

ACCESS SERVICE

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ACCESS SERVICE

1. Application of Tariff

1.1 This tariff contains regulations, rates and charges applicable to the provision of Carrier Common Line Access, End User Access, Switched Access, Special Access in non-competitive areas, Lifeline Assistance, Universal Service Fund and other miscellaneous services, hereinafter referred to collectively as service(s), provided by Consolidated Communications of Northern New England, LLC in the states of Maine and New Hampshire and Consolidated Communications of Vermont Company, LLC in the state of Vermont hereinafter referred to collectively as the Telephone Company, to customers. (C)

The Special Access charges for End User Channel Terminations and optional features and functions that are located in this tariff have been deemed non-competitive per FCC 17-43. In some instances, Special Access Services will be referred to in general terms to assist in understanding the services that encompass an entire circuit. (N)

Special Access Service that remains subject to Section 203 of the Communications Act must be filed in this tariff. Special Access Service not subject to Section 203 is excluded from this tariff. Documents, agreements or contracts that provide services excluded from this tariff may be accessed at the Company’s website or other company designated locations. Rates and regulations for Special Access Service deemed competitive and excluded from this tariff cannot supersede, negate or revise the rates and regulations contained within this tariff, and deemed lawful status does not convey to such non-tariffed services. (N)

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.

1.3 The operating territory of the Consolidated Communications Companies encompasses the locations set forth in Section 15. for Maine, New Hampshire and Vermont.

1.4 Interstate Special Construction is set forth in Section 20.

ACCESS SERVICE

2. General Regulations (Cont'd)

2.1 Undertaking of the Telephone Company (Cont'd)

2.1.5 Installation and Termination of Services (Cont'd)

If the demarcation point is moved subsequent to the original installation, the charges as set forth in 6.7.5 and 7.4.5 following for Switched and Non-Competitive Special Access Services, respectively, apply as appropriate. Any addition terminations at the customer's premises beyond such demarcation point are the sole responsibility of the customer.

(C)

ACCESS SERVICE

2. General Regulations (Cont'd)

2.3 Obligations of the Customer (Cont'd)

2.3.10 Jurisdictional Report Requirements (Cont'd)

(D) Mixed Use Special Access Services (Cont'd)

(1) (Cont'd)

(b) If the customer estimates that the interstate Special Access traffic on the service (line) involved constitutes more than ten percent of the total traffic on the service (line), the service (line) is considered to be jurisdictionally interstate and will be provided in accordance with the applicable rates and regulations in this tariff.

(2) The customer may, at any time, update the jurisdictional report. The customer shall forward to the Telephone Company a revised report showing any change in jurisdiction. The revised report will serve as the basis for future billing and will be effective on the next business day following the receipt of the revised report. No back billing will be done based on the report.

(3) Existing customers of Special Access Services (lines) as of the implementation date of the Decision and Order in CC Docket Nos. 78-72 and 80-286, adopted June 29, 1989 and released July 20, 1989, i.e., May 15, 1990, are required to certify the jurisdiction of their services (lines).

(E) Mixed Use of an Expanded Interconnection Multiplexing Node or Virtual Collocation Arrangement

Mixed Use of an Expanded Interconnection multiplexing node or virtual collocation arrangement occurs when a customer interconnects to both intrastate and interstate services provided by the Telephone Company, in accordance with the regulations specified in this tariff and in the Telephone Company's intrastate tariffs, to their multiplexing node or virtual collocation arrangement.

(1) When the customer orders Expanded Interconnection, the projected interstate percentage of use must be provided in a whole number to the Telephone Company. The Telephone Company will designate as the projected intrastate percentage of use the number obtained by subtracting the projected interstate percentage of use from 100 (100 - projected interstate percentage = intrastate percentage). (C)

ACCESS SERVICE

2. General Regulations (Cont'd)

2.4 Payment Arrangements (Cont'd)

2.4.7 Ordering, Rating and Billing of Access Services Where More Than One Exchange Telephone Company is Involved

The provisions of meet point billing are applicable to Local Transport Termination and Facility, Transport Multiplexing, Host/Remote Transport Termination and Facility (if applicable), and Switched Access Channel Mileage recurring charges only. The provisions of meet point billing are also applicable to the Switched Access Local Switching Installation nonrecurring charge when the provisions set forth in (L) following are applicable. All other recurring and nonrecurring charges for services provided by each Exchange Telephone Company are billed under each company's applicable rates as set forth in (B) through (E) following.

(D)

The Telephone Company accepts and adheres to the Ordering and Billing Forum guidelines, Multiple Exchange Carrier Access Billing (MECAB) and Multiple Exchange Carrier Ordering and Design (MECOD). These guidelines apply to the Access Services as set forth in (B) through (E) following.

The Telephone Company will handle ordering, rating and billing of Access Services under this tariff where more than one Exchange Telephone Company is involved in the provision of Access Service as follows.

(A)

- (1) When a Feature Group A or CSL BSA Switched Access Service is ordered by a customer where one end of the Local Transport element is in the Telephone Company operating territory and the other end is in another Exchange Telephone Company operating territory, the Exchange Telephone Company in whose territory the first point of switching is located will accept the order. In addition, the Exchange Telephone Company in whose operating territory the customer point of termination is located must also receive a copy of the order from the customer. The Exchange Telephone Company that accepts the order will then determine the charges involved, arrange to provide the Access Service ordered and bill the charges in accordance with its Access Service tariff.

ACCESS SERVICE

2. General Regulations (Cont'd)

2.4 Payment Arrangements (Cont'd)

2.4.7 Ordering, Rating and Billing of Access Services Where More Than One Exchange Telephone Company is Involved (Cont'd)

(E) When a Switched Access Service involving a Hub is ordered by a customer where one end of the Channel Mileage element is in an Exchange Telephone Company operating territory and the Hub is in another Exchange Telephone Company operating territory, the Exchange Telephone Company in whose operating territory the Hub is located must receive the order from the customer. In addition, the Exchange Telephone Companies in whose operating territory a customer premises is located must receive copies of the order from the customer. Each Exchange Telephone Company will provide the portion of the Channel Mileage element in its operating territory to an interconnection point (IP) with another Exchange Telephone Company and will bill the charges in accordance with its Access Service tariff. The rate for the Channel Mileage element will be determined as set forth in (F) following. (D)

When Switched Access Service involving a Hub is ordered by a customer where the Hub is located in the Telephone Company's operating territory and neither the access tandem nor the end office is located in the Telephone Company's operating territory, the Switched Access Local Switching Installation nonrecurring charge will be determined as set forth in (L) following. All other appropriate charges in each Exchange Telephone Company tariff are applicable.

