

INTERSTATE LONG DISTANCE
MESSAGE TELECOMMUNICATIONS SERVICE

2. Regulations

2.1 Undertaking of the Telephone Company

2.1.1 Scope

- (A) LDMTS is the furnishing of those service components required for telecommunication between stations in different local service areas in accordance with the regulations and system of charges specified in this tariff. The message charges specified in this tariff are in payment for LDMTS furnished between the calling and called stations.
- (B) The Telephone Company does not undertake to transmit messages but furnishes the use of its service to its Customers for telecommunications.
- (C) The design, maintenance and operation of LDMTS envisions that communications will originate or terminate at a station of the associated exchange telephone service used for LDMTS. Connections of Customer or other Carrier-provided communications systems may be made to LDMTS.

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2. Regulations (Cont'd)2.1 Undertaking of the Telephone Company (Cont'd)2.1.2 Availability of Service

- (A) The use and restoration of LDMTS shall be in accordance with Part 64, Subpart D of the Federal Communications Commission's Rules and Regulations.
- (B) Subject to compliance with the above mentioned rules, where a shortage of service components exists at any time either for temporary or protracted periods, the establishment of LDMTS shall take precedence over all other services.
- (C) Service is furnished subject to the availability of the service components required. The Telephone Company will (1) determine which of those components shall be used and (2) make modifications to those components at its option.
- (D) When connections are made to Customer-provided communications systems at a premises where the Customer does not originate or terminate communications, the Telephone Company may require that the exchange telephone service be furnished from a Telephone Company Central Office(s) designated by the Telephone Company to serve that premises.

2.1.3 Limitations on Duration of Connections

The Telephone Company reserves the right to limit the duration of connection when necessary because of a shortage of service components caused by emergency conditions.

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2. Regulations (Cont'd)2.1 Undertaking of the Telephone Company (Cont'd)2.1.4 Liability

- (A) In view of the fact that the Customer has exclusive control of his communications over the service furnished him by the Telephone Company, and of the other uses for which service may be furnished him by the Telephone Company, and because of the unavailability of errors incident to the use of such services of the Telephone Company, the services furnished by the Telephone Company are subject to the terms, conditions and limitations specified in (B), (C) and (D) following.
- (B) The Telephone Company's liability, if any, for its willful misconduct is not limited by this tariff. With respect to any other claim or suit, by a Customer or by any others, for damages associated with any aspect of the provision of service (including the failure to reach a called station), and subject to the provisions of (C) through (E) following, the Telephone Company's liability, if any, shall not exceed an amount equal to the initial period charge applicable for such a message to the called station. This liability shall be in addition to any billing adjustments that may otherwise be appropriate.

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2. Regulations (Cont'd)2.1 Undertaking of the Telephone Company (Cont'd)2.1.4 Liability (Cont'd)

- (C) The Customer indemnifies and saves the Telephone Company harmless against claims for libel, slander, or infringement of copyright from the material transmitted over its service; against claims for infringement of patents arising from combining with, or using in connection with, service of the Telephone Company, apparatus and systems of the Customer; and against all other claims arising out of any act of omission of the Customer in connection with service provided by the Telephone Company.
- (D) No carrier participating in this service shall be liable for any act or omission of any other carrier also participating in the service.
- (E) The services furnished by the Telephone Company, in addition to the limitations set forth in 2.1.4(A) through (D) preceding, also are subject to the following limitation: the Telephone Company shall not be liable for damage arising out of mistakes, omissions, interruptions, delays, errors or defects in transmission or other injury, including but not limited to injuries to persons or property from voltages or currents transmitted over the service of the Telephone Company, (1) caused by Customer equipment.

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2. Regulations (Cont'd)2.2 Use2.2.1 Use of Service

The service is provided for use by the Customer and may be used by others, when so authorized by the Customer, providing that all such usage shall be subject to the provisions of this tariff.

LDMTS may be used for interstate non-voice transmission on a two-point basis between points within a Market Area of the Telephone Company.

Telephone Company provided local business exchange service may be used for the purpose of providing access to resold or shared LDMTS notwithstanding any tariff regulations respecting resale and sharing contained in the General and/or Local Tariffs of the Telephone Company.

