

ACCESS SERVICE

32. Contract Tariffs (Cont'd)

32.28 Contract Tariff Option 27 (Cont'd)

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(E) Terms and Conditions (Cont'd)

(1) Qualifying FMS Services and Qualifying Services (Cont'd)

(b) Revenues Included in Calculation of TBR for the Qualifying Services

The customer's TBR for Qualifying Services shall include only the following:

(1) MRC (as defined below) amounts which are paid in full by the customer. **MRCs** shall mean monthly billed recurring revenues, net of any discounts given under existing pricing plans (e.g. FMS discount for Qualifying FMS Services, and discount on Qualifying SONET Special Access services offered for specific commitment periods), if applicable, for the Qualifying Services billed during the Service Period under both this Option 27 and Option 25 of Tariff No. 1. For example, if the customer's base rate is \$1000 for SONET Special Access Services, and the customer is eligible to receive a discount of 25% from base rates for agreeing to commit to a 5 year term plan, then the MRC for such Qualifying SONET Special Access Services shall be \$750;

(x)

(2) Cap on Disputed Charges, as such term is more fully defined and explained in (E)(2)(c)(1) following. **Disputed Charges** shall mean MRCs billed during the Service Period under this Option 27 and Option 25 of Tariff No. 1, which amounts are under dispute by the customer and have been paid in full by the customer as of the 60<sup>th</sup> day following the end of applicable annual period in accordance with (E)(2)(c) following. Amounts which have not been paid in full (regardless of whether or not such amounts are under dispute by the customer) shall not be included in TBR. For purposes of this Option 27, "paid in full" shall mean that the customer paid the billed amount without any offsets or reductions from the billed amount.

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Vice President, Federal Regulatory  
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