ACCESS SERVICE

2. General Regulations (Cont'd)

2.4 Payment Arrangements (Cont'd)

2.4.7 Ordering, Rating and Billing of Access Services Where More Than One Exchange Telephone Company is Involved (Cont'd)

- (F) The rates for the Switched Access Local Transport Facility and applicable Host/Remote Transport Facility for services provided as set forth in (B) through (E) preceding are determined as follows: (D)
- (1) Determine the appropriate Switched Access Local Transport Channel Mileage, Local Transport Facility, or applicable Host/Remote Transport Facility, by computing the airline mileage between the two ends of the Local Transport Channel Mileage, Local Transport Facility, or Host/Remote Transport Facility. Determine the airline mileage for the Local Transport Channel Mileage, Local Transport Facility Charge or Host/Remote Transport Facility Charge using the V&H method as set forth in 6.7.11 following. (D)
- (2) Originating rates are applicable when originating Tandem Switched Transport is provided. Terminating Tandem 3rd Party rates are applicable when Terminating Tandem Switched Transport is provided through a Consolidated Communications Operating Company (CCOC) ILEC access tandem and the terminating end office is not owned by any CCOC ILEC. Terminating Tandem 3rd Party rates are also applicable when Terminating Tandem Switched Transport is provided through an Access Tandem not owned by a CCOC ILEC and the Terminating End Office is owned by a CCOC ILEC (including Direct-Trunked Transport arrangements), otherwise, Terminating - Tandem End Office rates apply. (D)

ACCESS SERVICE

2. General Regulations (Cont'd)

2.4 Payment Arrangements (Cont'd)

2.4.7 Ordering, Rating and Billing of Access Services Where More Than One Exchange Telephone Company is Involved (Cont'd)

(F) (Cont'd)

(2) (Cont'd)

(f) Divide:

The product of (e) by two (2). The resulting amount is the total Transport Multiplexing charge.

(g) Add:

The products of (b), (d) and (f) for the total Local Transport charges subject to meet point billing regulations*.

(3) For FGB, C and D or CST BSA - Option 1, 2 and 3 Switched Access Service with Direct Trunked Transport, determine the rate (utilizing both the fixed and per mile Local Transport Channel Mileage rate elements) for the airline mileage determined in (1) preceding. Multiply such rate by the Telephone Company's billing percentage factor and divide by 100 to obtain the Local Transport Channel Mileage element charges.

(G) The interconnection points will be determined by the Exchange Telephone Companies involved. The billing percentage (BP) factor for the Telephone Company for the service between the two involved offices is listed in NATIONAL EXCHANGE CARRIER ASSOCIATION, INC. TARIFF F.C.C. NO. 4.

(H) If any changes are made in meet point billing arrangements as set forth in (B) through (E) preceding, the Telephone Company will give affected customers 30 days' notice.

* Additional Local Transport rates and charges may apply as set forth in Section 6 following which are not subject to meet point billing regulations.

(D)
|
(D)

ACCESS SERVICE

2. General Regulations (Cont'd)

2.4 Payment Arrangements (Cont'd)

2.4.7 Ordering, Rating and Billing of Access Services Where More Than One Exchange Telephone Company is Involved (Cont'd)

- (M) If the Telephone Company acts as an intermediate, non-terminating local exchange carrier, Tandem Switched Transport Termination, and/or Direct Trunked Transport Channel Mileage fixed rates, as determined in (F) preceding, will not be applied to the meet point billing arrangement. **(D)**

- (N) When the primary circuit's end point is in one Exchange Telephone Company's operating territory and its associated preplanned (backup) location is in another Exchange Telephone Company's operating territory, the Exchange Telephone Company in whose operating territory the primary circuit's end point is located will bill for the preplanned port. **(D)**

ACCESS SERVICE

2. General Regulations (Cont'd)

2.8 Service Level Agreements (Cont'd)

2.8.1 Basic Service Level Agreements (Basic SLAs) (Cont'd)

2.8.1.1 Credit Allowance for Service Interruptions (Cont'd)

(B) When a Credit Allowance Applies

Subject to Section 2.8.4(B) following, in case of an interruption to any service, allowance for the period of interruption shall be as follows:

- (1) For FairPoint Enterprise Network Reconfiguration Service, Non-Competitive Special Access Services other than Program Audio and Video Services, and Switched Access Service Entrance Facilities and Direct Trunked Transport facilities, no credit shall be allowed for an interruption of less than 30 minutes. The customer shall be credited for an interruption of 30 minutes or more at the rate of 1/1440 of the monthly charges for the facility or service for each period of 30 minutes or major fraction thereof, i.e., over 15 minutes, that the interruption continues for all services except as specified in Section 2.8.1.1 (B)(7) following. (D)(C)

The monthly charges used to determine the credit shall be as follows.

ACCESS SERVICE

2. General Regulations (Cont'd)

2.8 Service Level Agreements (Cont'd)

2.8.1 Basic Service Level Agreements (Basic SLAs) (Cont'd)

2.8.1.1 Credit Allowance for Service Interruptions (Cont'd)

(B) When a Credit Allowance Applies

(1) (Cont'd)

- (a) For two-point services, the monthly charge shall be the total of all the monthly rate element charges associated with the service (i.e., two end user channel terminations and optional features and functions). (C)(D)
- (b) For multipoint services and Special Access Service associated with Network Reconfiguration Service, the monthly charge shall be only the total of all the monthly rate element charges associated with that portion of the service that is inoperative (i.e., a channel termination per customer premises, channel mileage and optional features and functions).
- (c) For multiplexed service for switched access services, the monthly charge shall be the total of all the monthly rate element charges associated with that portion of the service that is inoperative. When the facility which is multiplexed or the multiplexer itself is inoperative, the monthly charge shall be the total of all the monthly rate element charges associated with the service (i.e., the channel termination, channel mileage and optional features and functions, including the multiplexer, on the facility to the Hub and the channel terminations, channel mileages and optional features and functions on the individual services from the Hub). When the service which rides a channel of the multiplexed facility is inoperative, the monthly charge shall be the total of all the monthly rate element charges associated with that portion of the service from the Hub to a customer premises (i.e., channel termination, channel mileage and optional features and functions). (C)

ACCESS SERVICE

2. General Regulations (Cont'd)

2.8 Service Level Agreements (Cont'd)

2.8.1 Basic Service Level Agreements (Basic SLAs) (Cont'd)

2.8.1.1 Credit Allowance for Service Interruptions (Cont'd)

(B) When a Credit Allowance Applies

(1) (Cont'd)

- (e) For Network Reconfiguration Service, the monthly charge shall be the total of all the monthly rate element charges associated with that portion of the service that is inoperative. Specifically, when the Network Controller is inoperative, the monthly charge shall be the applicable Network Controller Access Termination monthly rate element. When a digital cross-connect system is inoperative, the monthly charge shall be the applicable Network Access Ports monthly rate elements.
- (f) For Switched Access Service Entrance Facilities and Direct Trunked Transport Facilities, the monthly charge shall be the total of all the monthly rate element charges associated with that portion of the service that is inoperative, (e.g., if the Entrance Facility is inoperative, the customer will be credited at the appropriate monthly rate for the Entrance Facility and any Direct Trunked Transport provided over the inoperative Entrance Facility).
- (2) For Program Audio and Broadcast Video Special Access Services, no credit shall be allowed for an interruption of less than 30 seconds. The customer shall be credited for an interruption of 30 seconds or more as follows:
 - (a) For two-point services, when monthly rates are applicable, the credit shall be at the rate of 1/8640 of the monthly charges for the service for each period of 5 minutes or fraction thereof that the interruption continues.
 - (b) For two-point services, when daily rates are applicable, the credit shall be at the rate of 1/288 of the daily charges for the service for each period of 5 minutes or fraction thereof that the interruption continues.

