the *Protective Order*, the information provided in the file listed below is entitled to confidential, non-public treatment under the Freedom of Information Act (FOIA) and related provisions of the Commission's rules.<sup>5</sup> The information satisfies the requirement of FOIA Exemption 4 (trade secrets or commercial/financial information).

NECA submits the following information pursuant to section 0.459 in support of its request for confidential treatment of the data in the identified file.

- Identification of the specific information for which confidential treatment is sought:

NECA seeks confidential treatment for certain information in the following file, which contains confidential and proprietary financial information of NECA Traffic Sensitive (TS) tariff participants:

TRPCAFICC\_Confidential.xlsx

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<sup>1</sup> See Procedures for Obtaining Confidential Information from 2015 Annual Access Charge Tariff Filings, Public Notice Attachment, WC Docket No. 15-75, DA 15-616 (rel. May 27, 2015) (*Protective Order*).

<sup>2</sup> 47 U.S.C § 51.919(b)

<sup>3</sup> 47 U.S.C § 51.917

<sup>4</sup> See *Protective Order*, ¶ 1.a.

<sup>5</sup> 47 C.F.R. §§ 0.457 and 0.459; 5 U.S.C. § 552, et. seq.

This information includes actual revenues, revenue requirement data and demand for the 2011 fiscal year; trued-up revenues and cost data for the 2013-2014 test period; projections of revenues, cost data and demand for the 2012-2013, 2013-2014, 2014-2015, and 2015-2016 test periods; and the product of calculations made using the confidential data.

The data includes information on interstate access, intrastate access, reciprocal compensation, VoIP and fees quantified at the study area and/or exchange area level that was used by NECA to calculate each exchange carrier's Eligible Recovery and the ARC rates contained in this proposed tariff filing.

- Identification of the Commission proceeding in which the information was submitted or a description of the circumstances giving rise to the submission:

This information is filed electronically via ETFS in conjunction with NECA Tariff F.C.C. No. 5 Annual Access Charge Filing, Transmittal No. 1455 in WC Docket No. 15-75.

- Explanation of the degree to which the information is commercial or financial, or contains a trade secret or is privileged:

The information in the file contains sensitive study area-specific and exchange area-specific information for NECA TS tariff participants as required by Commission rules for monitoring compliance with the CAF ICC recovery mechanism. At the study area and exchange level, the information is granular and highly confidential to the reporting TS tariff participants. The financial data is treated as a confidential trade secret by TS tariff participants.

- Explanation of the degree to which the information concerns a service that is subject to competition:

Rural telephone service has historically lent itself to "cherry picking" by competitors that choose to serve only the low cost areas within a study area. Detailed information about revenues, expenses, and demand may help prospective competitors to gain insight to incumbent LEC (ILEC) market strategies and gain competitive advantage.

- Identification of any measures taken by the submitting party to prevent unauthorized disclosure:

The information provided in the file is maintained on a confidential basis and made available only to NECA representatives on a need to know basis. Any public information is only made available on an aggregate basis.

- Identification of whether the information is available to the public and the extent of any previous disclosure of the information to third parties:

The information in the identified file is not publicly available.

- Justification of the period during which the submitting party asserts that material should not be available for public disclosure:

NECA requests that all TS tariff participant data provided in the TRP file identified above be treated as confidential indefinitely. Because of the sensitive nature of the data, it would not be appropriate for public disclosure at any time in the foreseeable future.

The *Protective Order* places additional requirements on Authorized Representative(s) to destroy or return all confidential information, as well as copies and derivative materials, within two weeks after final resolution of this proceeding.<sup>6</sup>

- Any other information that the party seeking confidential treatment believes may be useful in assessing whether its request for confidentiality should be granted:

NECA is submitting this information on behalf of the ILECs that participate in NECA's TS tariff. The Commission should take care to not deprive those ILECs of the opportunity to speak for themselves in the event of a FOIA request for access to data. NECA requests that the Commission notify carriers of any FOIA request and allow them to be given a reasonable opportunity to file detailed information supporting continued confidential treatment of their respective data.

Accordingly, NECA requests confidential treatment of the member data provided in the file identified above pursuant to section 0.457 and 0.459 of the Commission's rules and paragraph 2 of the *Protective Order*. Pursuant to the *Protective Order*, NECA has marked each page of the non-redacted version of the identified file as follows:

**CONTAINS PRIVILEGED AND CONFIDENTIAL INFORMATION – DO NOT  
RELEASE (PER DA 15-616 PROTECTIVE ORDER)**

NECA has also complied with the requirement of the *Protective Order* for providing a redacted copy of the file identified above, which is marked: **REDACTED – FOR PUBLIC  
INSPECTION.**

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<sup>6</sup> See *Protective Order*, ¶ 14.

## FCC Registration Number for Tariff 5 Participants

0001646454	0003741949	0004269833	0002645927
0002645927	0002756187	0002756187	0002756187
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0002432672	0007196207	0004334934	0003732633
0022150361	0022150361	0002073526	0001726488
0002723773	0002723732	0002587491	0004329314
0002926772	0003757374	0001570936	0001772888
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0004379707	0004379731	0003744570	0004329330
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## FCC Registration Number for Tariff 5 Participants

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## FCC Registration Number for Tariff 5 Participants

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## FCC Registration Number for Tariff 5 Participants

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## FCC Registration Number for Tariff 5 Participants

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0001565316	0001615889	0004330890	0001833193
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0004194270	0003774320	0003742954	0016987844
0002072668	0004960332	0005075643	0002775823
0003708054	0020820189	0003719929	0001630532
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0003687159	0002720977	0001730142	0003732575
0003737384	0001792696	0004924866	0004924866
0001607175	0004327011	0004280665	0002587863
0002588333	0001745447	0006764948	0003767738
0002898724	0002333888	0001648039	0001731785
0004309522	0003749140	0001687557	0001530237
0003745130	0003774338	0004981114	0003749561

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0004337002	0004313342	0004979555	0003727211
0005065552	0005017439	0004274007	0001960962
0004329652	0003740222	0004314050	0001562388
0002549665	0003717949	0003767522	0004326070
0002502243	0001616390	0002592921	0003767605
0002592897	0001569466	0003723236	0003723236
0002901833	0003757788	0001952605	0001952605
0002901817	0002901791	0002924777	0001649847
0003772753	0003757564	0004924478	0003744406
0002924751	0011458999	0001772805	0003724705
0004330353	0001773779	0003767654	0004320412
0003722758	0004331047	0003738275	0002926582
0003735867	0004326872	0004112835	0002388684
0004930350	0002901593	0003749587	0003749587
0001601996	0006662423	0003740446	0004374153
0005010996	0005010996	0005069232	0003434958
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0001675461	0003740628	0001773670	0002334407
0002647287	0004533105	0004338026	0003731940
0004333639	0002717031	0001630201	0002592665
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0001571561	0005078258	0004927802	0018570812
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0002557742	0003784477	0004976494	0003646213
0003767696	0002713626	0003749611	0004976932
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0001724426	0003774478	0003774494	0003727385
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0004073680	0002590032	0003767753	0003724655

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0001678804  
0004985065  
0004328134

0004341285  
0004983896

0001581974  
0004325924

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