2.2.2 Abuse and Fraudulent Use

The service is furnished subject to the condition that there will be no abuse or fraudulent use of the service. Abuse or fraudulent use of service includes:

- (A) the use of the services or the Telephone Company to transmit a message or to locate a person or otherwise to give or obtain information, without payment of the charge applicable for service;

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2. Regulations (Cont'd)2.2 Use (Cont'd)2.2.2 Abuse and Fraudulent Use (Cont'd)

- (B) the obtaining, or attempting to obtain, or assisting another to obtain or to attempt to obtain, LDMTS, by rearranging, tampering with, or making connections with any service components of the Telephone Company, or by any trick, scheme, false representation, or false credit device, or by or through any other fraudulent means or device whatsoever, with intent to avoid the payment, in whole or in part, of the regular charge for such service;
- (C) the use of the service of the Telephone Company for a call or calls, anonymous or otherwise, if in a manner reasonably expected to frighten, abuse, torment, or harass another;
- (D) the use of profane or obscene language;
- (E) the use of the service in such a manner as to interfere unreasonably with the use of the service by one or more Customers.

2.2.3 Unlawful Purposes

The service is furnished subject to the condition that it will not be used for an unlawful purpose.

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2. Regulations (Cont'd)2.3 Obligations of the Customer

- 2.3.1 The calling party shall establish his identity in the course of any communication as often as may be necessary.
- 2.3.2 The calling party shall be solely responsible for establishing the identity of the person or persons with whom connection is made at the called station or stations.
- 2.3.3 Each aggregator for which the Telephone Company is the presubscribed provider of operator services, must be in compliance with the requirements in Subsection (c) of the "Telephone Operator Consumer Services Improvement Act of 1990" by adhering to the following information:
- (A) Post on or near the telephone instrument, in plain view of consumers, the following information:
- (1) The name, address and toll-free telephone number of the provider of operator services.
 - (2) A written disclosure that the rates for all operator-assisted calls are available on request, and that consumers have a right to obtain access to the interstate common carrier of their choice and may contact their preferred interstate common carriers for information on accessing that carrier's service using that telephone.
 - (3) The name and address of the enforcement division of the Common Carrier Bureau of the Commission, to which the consumer may direct complaints regarding operator services. For purposes of fulfilling this requirement, the following should be used:

FCC, Enforcement Division, CCB
Room 6202
Washington, DC 20554

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2. Regulations (Cont'd)

2.3 Obligations of the Customer (Cont'd)

2.3.3 (Cont'd)

- (B) Ensure that each of its telephones presubscribed to a provider of operator services allows the consumer to use "800" and "950" access code numbers to obtain access to the provider of operator services desired by the consumer.
- (C) Ensure that no charge by the aggregator to the consumer for using an "800" or "950" access code number, or any other access code number, is greater than the amount the aggregator charges for calls placed using the presubscribed provider of operator services.
- (D) The requirements of Paragraph (A) shall not apply to an aggregator in any case in which State law or State regulation requires the aggregator to take actions that are substantially the same as those required in Paragraph (A).
- (E) The Telephone Company will assume responsibility for complying with the requirements for posting information on or near its public telephones located on an aggregator's premise.

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2. Regulations (Cont'd)2.4 Payment Arrangements2.4.1 Payment for Service

The Customer is responsible for payment of all charges for services furnished to the Customer, including charges for services originated or charges accepted at the Customer's station and for charges billed the Customer for calling card messages.

2.4.2 Billing and Collection of Charges

The charges for calls and chargeable reports are due when billed and are billed and collected by the Telephone Company or the connecting company from whose station the calls were sent paid or at whose station the calls were received collect.

2.4.3 Termination of Service for Cause

Upon nonpayment of any sum due the Telephone Company, or upon a violation of any of the conditions governing the furnishing of service, the Telephone Company may by notice in writing to the Customer, without incurring any liability, forthwith discontinue the furnishing of said service.

2.4.4 Advance Payments

Applicants for LDMTS, whose financial responsibility is not a matter of general knowledge or who are not connected in a substantial way with a firm, corporation or other concern of established credit, may be required to make an advance payment of at least one month's estimated charges.