(D)
|
(D)

ACCESS SERVICE

2. General Regulations (Cont'd)

2.8 Service Level Agreements (Cont'd)

2.8.1 Basic Service Level Agreements (Basic SLAs) (Cont'd)

2.8.1.1 Credit Allowance for Service Interruptions (Cont'd)

(B) When a Credit Allowance Applies (Cont'd)

- (7) Under FAIRPOINT PERFORMANCE PLUS, Special Access High Capacity 1.544 and 44.736 Mbps* are guaranteed service restoral within one minute in the event of a service failure except as specified in Section 2.8.4(B) following. If this commitment is not met, a credit allowance of 100% of the monthly rate for the applicable rate elements of the affected service(s) will apply. Only one such credit is allowed in a single month's billing period. Credits for 44.736 Mbps end user channel terminations will be based upon the rate effective and rate band applicable to the customer at the time of service failure. (D)
(D)
(C)

* Section 2.8.1.1(B)(7) is not available for Special Access High Capacity 1.544 and 44.736 Mbps services (DS1 and DS3 services) installed after June 1, 2006. The preceding sentence applies to both DS1 and DS3 services that are provided on a month-to-month basis and DS1 and DS3 services that are provided under a Discount Plan (as defined below).

For DS1 and DS3 services installed on or before June 1, 2006, Section 2.8.1.1 (B)(7) will not be available as follows:

- (a) For DS1 or DS3 services provided on a month-to-month basis, after June 1, 2006.
- (b) For DS1 or DS3 services provided under a Discount Plan (as defined below), after the date of expiration, termination, or cancellation of the Discount Plan commitment period that is in effect on June 1, 2006.
- (c) For DS1 or DS3 services provided under a Discount Plan (as defined below) that are covered by a National Service Level Agreement Plan, during the period that a customer participates in such National Service Level Agreement Plan. The customer has the option to subscribe to a National Service Level Agreement Plan as set forth in Section 2.8.3 following. Nothing in this paragraph (c) shall in any way limit the effect of paragraph (b) preceding.

As used in this note, "Discount Plan" means any tariff arrangement for the provision of DS1 or DS3 services other than on a month-to-month basis.

ACCESS SERVICE

2. General Regulations (Cont'd)

2.8 Service Level Agreements (Cont'd)

2.8.1 Basic Service Level Agreements (Basic SLAs) (Cont'd)

2.8.1.1 Credit Allowance for Service Interruptions (Cont'd)

(B) When a Credit Allowance Applies (Cont'd)

(7) (Cont'd)

(D)
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|
(D)

For services provided as part of a Shared Use Arrangement or provided under a Service Discount Plan, the same reduction or discount percentage will be applied to the credit allowance(s) specified above. For instance, if a DS1 Service is under a 24 month plan and is subject to a 5% discount, the applicable DS1 credit(s) listed above for a service interruption will also be subject to a 5% discount; or if a DS1 Service is being reduced by 1/24th as a result of a Shared Use Arrangement, the applicable DS1 credit(s) listed above for a service interruption will also be reduced by 1/24th.

(8) For certain Non-competitive Special Access services, a Special Access Service Guarantee (SASG) credit allowance will apply in the event that such services experience a service interruption of four (4) or more consecutive hours except as specified in Section 2.8.4(B) following. The SASG credit allowance will apply to Metallic, Telegraph Grade, Voice Grade, monthly Program Audio and Video, Digital Data, WATS Access Line Service, DIGIROUTESM Digital Service II (DDS II) and High Capacity DS1 & DS3 Special Access services (collectively, Special Access Services).

(C)

The customer has the option to subscribe to a National SLA Plan as set forth in Section 2.8.3 following. When a customer subscribes to a National SLA plan, SASG credit allowances under this Section 2.8.1.1(B)(8) do not apply to services covered by the National SLA Plan.

If a Non-competitive Special Access Service is eligible for an SASG credit allowance, the Telephone Company shall provide the applicable credit amount as set forth in the table following. The Telephone Company shall bill customer the applicable monthly rate for the Special Access Service, and if customer is eligible to receive the SASG credit allowance, the customer shall receive the SASG credit in a later invoice. The SASG credit allowance is in addition to any other credit allowances available under this Section 2.8.1.1. The maximum amount of all credit allowances available under this Section 2.8.1.1 for a Special Access Service for a given billing period shall not exceed the total applicable monthly charge paid by the customer for such Special Access Service. The monthly charge will consist of all applicable rate elements charged to the circuit experiencing the service interruption. The SASG credit allowance can only be applied once per month on a per circuit basis. For multi-point circuits, the SASG credit allowance will apply to each leg of the circuit that experiences a service interruption.

(C)

ACCESS SERVICE

2. General Regulations (Cont'd)

2.8 Service Level Agreements (Cont'd)

2.8.1 Basic Service Level Agreements (Basic SLAs) (Cont'd)

2.8.1.1 Credit Allowance for Service Interruptions (Cont'd)

(B) When a Credit Allowance Applies (Cont'd)

- (9) For High Capacity Service and FairPoint Enterprise Service ordered with the Shared Billing Arrangement option, the Host Customer as well as each Service User must notify the Telephone Company of any service outage to receive a credit allowance.

(D)

(D)

(D)

ACCESS SERVICE

2. General Regulations (Cont'd)

2.8 Service Level Agreements (Cont'd)

2.8.1 Basic Service Level Agreements (Basic SLAs) (Cont'd)

2.8.1.1 Credit Allowance for Service Interruptions (Cont'd)

(B) When A Credit Allowance Applies (Cont'd)

(D)

(D)

ACCESS SERVICE

2. General Regulations (Cont'd)

2.8 Service Level Agreements (Cont'd)

2.8.1 Basic Service Level Agreements (Basic SLAs) (Cont'd)

2.8.1.1 Credit Allowance for Service Interruptions (Cont'd)

(C) When A Credit Allowance Does Not Apply

(T)

Services will not be eligible for credits when any of the conditions set forth in Section 2.8.4(B) following exist.

