

ACCESS SERVICE

7. Special Access Service (Cont'd)

7.11 High Capacity Service (Cont'd)

7.11.5.2 DS1 Term Payment Plan (DS1 TPP) (Cont'd)

(E) DS1 High Capacity Service Portability Commitment

DS1 High Capacity Service Portability Commitment provides a customer the ability to establish a regional volume commitment in the form of DS1 Channel Terminations and receive a waiver on DS1 TPP Termination Liability, as described in 7.11.5.2(G), during the life of the Portability Commitment. The Portability Commitment will consist of a Commitment Level (CL), as described below, and will last 3-years. The Portability Commitment cannot be renewed.

Customers may purchase DS1 service under DS1 TPP terms of 2, 3, 5, or 7 years and have the associated Channel Terminations count towards the CL.

Following are the terms and conditions associated with the Portability Commitment:

- (1) Customer commits to a 3-Year Commitment Level (CL) that is reviewed on a monthly basis. The initial monthly CL is calculated by Telephone Company and is the total of all DS1 Channel Terminations in-service for the month previous to the month in which the Portability Commitment form is signed. The initial monthly CL will consist of all Channel Terminations including those on Month-to-Month terms and other term pricing plans. The effective date of the Portability Commitment will be the first day of the month immediately following the month in which the Portability Commitment is signed; and
- (2) Customer must have a minimum of 40 Channel Terminations in-service each month and at least 80% of the CL under a 2, 3, 5, or 7 year DS1 TPP each month; and

(x)

(x)

(x)

(x) Issued under authority of Special Permission No. 05-xxx of the F.C.C. in order to restore currently effective material and to withdraw material filed under Transmittal 92 without becoming effective.

(This page filed under Transmittal No. xx)

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(Cont'd)

- (3) Each month, the total number of 2, 3, 5, and 7 year (x)  
DS1 TPP Channel Terminations for the previous month  
will be calculated and measured against the  
corresponding monthly CL;
- (a) If the total number of Channel Terminations,  
as calculated above, is 80% - 124% of the CL,  
no other charges will apply for the previous  
month.
- (b) If the total number of Channel Terminations,  
as calculated above, is less than 80% of the  
CL, charges will be assessed as follows:
- (i) Customer will be billed the difference  
between 80% of the CL and the actual  
number of in-service Channel Terminations.  
EXAMPLE #1: Customer A has a CL = 1,000  
Channel Terminations for the month of  
June. Customer A must have at least 800  
DS1 Channel Terminations in-service to  
meet the 80% target. In July, the monthly  
review calculated 795 DS1 Channel  
Terminations in-service for the month of  
June. The difference between 80% of the CL  
(800) and the actual in-service total  
(795) is 5 Channel Terminations.  
Therefore, the customer will be billed an  
amount equal to 5 Channel Terminations  
multiplied by the current Nonrecurring  
Channel Termination rate. For subsequent  
months, Customer A will continue to be  
billed an amount equal to the difference  
between 80% of the CL and the actual in-  
service number of Channel Terminations  
that are below 80% of the CL (multiplied)  
by the current nonrecurring Channel  
Termination rate, until 80% of the CL is  
met.
- (c) If the total number of in-service Channel  
Terminations, as calculated above, is more  
than 124% of the CL, the customer will be  
billed an adjustment factor equal to the  
Nonrecurring Channel Termination charge  
multiplied by the difference between the  
actual number of Channel Terminations in-  
service and 124% of the CL. (x)

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