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2. Regulations (Cont'd)2.4 Payment Arrangements (Cont'd)2.4.5 Deposits

The Telephone Company may, in order to safeguard its interests, require an applicant or a Customer to deposit a sum up to an amount equal to twice the estimated average monthly charge for usage of LDMTS offered herein; such deposit to be held by the Telephone Company as a guarantee of the payment of charges provided for herein. The fact that a deposit has been made in no way relieves the applicant or Customer from complying with the Telephone Company's regulations to advance payments and the prompt payment of bills on presentation. At such time as the service is terminated the amount of the deposit is credited to the Customer's account and any credit balance which may remain is refunded. At the option of the Telephone Company such a deposit may be refunded or credited to the Customer at any time prior to termination of the service.

In case of a cash deposit, for the period the deposit is held by the Telephone Company, the Customer will receive simple interest at the rate of 6% per annum, unless a different rate has been established by the appropriate legal authority within the state.

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2. Regulations (Cont'd)2.4 Payment Arrangements (Cont'd)2.4.6 Monetary Units

In connection with service from points outside the United States, including ships, or aircraft, to points within the United States, when the charges to Customers are made by a company or administration not subject to the Communications Act of 1934, as amended, the following conditions apply:

- (A) In the case of service from ships or aircraft of United States registry, the charges shown in this tariff for such service are quoted in United States dollars.
- (B) In the case of service from vessels or aircraft registered in countries other than the United States, the charges are quoted in United States dollars or are converted into the currency of the country of registry at rates of exchange with respect to United States dollars, which may vary from time to time because of changes in monetary and other conditions.

In connection with service from points outside the United States, including ships, vessels or aircraft, to points within the United States, when the charges to Customers are made by Telephone Companies in the United States, rates as specified herein, plus additional charges of foreign administrations, if any, in United States dollars, apply to all calls.

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2. Regulations (Cont'd)2.5 DefinitionsAggregator

An aggregator is any person or entity that, in the ordinary course of operations, makes telephones available to the public or to transient users of its premises, for interstate telephone calls using a provider of operator services.

Bill to Third Party

A billing arrangement by which a call may be charged to an authorized station as determined by the Telephone Company other than the station originating the call or the station where the call is terminated.

Call Forwarding

Permits a call placed to a Customer's telephone number in one exchange (the call forwarding location) to be automatically forwarded by Telephone Company central office equipment to a station designated by said Customer in another exchange.

Calling Card

A card authorized by the Telephone Company to which the charges for an LDMTS call may be filled.

Centrex Control Switching Equipment

Switching equipment, located on the Telephone Company's premises, used to provide Centrex service furnished in accordance with Centrex service provisions of the General and/or Local Tariffs of the Telephone Company.

Collect Call

A Billing arrangement by which the charge for a call may be reversed provided the charge is accepted at the called station. A collect call may be billed to a Calling Card or third party number. In the case of a public or semi-public coin telephone the charges must be billed to a Calling Card or third party number, or the call may be reoriginated from the calling station.

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2. Regulations (Cont'd)

2.5 Definitions (Cont'd)

Credit Card

See Calling Card

Customer

A person, firm or corporation responsible for the payment of charges and compliance with the regulations of the Telephone Company.

Calling Card Station

That service where the person originating the call dials prescribed numbers in order to complete the message without operator assistance (unless it is necessary to record the originator's calling card number), and the message is billed to a calling card number.

Customer-Provided Test Equipment

Test equipment located at the premise of the Customer that is used by the Customer for the detection and/or isolation of a communications service fault.

Dial Station

That service where the person originating the call dials the telephone number desired, completes the message without the assistance of a Telephone Company operator and the message is billed to the originating number.

Dial Station-to-Station

(See Dial Station)

Direct Electrical Connection

A physical connection of the electrical conductors in the communications path.