ACCESS SERVICE

- 2. General Regulations (Cont'd)
- 2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

- 2. General Regulations (Cont'd)
- 2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

- 2. General Regulations (Cont'd)
- 2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

2. General Regulations (Cont'd)

2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

- 2. General Regulations (Cont'd)
- 2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

- 2. General Regulations (Cont'd)
- 2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

- 2. General Regulations (Cont'd)
- 2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

- 2. General Regulations (Cont'd)
- 2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

2. General Regulations (Cont'd)

2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

2. General Regulations (Cont'd)

2.8 Service Level Agreements (Cont'd

(D)

(D)

ACCESS SERVICE

- 2. General Regulations (Cont'd)
- 2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

2. General Regulations (Cont'd)

2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

2. General Regulations (Cont'd)

2.8 Service Level Agreements (Cont'd)

2.8.3 National Service Level Agreements (National SLAs)

Regulations pertaining to National SLAs are contained in this tariff as specified following:

<u>Description</u>	<u>Tariff Reference</u>	
[Reserved for Future Use]	2.8.3.1	
[Reserved for Future Use]	2.8.3.2	
[Reserved for Future Use]	2.8.3.3	(D)

2.8.3.1 [Reserved for Future Use]

2.8.3.2 [Reserved for Future Use]

ACCESS SERVICE

- 2. General Regulations (Cont'd)
- 2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

- 2. General Regulations (Cont'd)
- 2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

- 2. General Regulations (Cont'd)
- 2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

- 2. General Regulations (Cont'd)
- 2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

- 2. General Regulations (Cont'd)
- 2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

- 2. General Regulations (Cont'd)
- 2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

- 2. General Regulations (Cont'd)
- 2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

2. General Regulations (Cont'd)

2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

- 2. General Regulations (Cont'd)
- 2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

- 2. General Regulations (Cont'd)
- 2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

2. General Regulations (Cont'd)

2.8 Service Level Agreements (Cont'd)

(D)

(D)

ACCESS SERVICE

2. General Regulations (Cont'd)

2.8 Service Level Agreements (Cont'd)

2.8.4 When a Credit Allowance Does Not Apply (Cont'd)

(A) Service Provisioning Warranty/On Time Provisioning (Cont'd)

- (11) The customer requests Specialized Service or Arrangements as set forth in Section 12 following or services for which rates were developed on an Individual Case Basis (ICB); or
- (12) The order is for Service Rearrangements or Moves as described in Section 7.4.1(c)(3) and 7.4.5(A) following, respectively; or
- (13) Provision of service is delayed or prevented due to the Telephone Company's provision of National Security Emergency Preparedness telecommunications service as described in Section 10.8.1(D) following; or
- (14) A delay or failure in the provision of service is required, permitted or excused by this Tariff; or
- (15) The order is for the derived services of a multiplexed 1.544 Mbps switched services of a shared use High Capacity Service; or **(D)**
- (16) Special Access service is provided with NRS; or
- (17) Provision of service is delayed or prevented due to acts of God or the public enemy, compliance with any law or any regulation or order of any governmental authority, acts of terrorism, war, rebellion, insurrection or sabotage or damage resulting therefrom, fires, floods, earthquakes, volcanic action, unusually severe weather, explosions, washouts, rules and regulations with regard to common carriers, accidents, epidemics, riots, strikes or other concerted acts of employees, whether direct or indirect, lockouts or other industrial disturbances, whether direct or indirect, worms, viruses or other contaminants that may cause damage to or disable software, computer or electronic systems, or any similar cause, or other causes beyond the Telephone Company's reasonable control.

ACCESS SERVICE

2. General Regulations (Cont'd)

2.8 Service Level Agreements (Cont'd)

2.8.4 When a Credit Allowance Does Not Apply (Cont'd)

(B) Service Interruptions/Mean Time to Restore/Availability

This Section 2.8.4(B) applies to and supplements Section 2.8.1.1 preceding, Credit Allowance for Service Interruptions, Section 2.8.2 preceding, Enhanced Service Level Agreements, and Section 2.8.3 preceding, National Service Level Agreements. Services will not be included in performance measurements and credits will not apply:

- (1) When the customer fails to report the interruption to the Telephone Company; or (D)
- (2) When the interruption was caused by the act or omission of the customer or other party authorized by the customer to use the service; or
- (3) When the interruption was due to the failure of power, equipment, service, or systems provided by the customer or persons other than the Telephone Company; or
- (4) For any period in which the Telephone Company is not afforded access to the premises where the service is terminated; or
- (5) When the customer has released the service to the Telephone Company for maintenance purposes, to make rearrangements, or for the implementation of an order for a change in the service, during the time that was negotiated with the customer prior to the release of that service (thereafter, a credit allowance as set forth in this Section 2.8 applies); or
- (6) For any period of scheduled maintenance or scheduled downtime where the customer has received prior notification from the Telephone Company; or
- (7) When interruptions occur or continue because of the failure of the customer to authorize the replacement of any element of special construction, as set forth in the Interstate Special Construction Tariff as mentioned in Section 1.4 preceding; or

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service

This tariff contains ordering options for Switched Access Service and Special Access Service Non-Competitive End User Channel Terminations (and associated optional features and functions). Ordering options for the other Special Access Service components needed to complete a circuit are available as described in Section 1.1 preceding. (N)
 |
 |
 (N)

5.1 General

This section sets forth the regulations and order related charges for Access Orders for Switched and Special Access Services Non-Competitive End User Channel Terminations. These charges are in addition to other applicable charges as set forth in other sections of this tariff. (C)

An Access Order is an order to provide the customer with Switched Access Service or Special Access Service Non-Competitive End User Channel Terminations or to provide changes to existing services. (C)

5.1.1 Ordering Conditions

A customer may order any number of services of the same type and between the same premises or for Expanded Interconnection, between the same premises and multiplexing node or virtual collocation arrangement on a single Access Order. All details for services for a particular order must be identical except for those for multipoint service.

The customer shall provide all information necessary for the Telephone Company to provide and bill for the requested service. In addition to the order information required in 5.2 following, the customer must also provide:

- Customer name and premises address(es).
- Billing name and address (when different from customer name and address).
- Customer contact name(s) and telephone number(s) for the following provisioning activities: order negotiation, order confirmation, interactive design, installation and billing.

Additionally, a Tandem Switching Provider who orders service on behalf of an Interexchange Customer must provide to the Telephone Company a letter of authorization and, for billing purposes the Customer name, address and contact name(s) and telephone number(s).

Orders for Feature Group A or CSL BSA Switched Access Service shall be in lines.

Orders for Feature Group B or CST BSA - Option 1 or 4 Switched Access Service shall be in trunks.

