

ACCESS SERVICE
CHECK SHEET

The Title Page and Pages 1 through 33-14 inclusive of this tariff are effective as of the date shown, and Supplement Nos. 8, 9, 10, 11, 13, 14, 15, and 23 contain all changes from the original tariff that are in effect on the date hereof.

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7	14th	35	Original	64	1st
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10	41st	38	Original	67	10th
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12	12th	40	2nd	68	Original
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21	38th	53	Original	80	Original
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23	2nd	55	Original	82	2nd
24	36th	56	1st	82.1	Original
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26	1st				

* Indicates new or revised page

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32. Contract Tariffs (Cont'd)32.23 Contract Tariff Option 22

(A) Scope

Contract Tariff Option 22 (**Option 22**) is an offering exclusively for customers who subscribe to Special Access Broadcast Video Service (**BVS**), as set forth in Section 7.2.5 preceding, and in accordance with the terms and conditions of Option 22. Option 22 provides for a billing credit for BVS as described herein.

(B) Serving Area

- (1) The serving area of Option 22 is comprised of the New York NY MSA (**MSA #1**). Wire centers for MSA #1 are listed in Section 15.3 preceding and in Section 14.7 of the Telephone Company's Tariff F.C.C. No. 1.
- (2) Any additions or changes to the wire centers included in MSA #1 that occur after February 2, 2005 will apply and be included in Option 22.

(C) Eligibility Requirements

All of the following requirements must be met in order to be eligible for subscription to Option 22.

- (1) Customers who wish to subscribe to Option 22 must do so by submitting a written authorization in a manner designated by the Telephone Company during the thirty (30) day period which begins on February 2, 2005 and ends on March 4, 2005 (**Subscription Period**).
- (2) The customer must subscribe to a minimum of two hundred (200) and up to a maximum of three hundred (300) BVS Services within MSA #1 (**Service Commitment**).
- (3) The originating and terminating point of each BVS Service ordered under Option 22 must be located entirely within MSA #1.

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32. Contract Tariffs (Cont'd)32.23 Contract Tariff Option 22 (Cont'd)

(N)

(D) Service Period

The Service Period of this Option 22 is twelve (12) months and shall commence as follows. For those customers who, as of the end of the Subscription Period, have sufficient in-service BVS Services to satisfy eligibility as determined in (C)(2) preceding, the Service Period shall commence on the first day of the bill period that follows the end of the Subscription Period (**Service Period**). For those customers who, as of the end of the Subscription Period, have sufficient BVS Services that are in-service and on order to satisfy eligibility requirements as set forth in (C)(2) preceding, the Service Period shall commence upon installation of the last BVS Service installed to meet the eligibility requirements (**Service Period**).

(E) Terms and Conditions

- (1) The regulations, terms, and conditions provided in this Section 32.23 apply to all customers who subscribe to BVS (as offered under Option 22) in MSA #1 during the specified Subscription Period set forth in (C)(1) preceding.
- (2) The rates and charges applicable to BVS under this Option 22 are the rates set forth in Section 30.7.5 for Price Band rates and Section 31.7.5 for all other rates (as determined in Section 15.3 preceding).
- (3) In any month where the customer's BVS Service is either below the Service Commitment or exceeds the Service Commitment as specified in (C)(2) preceding, the customer shall not be eligible for the billing credits specified in (E)(4) following for the entire Service Period.
- (4) Billing Credits
 - (a) The customer qualifies for billing credits under this Option 22 if the customer meets the Service Commitment during each month of the Service Period. Customers who qualify for billing credits will receive an initial billing credit under (E)(4)(b)(1) following and a final billing credit under (E)(4)(c)(1) following.