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2. Regulations (Cont'd)2.5 Definitions (Cont'd)Grandfathered

Terminal equipment, multiline terminating systems, protective circuitry or connecting arrangements directly connected at the Customer's premises to LDMTS in accordance with Telephone Company tariffs, and that are considered grandfathered under Part 68 of the Federal Communications Commission's Rules and Regulations because:

- (A) such terminal equipment was directly connected to the telecommunications network prior to July 1, 1979 and is of a type which was directly connected to the telecommunications network as of October 17, 1977.
- (B) such multiline terminating systems are directly connected to the telecommunications network prior to January 1, 1980 and are of a type which was directly connected to the telecommunications network as of June 1, 1978.
- (C) such protective circuitry or connecting arrangements associated with Customer-provided terminal equipment or multiline terminating systems are directly connected to the telecommunications network and are of a type which was directly connected to the telecommunications network prior to the dates set forth in (A) and (B) preceding, as appropriate.

Interface

That point on the premises of the Customer at which provision is made for connection of other than Telephone Company provided facilities to facilities provided by the Telephone Company.

Market Areas

A geographical area established for the administration of communications service. It encompasses designated central offices which are grouped to service common social, economic and other purposes.

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2. Regulations (Cont'd)2.5 Definitions (Cont'd)Multiline Terminating System

Switching equipment (e.g. PBX, Centrex, ACD, tandem switching equipment) and key telephone type systems which are capable of terminating more than one local central office line, WATS access line, private line service or communications system.

Network Control Signaling

The transmission of signals used in the telecommunications network which performs functions such as supervision (control, status, and charging signals), address signaling (e.g., dialing), calling and called number identification, audible tone signals (call progress signals indicating re-order or busy conditions, alerting, coin denominations, coin collect and coin return tones) to control the operation of switching machines in the telecommunications network.

Operator Station

Station-to-Station service other than Dial Station service or Calling Card Station service.

Operator Station-to-Station

(See Operator Station)

Person-to-Person

That service where the person originating the call specifies to the Telephone Company operator a particular person, mobile station, department, or office to be reached.

Premises

A building or buildings or continuous property (except railroad rights-of-way, etc.) not separated by a public highway.

Registered

Terminal equipment, protective circuitry and multiline terminating systems which comply with the Registration provisions of Part 68 of the Federal Communications Commission's Rules and Regulations.

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2. Regulations (Cont'd)2.5 Definitions (Cont'd)Service Terminating Arrangement

Telephone Company-provided equipment which terminates exchange telephone service, used for LDMTS, at a Customer's premises. The "Service Terminating Arrangement" provides a clearly delineated interface which facilitates the design, isolation, and testing of LDMTS. Where a protective connecting arrangement is required, the "Service Terminating Arrangement" is provided as a part of the protective connecting arrangement.

Single Ended Terminal Device

A terminal device which terminates only one line at a given time (e.g., headset).

Standard Jack

The Telephone Company-provided means of connection for terminal equipment or multiline terminating systems to LDMTS as described (1) in Part 68 of the FCC's Rules and Regulations or (2) as described in the document of file with the FCC entitled "Descriptions of Standard Registration Program Connection configurations supplementing Configurations Described in Subpart F of Part 68 of the FCC Rules and Regulations."

Telephone Company

Citizens Telecommunications Companies (CTCs), its concurring carriers and its connecting carriers, either individually or collectively.

United States

The United States mainland, i.e., the District of Columbia and all states.

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2. Regulations (Cont'd)2.6 Connections of Terminal Equipment, Multiline Terminating Systems Protective Circuitry and Communications Systems2.6.1 General

Equipment and Systems (i.e., terminal equipment, multiline terminating systems and communications systems) may be connected with LDMTS furnished by the Telephone Company where such connection is made in accordance with the provisions specified in the National Exchange Carrier Association, Inc., (NECA) Technical Reference Publication, Access Service (AS) No. 1 and in 2.6.1(A) following.

2.7 Connections of Other Common Carrier-Provided Communications Systems2.7.1 General

Equipment and Systems (i.e., terminal equipment, multiline terminating systems and communications systems) may be connected with LDMTS furnished by the Telephone Company where such connection is made in accordance with the provisions specified in the National Exchange Carrier Association, Inc., (NECA) Technical Reference Publication, Access Service (AS) No. 1.