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.1 General (Cont'd)

5.1.3 Special Construction

The regulations, rates and charges for special construction are set forth in the Interstate Special Construction Tariff defined in Section 1.4, and apply in instances where substantial construction costs with no foreseeable reuse of facilities is forecast. With respect to the Alternate Serving Wire Center Option, as set forth in 7.2.3(D)(11) and 7.2.9(D)(5) following, , as set forth in 7.2.13 following, in the event a more generic demand develops in an area, the Telephone Company will review such Special Construction cases and will make adjustments, if necessary, to the initial customer's account. The Special Construction rates and charges are in addition to the regulations, rates and charges specified in this tariff.

(D)

5.2 Access Order

An Access Order is used by the Telephone Company to provide a customer Access Service as follows:

- Switched Access Services as set forth in Section 6. following,
- Non-Competitive Special Access Services as set forth in Section 7. following, and
- Other Services as set forth in 5.1.2 preceding.

(C)

When placing an order for Switched Access Service, the customer shall provide, at a minimum, the following information for the Entrance Facility, Direct Trunked Transport and/or Tandem Switched Transport to be furnished for the Switched Access Service arrangement ordered.

For a Switched Access or SONET Service Entrance Facility, the customer shall specify the type of entrance facility required (i.e., DS3 or DS1 or SONET Service STS1,OC-3, OC-12 or OC-48) for use between the customer premises, multiplexing node or virtual collocation arrangement and the wire center serving such customer premises, multiplexing node or virtual collocation arrangement.

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.2 Access Order (Cont'd)

For all Special Access Services and Vertical Services (i.e., NRS or FRS), the customer must specify the customer designated premises and/or Hubs involved; the customer designated premises, multiplexing Hub or Frame Relay Service Hub and Expanded Interconnection multiplexing node(s) or virtual collocation arrangement(s) involved; the channel type (e.g., Metallic, Telegraph Grade, Video, Voice Grade, High Capacity, etc.), the channel interface; technical specification package if applicable and options desired. When establishing FairPoint Enterprise Network Reconfiguration Service, the customer must also specify the manner in which the Network Controller will be accessed. For multipoint services, the channel interface at each premises may, at the request of the customer, be different but all such interfaces shall be compatible. For Facilities Management Services, the Telephone Company will designate Hubs and will control channel routing.

For FairPoint Enterprise Service, the customer must specify the customer designated premises and/or Hub(s) involved.

(D)
(D)

In addition, for FairPoint Enterprise DS1 and DS3 service ordered with the Shared Billing Arrangement option, the ordering customer must specify, when ordering other Optional Features and Functions, the billing account to which the Optional Features or Functions should be billed (i.e., Host Customer's billing account or Service User's billing account).

(D)

(D)

(D)

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.2 Access Order (Cont'd)

Either a Host Customer or a Service User may place an order to establish, change, disconnect or move multiplexed Switched Access DS1 or DS3 services, or groomed FairPoint Enterprise DS1 or DS3 Service(s) provided with the Shared Billing Arrangement option. Prior to placing an order, the ordering customer must obtain a signed letter of authorization from the other customer participating in the Shared Billing Arrangement. The letter of authorization must be signed by both the Host Customer and the Service User and include the Connecting Facility Assignment (CFA) and Billing Account Number (BAN) of the Host Customer's multiplexed Service or groomed FairPoint Enterprise DS1 or DS3 Service. In the event that a Service User requests the connection of a service to a Host Customer's multiplexer or FairPoint Enterprise DS1 or DS3 Service which is, in turn, part of a separate Shared Billing Arrangement, the ordering customer must also obtain and provide to the Telephone Company the appropriate BAN and CFA of the third party's service, in order to identify the complete circuit for purposes of maintenance and testing continuity. The ordering customer must provide a copy of the letter of authorization to the Telephone Company at the time the order is placed.

(D)
(D)

When a Shared Billing Arrangement is requested for a ThruPath Service connection between two multiplexed services, either customer may place the order for service. The ordering customer shall become the Service User for such arrangement. The Service User must obtain and provide to the Telephone Company the appropriate BAN and CFA of its own multiplexed service and the BAN and CFA of the Host Customer's multiplexed service.

When the Shared Billing Arrangement is requested for a service that will be provided over a Host Customer's DSR that is equipped with the Customer Service Management (CSM) optional feature as set forth in Section 34.1(K)(1) following, the Service User's Letter of Authorization must also include an acknowledgment that the Host Customer has the ability to perform CSM functions (e.g., reconfiguration) on the portion of the Service User's service that rides the DSR.

When the Shared Billing Arrangement is requested for a service that will be provided over a Host Customer's DSR that is equipped with the Direct TL1 Monitoring (DTM) optional feature as set forth in Section 34.1(K)(2) following, the Service User's Letter of Authorization must also include an acknowledgment that the Host Customer has the ability to perform DTM functions (e.g., monitoring) on the portion of the Service User's service that rides the DSR.

In addition, when establishing a multiplexed Switched Access DS1 or DS3 Service, or a groomed FairPoint Enterprise DS1 or DS3 Service with the Shared Billing Arrangement option, the Host Customer and Service User must coordinate with each other for the design, testing and maintenance of the service(s).

(D)

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.2 Access Order (Cont'd)

5.2.1 Access Order Service Date Intervals (Cont'd)

(B) Negotiated Interval (Cont'd)

- (5) The customer requests WATS Access Line Service with Answer Supervision or E&M Supervisory Signaling; or
- (6) [Reserved for Future Use]
- (7) When Network Reconfiguration Service is ordered in conjunction with Special Access Service.
- (8) Reserved for Future Use (D)
(D)
- (9) When the customer requests the initial establishment of Voice Grade Service or DIGIROUTESM digital service II with the Fiber Based Channel Termination option.
- (10) Reserved for Future Use (D)
(D)

The Telephone Company will offer a service date based on the type and quantity of Access Services the customer has requested. The Negotiated Interval may not exceed by more than six months the Standard Interval service date, or, when there is no Standard Interval, the Telephone Company offered service date.

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.2 Access Order (Cont'd)

5.2.1 Access Order Service Date Intervals (Cont'd)

(B) Negotiated Interval (Cont'd)

All part-time Video and Program Audio services are provided with a Negotiated Interval. Each service is subject to a service inquiry. A service inquiry is a request to the Telephone Company to determine if facilities exist to provide the service ordered and to determine the service date on which service can be provided to the customer.

All services for which rates are applied on an individual case basis are provided with a Negotiated Interval.

The addition and/or deletion of an 800 Access Service NXX code is provided with a Negotiated Interval.