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32. Contract Tariffs (Cont'd)32.23 Contract Tariff Option 22 (Cont'd)

(N)

(E) Terms and Conditions (Cont'd)

(4) Billing Credits (Cont'd)

(b) Initial Billing Credit

- (1) The customer qualifies for an initial billing credit if the customer has met its Service Commitment in each of the first six (6) months of the Service Period. Qualification is determined in a review performed by the Telephone Company following the initial 6 months of the Service Period.
- (2) The initial billing credit for qualifying customers will be an amount equal to two percent (2%) of the rates and charges that were assessed to the customer for the BVS Basic Channel Termination, Fixed Channel Mileage, and Per Mile Channel Mileage rate elements over the first 6 months of the Service Period. In calculating the initial billing credit, the Telephone Company will only include the recurring monthly charges and nonrecurring charges for the above rate elements. The calculation will exclude all other rate elements, interest penalty as applied under Section 2 preceding, fees, billed taxes, or any other charges not attributable to the Basic Channel Termination, Fixed Channel Mileage, and Per Mile Channel Mileage rate elements. The Telephone Company will apply the initial billing credit to the customer's next bill that follows the review set forth in (E)(4)(b)(1) preceding.

(c) Final Billing Credit

- (1) The customer qualifies for a final billing credit if the customer has met the Service Commitment for each of the twelve (12) months of the Service Period.
- (2) In order to qualify for the final billing credit, the customer must have already qualified for the initial billing credit under (E)(4)(b) preceding and must have met its Service Commitment in each month of the Service Period.
- (3) In the event that the customer qualified for and received the initial billing credit, but does not qualify for the final billing credit, the customer does not qualify to receive the final billing credit and must return the initial billing credit that was already issued. The billing credit shall be returned through the issuance of an adjustment to the customer's account that charges an amount equal to the initial billing credit that was previously applied.

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32. Contract Tariffs (Cont'd)32.23 Contract Tariff Option 22 (Cont'd)

(N)

(E) Terms and Conditions (Cont'd)

(4) Billing Credits (Cont'd)

(c) Final Billing Credit (Cont'd)

- (4) The final billing credit for qualifying customers will be an amount equal to two percent (2%) of the rates and charges that were assessed to the customer for the BVS Basic Channel Termination, Fixed Channel Mileage, and Per Mile Channel Mileage rate elements over the prior 6 months of the Service Period. In calculating the final billing credit, the Telephone Company will only include the recurring monthly charges and nonrecurring charges for the above rate elements. The calculation will exclude all other rate elements, interest penalty as applied under Section 2 preceding, fees, billed taxes, or any other charges not attributable to the Basic Channel Termination, Fixed Channel Mileage, and Per Mile Channel Mileage rate elements. The Telephone Company will apply the final billing credit to the customer's next bill that follows the review set forth in (E)(4)(c)(1) preceding.

(5) Expiration of the Service Period

Upon expiration of the Service Period, the customer may discontinue service or continue with the service at the rates and charges set forth for BVS in Section 30.7.5 for Price Band rates and charges and Section 31.7.5 for all other rates and charges and under the terms and conditions set forth in Section 7.2.5 preceding. In either case, no further billing credits will be issued.

(6) Minimum Period

The minimum period for BVS Services under this Option 22 is the minimum period for BVS specified in Section 5.2.5 preceding. In the event that the customer discontinues service prior to the end of the minimum period, charges in accordance with Section 5.2.6 preceding will apply from the date of disconnection to the end of the minimum period.

- (7) The customer may not subscribe to any other contract tariff option for BVS that may be offered under this Section 32 unless the other contract tariff option specifically allows such subscription.

(N)

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32. Contract Tariffs (Cont'd)

32.23 Contract Tariff Option 22 (Cont'd)

(F) Rates and Charges

- (1) The rates and charges for BVS are set forth in Section 30.7.5 preceding for Price Band rates and charges and in Section 31.7.5 for all other rates and charges as determined in Section 15.3 preceding.
- (2) Any other work, services, or facilities required, including special construction, will be provided subject to the Telephone Company's applicable filed and effective tariff rates, terms, and conditions then in effect.

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