2.8 Rate Determination

The rate for an LDMTS call is determined by factors such as:

- duration of call
- class of service

The specific factors which apply to a given LDMTS call and their application are listed in the rate section applicable to that type of call. The regulations pertaining to those factors are as follows:

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2. Regulations (Cont'd)2.8 Rate Determination (Cont'd)2.8.1 Class of Service

For the purpose of rate application, one of the following classes of service may apply to a given call:

(A) Station-to-Station

There are three types of Station-to-Station calls:

- (1) The Dial Station class of service applies when the person originating the call dials the telephone number desired without the assistance of a Telephone Company operator and the call is billed to the calling station. It does not include calls from public or semi-public coin telephones. Dial Station rates also apply when:
 - (a) An operator records the calling station number where no automatic recording equipment is available.
 - (b) A call is placed from a dormitory station and an operator records a special identification number issued by the Telephone Company for billing purposes to students of colleges or universities. The calling station must be equipped with Dormitory Centrex Service or with a PBX equipped with Direct Inward Dial and Identified Outward Dial service.
 - (c) A call is forwarded by Call-Forwarding equipment.
 - (d) An operator reaches the called station because of trouble on the network.
 - (e) An operator places a call for a calling party who identifies himself/herself as being handicapped and unable to dial the call because of his/her handicap.

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2. Regulations (Cont'd)2.8 Rate Determination (Cont'd)2.8.1 Class of Service (Cont'd)(A) Station-to-Station (Cont'd)

(1) (Cont'd)

(f) An operator reestablishes a Dial Station call that has been interrupted after the called station has been reached.

(g) Calls are originated from ships which have an assigned Telephone Company Marine Identification Number (MIN).

(h) An operator places a call because service components are not available for dial completion.

(2) The Operator Station class of service applies when calls are completed with the assistance of an operator except as specified for the Dial Station or Calling Card station classes of service. Operator Station service includes messages originated at a public or semi-public coin telephone.

(3) The Calling Card Station class of service applies when the person originating the call:

(a) dials the digit zero, plus the telephone number, plus a calling card number (where equipment is available) to complete the call without operator assistance, or

(b) dials the digit zero, plus the telephone number (0 + number) to complete the call. In such cases operator assistance is limited to recording the calling card number for billing purposes, or

(c) dials the operator and places a calling card Station-to-Station call when equipment capability precludes either of the foregoing.

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2. Regulations (Cont'd)2.8 Rate Determination (Cont'd)2.8.1 Class of Service (Cont'd)(B) Person-to-Person

The Person-to-Person class of service applies when the person originating the call specifies the particular party to be reached by a Telephone Company operator. That party may be:

- (1) A person.
- (2) A station, department, or office through a PBX attendant.

After the called station has been reached, if the calling party requests or agrees to speak to a party other than the party initially specified, the call is still classified as Person-to-Person. The calling party is responsible for identifying the party at the called station.

Person-to-Person also applies when the call originator requests an operator to make arrangements with a called party to establish a call at a specified time.

The Telephone Company does not undertake to bring a called party to a station who cannot be readily reached at the called station.

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2. Regulations (Cont'd)2.8 Rate Determination (Cont'd)2.8.2 Timing of Messages

Chargeable time includes the initial period plus the additional period of any, and is determined as follows:

- (A) On Station-to-Station messages, chargeable time begins when connection is established between the calling station and the called station.
- (B) On Person-to-Person messages, chargeable time begins when connection is established between the calling person and a specified person or location.
- (C) Chargeable time ends when the calling station "hangs up". If the called station "hangs up" but the calling station does not, chargeable time ends when the connection is released either by automatic timing equipment in the telecommunication network or by the Telephone Company operator.
- (D) Chargeable time does not include time lost because of service faults or defects that are reported to the Telephone Company.
- (E) When exchange telephone service used for LDMTS is directly connected (i.e., not connected through a Multiline Terminating System) at a Customer's premises to a communications system, chargeable time for all classes of service begins when a call from the telecommunications network terminates in or passes through the first multiline terminating system or terminal equipment on that communications system. It is the Customer's responsibility to furnish appropriate answer supervision to the point of connection with the exchange telephone service so that chargeable time may begin.