(D)
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(D)

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)5.2 Access Order (Cont'd)5.2.2 Access Order Modifications

The customer may request a modification of its Access Order at any time prior to notification by the Telephone Company that service is available for the customer's use or prior to the service date, whichever is later. The Telephone Company will make every effort to accommodate a requested modification when it is able to do so with the normal work force assigned to complete such an order within normal business hours. If the modification cannot be made with the normal work force during normal business hours, the Telephone Company will notify the customer. If the customer still desires the Access Order modification, the Telephone Company will schedule a new service date. All charges for Access Order modifications will apply on a per occurrence basis.

Any increase in the number of Special Access Service channels or Switched Access Service lines, trunks or busy hour minutes of capacity or CCSA signaling connections will be treated as a new Access Order (for the increased amount only). (D)

If order modifications are necessary to satisfy the transmission performance for a Special Access Service ordered by a customer, these changes will be made without order modifications charges being incurred by the customer.

For order modifications involving Network Reconfiguration Service, only the order modifications applicable to the associated Special Access Service will apply.

(A) Service Date Change Charge

Access Order service dates for the installation of new services or rearrangements of existing services may be changed, but the new service date may not exceed the original service date by more than 30 calendar days. When, for any reason, the customer indicates that service cannot be accepted for a period not to exceed 30 calendar days, and the Telephone Company accordingly delays the start of service, a Service Date Change Charge will apply.

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.2 Access Order (Cont'd)

5.2.2 Access Order Modification (Cont'd)

(B) Partial Cancellation Charge

Any decrease in the number of ordered Special Access Service channels, if applicable, or Switched Access Service entrance facilities, lines, trunks, or busy hour minutes of capacity ordered with a Standard Interval or Negotiated Interval Access Order will be treated as a partial cancellation and the charges as set forth in 5.2.3(B) following will apply.

(D)

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.2 Access Order (Cont'd)

5.2.3 Cancellation of an Access Order (Cont'd)

(B) (Cont'd)

(D)

(D)

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.2 Access Order (Cont'd)

5.2.3 Cancellation of an Access Order (Cont'd)

(B) (Cont'd)

- (4) For services specified in (a) through (c) following, when a customer cancels an Access Order, or part of an Access Order, before the WOT date, the Telephone Company will apply cancellation charges to the order by multiplying all the nonrecurring charges associated with the order, or that part of the order being cancelled, by the percentage shown following for the critical date last passed on the order. (T)

When the cancellation occurs on or after the WOT date and before the service date, the Telephone Company will apply cancellation charges to the order by multiplying the sum of the minimum monthly charge for the minimum period and all the nonrecurring charges associated with the order, or that part of the order being cancelled, by the percentage shown following for the critical date last passed on the order.

For services specified in (d), (e), (f), and (i) following for which actual cancellation charges are provided (i.e., charges in lieu of cancellation percentages), the cancellation charge shown for the critical date last passed on the order will apply when a customer cancels an Access Order, or part of an Access Order, at any time prior to accepting service.

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.2 Access Order (Cont'd)

5.2.3 Cancellation of an Access Order (Cont'd)

(B) (Cont'd)

(4) (Cont'd)

(g) High Capacity Special Access Services Facilities and FairPoint Enterprise DS1 and DS3 Services

<u>APP</u>	<u>SID</u>	<u>RID</u>	<u>DLRD</u>	<u>WOT</u>	<u>PTD</u>	<u>DD</u>
High Capacity DS1 \$0.00	\$75.00	\$562.50	\$750.00	\$1,125.00	\$1,500.00	\$1,500.00
High Capacity DS3 0.00	200.00	1,000.00	1,500.00	2,000.00	2,500.00	2,500.00

(D)

(D)

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.2 Access Order (Cont'd)

5.2.3 Cancellation of an Access Order (Cont'd)

(D)

(D)

ACCESS SERVICE

- 5. Ordering Options for Switched and Special Access Service (Cont'd)
- 5.2 Access Order (Cont'd)
- 5.2.3 Cancellation of an Access Order (Cont'd)

(D)

(D)

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.2 Access Order (Cont'd)

5.2.3 Cancellation of an Access Order (Cont'd)

(D)

(D)

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.2 Access Order (Cont'd)

5.2.3 Cancellation of an Access Order (Cont'd)

(D)

(D)

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)5.2 Access Order (Cont'd)5.2.4 Selection of Facilities For Access Orders

- (A) When a customer places an Access Order, it may choose to utilize facilities it previously ordered as a facility to a Hub. If the customer has a Switched Access DS1 or DS3 facility, or has a Special Access Service facility purchased to a Hub, the customer must request that specific channels be used to implement the Access Order. If the Telephone Company is unable to comply with the channel assignment specified by the customer, the Telephone Company will work cooperatively with the customer to determine the appropriate channel assignment. If a facility assignment is not specified by the customer, the Telephone Company will provide the service from available inventory as discussed in 5.3 following.
- (B) For all other Access Orders, the option to request a specific transmission path or channel is not provided except as provided for under Special Facilities Routing as set forth in 11. following.

5.2.5 Minimum Period

- (A) Except as set forth in (B), 6.2.14, 6.7.2, 7.2.14, 7.2.19, 7.2.20(D), 7.4.1(C)(1), 7.4.4, 9.5.1, 17.1.2(F), 25.1.11, 25.2.8, and 26.1.1(D) following, the minimum period for which Access Service is provided and for which charges are applicable, is three months. (D)
- (B) The minimum period for part-time Video, Program Audio and Advanced Video Special Access Services is one day even though the service will be provided only for the duration of the event specified on the order (e.g., one-half hour, two hours, five hours, etc.).
- (C) Service Rearrangements as set forth in 6.7.1(C)(3) and 7.4.1(C)(3) following for Switched and Special Access Services respectively, may be made without a change in minimum period requirements.

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.2 Access Order (Cont'd)

5.2.5 Minimum Period (Cont'd)

- (D) Changes other than those identified in 6.7.1(C)(3), 7.2.13(F) or 7.4.1(C)(3) following will be treated as a discontinuance of the existing service and an installation of a new service. All associated nonrecurring charges will apply for the new service. A new minimum period will be established for the new service. The customer will also remain responsible for all outstanding minimum period obligations associated with the disconnected service.

The changes listed below are those which will be treated as a discontinuance and installation of service and for which a new minimum period will be established.

- (1) A move to a different building as set forth in 6.7.5(B) or 7.4.5(B) following.
- (2) A change in type of service (i.e., Switched Access to Special Access, one type of Special Access to another, or one type of Switched Access Service Arrangement to another, except as set forth in 6.7.4 and 7.4.1(C)(1) following).
- (3) A change in the type of Special Access Service End User Channel Termination, except as set forth in 7.2.13(A)(1) or 7.4.1(C)(3) following. (C)
- (4) Change in a Switched Access Service Entrance Facility except as set forth in 6.7.1(C)(3) following.
- (5) Change in Switched Access Service traffic type except as set forth in 6.7.1(C)(3) following.
- (6) Change from two-point to multipoint Special Access Service or from multipoint to two-point Special Access Service.
- (7) Change of two-point Special Access Service without Network Reconfiguration Service to two-point Special Access Service with Network Reconfiguration Service or vice versa, except as set forth in Section 7.4.1(C)(3) following. For changes involving multipoint Special Access Service, a Service Rearrangement Charge as set forth in 7.4.1(C)(3) following will apply only to the End User Channel Termination which will become the connection between the bridging function and the NRS function provided that the wire center where the bridging function is being performed is the same wire center where the NRS function will be performed. (C)

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.2 Access Order (Cont'd)

5.2.5 Minimum Period (Cont'd)

(D) (Cont'd)

- (8) Change in transmission speed for DIGIROUTESM digital service II, DOVROUTESM service and FairPoint Enterprise Service DSO channels, except when the change in speed is associated with the FairPoint Enterprise Service Optional Feature Flexible DSO Data Speed as set forth in Section 7.2.13(D)(1) following.
- (9) A change in LIDB Originating Point Code.
- (10) A change in STP Access link.
- (11) A change in STP Port.

(D)
|
|
|
(D)

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.2 Access Order (Cont'd)

5.2.7 Shared Use Facilities (Cont'd)

(B) Rates and Charges

(1) Application of Monthly Rates for the Shared Use Facility

(a) Monthly Rates for a Switched Access Facility

Rating as Switched Access Service will continue until such time as the customer chooses to use a portion of the available capacity for providing Special Access Service. As each individual channel is activated for Special Access Service, the monthly rate for the Switched Access Service Entrance Facility will be reduced accordingly (e.g., 1/24th for a DS1 service, 1/672nd for a DS3 service), and the monthly rate for the equivalent Special Access End User Channel Termination rate, (e.g., 1/24th for a DS1 service, 1/672nd for a DS3 service) will apply.

(D)
 (D)(C)
 (D)

In the case of DSR as set forth in Section 34.1 following, the monthly rate for the Switched Access Service Entrance Facility DSR mileage, node and port rates will be reduced accordingly (e.g., 1/2016th for an OC3, 1/8064th for an OC12, 1/32,256th for an OC48 and 1/129,024th for an OC192).

(D)
 (D)

In the case of IBT as set forth in 26.1.5 following, the monthly rate for the Switched Access Service Entrance Facility channel termination, mileage, ports and multiplexer rates will be reduced accordingly (e.g., 1/2016th for an OC3, 1/8064th for an OC12 or 1/32,256th for an OC48).

(D)
 (D)

In the case of IOTS as specified in 6.2.14 following, the monthly rate for the Switched Access IOTS Service ring mileage, node and network optimization rates will be reduced accordingly based on the total channel capacity of the IOTS ring. The total channel capacity for an IOTS ring is measured in terms of the total number of optical transport channels that can be transported over the ring.

(D)

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.2 Access Order (Cont'd)

5.2.7 Shared Use Facilities (Cont'd)

(B) Rates and Charges (Cont'd)

(1) Application of Monthly Rates for the Shared Use Facility (Cont'd)

(b) Monthly Rates for a Special Access Facility

Rating as Special Access Service will continue until such time as the customer chooses to use a portion of the available capacity for Switched Access Service. As each individual channel is activated for Switched Access Service, the monthly rate for the Special Access Service End User Channel Termination will be reduced accordingly (e.g., 1/24th for a DS1 service, 1/672nd for a DS3 service, and the monthly rate for the equivalent Switched Access Service Channel Termination rate, Channel Mileage rate, if applicable, and multiplexer rate (e.g., 1/24th for a DS1 service, 1/672nd for a DS3 service or a single optical DS3 service of a 135 Mbps, 405 Mbps or 560 Mbps service) will apply.

(C)

(D)

(D)

(D)

(D)

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.2 Access Order (Cont'd)

5.2.7 Shared Use Facilities (Cont'd)

(B) Rates and Charges (Cont'd)

(1) Application of Monthly Rates for the Shared Use Facility (Cont'd)

(c)

Rating as Switched Access Service IDSR as forth in Section 26.1 will continue until such time as the customer chooses to use a portion of the available capacity for Special Access transport. As each individual channel is activated for Special Access transport, the monthly rate for the Switched Access SONET Service (i.e., SONET Distribution Channels, Channel Mileage, Premises Nodes, CO Nodes, Premises Ports and Central Office Extensions) will be reduced accordingly (e.g., 1/24th for a DS1 service, 1/672nd for a DS3 or STS1 service, 1/2016th for an OC3 service, 1/8064th for an OC12 service, 1/32,256th for an OC48 service and 1/129,024th for an OC192 service.

(D)

(D)

(d) Reserved for Future Use

(D)

(D)

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.2 Access Order (Cont'd)

5.2.7 Shared Use Facilities (Cont'd)

(B) Rates and Charges (Cont'd)

(1) Application of Monthly Rates for the Shared Use Facility (Cont'd)

- (e) The rates for Switched Access Services are set forth in Section 30.6 following for price band rates and 31.6 following for all other rates.

The rates for Special Access Services are set forth in Section 31.7 following. (D)

The rates for SONET Services are set forth in Section 31.34.1 following for Switched Access transport. (D)

The rates for Switched Access IOTS are set forth in Section 31.6.11 following. (D)
(D)

- (f) In the case of a Service Discount Plan, the discounts as set forth in 6.7.16 and 7.4.10 must be applied to the Switched Access Service or the Special Access Service before those rates are reduced or applied. (D)

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.2 Access Order (Cont'd)

5.2.7 Shared Use Facilities (Cont'd)

(B) Rates and Charges (Cont'd)

(2) Application of Nonrecurring Charges for the Shared Use Facility

The nonrecurring charge that applies when the Shared Use facility is installed will be the nonrecurring charge associated with the appropriate Switched Access or Special Access End User Channel Termination service rate elements.

(C)

(D)

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.2 Access Order (Cont'd)

5.2.7 Shared Use Facilities (Cont'd)

(B) Rates and Charges (Cont'd)

(2) Application of Monthly Rates for the Shared Use Facility (Cont'd)

- (a) Nonrecurring Charges for the Individual Switched Access Services provided in a Shared Use Arrangement

When individual Switched Access Service is riding a channel of the Shared Use facility, nonrecurring charges will not apply to the portion of the individual Switched Access Service provided over the Shared Use facility to the Hub or to the portion of the individual Switched Access Service provided over the SONET Service facility. Nonrecurring charges will apply to the portion of the individual Switched Access Service from the Hub (or wire center with SONET multiplexing capability) where the multiplexer is located or the grooming function is performed to the end office or access tandem selected by the customer (i.e., the portion of the individual Switched Access Service which is not being provided over the Shared Use facility).

- (b) Nonrecurring Charges for the Individual Special Access Services provided in a Shared Use Arrangement

When individual Special Access Service is riding a channel of the Shared Use facility, nonrecurring charges will not apply to the portion of the individual Special Access Service provided over the Shared Use facility to the Hub. Nonrecurring charges will apply to the portion of the individual Special Access Service from the Hub (or wire center with SONET multiplexing capability) where the multiplexer is located or the grooming function is performed to the customer premises at which the service terminates or to a different Telephone Company Hub where cascade multiplexing will be performed (i.e., the portion of the individual Special Access Service which is not being provided over the Shared Use facility). The nonrecurring charge that will apply is that of the specific type of Special Access Service that is provided (e.g., Voice Grade).

(D)

ACCESS SERVICE

5. Ordering Options for Switched and Special Access Service (Cont'd)

5.2 Access Order (Cont'd)

5.2.7 Shared Use Facilities (Cont'd)

(B) Rates and Charges (Cont'd)

(2) Application of Nonrecurring Rates for the Shared Use Facility (Cont'd)

- (c) The nonrecurring charges for Switched Access Services are set forth in Section 30.6 following for price band rates and 31.6 following for all other rates.

The nonrecurring charges for Special Access Services are set forth in Section 31.7 following . (D)

The nonrecurring charges for SONET Services are set forth in Section 31.34.1 following for Switched Access transport. (D)

The nonrecurring charges for Switched Access IOTS are set forth in 31.6.11 following.

(D)
(D)

- (3) Regulations regarding the monthly rates and nonrecurring charges applicable to the individual services used in or derived from a shared use arrangement are set forth in Sections 6. and 7. following.

5.2.8 Disconnection of Access Services

A customer may request the disconnection of access services by written notice only. Service will be disconnected and billing for the service involved will cease no later than 2 business days following the receipt of the written notice by the Telephone Company or on the customer's requested date, whichever is later.

ACCESS SERVICE

6. Switched Access Service (Cont'd)

6.1 General (Cont'd)

6.1.3 Rate Categories (Cont'd)

(A) Local Transport (Cont'd)

When the customer has ordered FGD or CST BSA - Option 3 with the SS7 Signaling option, as set forth in 6.1.3(A)(2)(d) following, the Telephone Company will provide the option in accordance with the technical specifications set forth in Technical Publication GR-905 TR-TSV-000905 and TR-TSV-000962.

The circuits and equipment used for Local Transport may be dedicated to a single customer (dedicated transport) or used in common by multiple customers (common transport).

For dedicated transport, the customer must order or have in place an Entrance Facility from the customer premises, multiplexing node or virtual collocation arrangement to the serving wire center of the customer premises, multiplexing node or virtual collocation arrangement; or SONET Service from the customer designated premises to the serving wire center of the customer designated premises.

The customer has the option of a 2-wire Voice Grade, 4-wire Voice Grade, DS1, DS3 or IDSR Entrance Facility or a SONET Service as set forth in Section 26. following for Local Transport from the customer designated premises to the serving wire center of such customer designated premises or for Expanded Interconnection, the customer has the option of a DS1 or DS3 Entrance Facility or an IBT Service for Local Transport from the multiplexing node or virtual collocation arrangement to the serving wire center of such multiplexing node or virtual collocation arrangement. The customer also has the option of Voice Grade, DS1, DS3 or STS1 Direct Trunked Transport from the customer's serving wire center to designated end offices or access tandems. In addition, the Local Transport rate category provides for STS1 to DS1 multiplexing optional feature as set forth in Section 26.1.6 following or DS3 to DS1 or DS1 to Voice Multiplexing Optional Features as set forth in (A)(2)(h) following.

(C)

ACCESS SERVICE

6. Switched Access Service (Cont'd)

6.2 Provision and Description of Switched Access Service (Cont'd)

6.2.12 Facilities Management Service (Cont'd)

(E) Terms and Conditions (Cont'd)

- (6) The customer will provide either DS1 or electrical DS3 network interfaces at each primary premises.
- (7) The FMS customer, when ordering Switched Access Services as set forth in 5.2 preceding, must specify the type of service and the primary premises involved.
- (8) The Telephone Company will provide the same service intervals and quality standards for services in an FMS plan as are provided for non-FMS Switched Access Services.

(9) FMS is not applicable to the following Switched Access, and options:

(D)

- DSR as set forth in Section 34.1 following
- IDSR as set forth in Section 26.1.1 following
- IntelliBeam Broadband Transport (IBT) as set forth in Section 26.1.5, except when non-multiplexed and associated with an IntelliBeam Entrance Facility
- IntelliBeam Shared Single Path (ISSP) as set forth in Section 26.1.6, except when associated with an IntelliBeam Entrance Facility
- Enterprise SONET Service as set forth in Section 26.1.2
- Services provided under a Service Discount Plan or a Commitment Discount Plan, except as specified in 7.2.16(E)(13) following
- Central Office Multiplexing optional features or BSEs

(D)

(D)

(D)

- Service provided under a Shared Billing Arrangement as specified in Section 5.2 preceding, except as specified in (10) following.

ACCESS SERVICE

6. Switched Access Service (Cont'd)

6.2 Provision and Description of Switched Access Service (Cont'd)

6.2.14 IntelliBeam Optical Transport Service# (Cont'd)

(B) Terms and Conditions (Cont'd)

The customer will be billed additional charges for any charges levied the Telephone Company for space and power required to place nodes on the Company's side of the network interface.

Connection of DSR to an IOTS ring is provided over an equal speed, unprotected optical transport channel (e.g. a 155.52 Mbps unprotected channel would connect to an OC3 DSR node). Each node on the DSR ring must be located at the same customer designated premises or in the same Telephone Company wire center as its corresponding IOTS node.

(D)

Connection of IntelliBeam Broadband Transport (IBT) to an IOTS ring is provided over an equal speed, OC3 or OC12 protected optical transport channel as described in 7.2.19(C)(4) following.

An IOTS ring may also be connected to a Telephone Company provided dedicated SONET ring or Telephone Company provided point-to-point SONET service, provided that such connections are technically and operationally feasible, as determined by the Telephone Company.

The customer is responsible to ensure that its equipment meets any applicable technical requirements or limitations for the protocol being transmitted over the optical transport channels.

The Telephone Company is responsible for the overall design and configuration of the IOTS ring. Construction of the ring will not begin until such design and configuration are mutually agreeable to both the customer and the Telephone Company.

Credit for service interruption of IOTS is set forth in Section 2.8.1.1(B) preceding.

The technical specifications for IOTS are delineated in Technical Publications GR-2918-CORE, Issue 4, GR-2979-CORE, Issue 3, GR-1312-CORE, Issue 3, ITU-T G.959.1 and ITU-T G.692. Technical specifications for the underlying protocols transmitted over the IOTS ring are specified in (C)(4) following.

Service availability limited. Refer to # footnote on Page 6-139.