US LEC of Tennessee Inc.

Long Distance

REGULATIONS AND SCHEDULE OF INTRASTATE CHARGES

APPLYING TO LONG DISTANCE

COMMUNICATIONS SERVICES WITHIN

THE STATE OF KENTUCKY

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

MAY 30 1999

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)
BY: Stephan O Bell
SECRETARY OF THE COMMISSION

Issued: April 30, 1999

Effective: May 30, 1999

Issued by: Gary D. Grefrath, Executive Vice President - Administration
Transamerica Square
401 North Tryon Street, Suite 1000
Charlotte, North Carolina 28202

CHECK SHEET

The pages of this tariff are effective as of the date shown. The original and revised pages named below contain all changes from the original tariff and are in effect on the date shown.

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10/01/2004
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SECTION 9 (1)
By
Executive Director

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Transamerica Square
401 North Tryon Street, Suite 1000
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SYMBOLS AND TARIFF FORMAT

SYMBOLS

The following symbols shall be used in this tariff for the purpose indicated below:

C	To signify changed regulation.
D	To signify discontinued rate or regulation.
I	To signify increased rate.
M	To signify a move in the location of text.
N	To signify new rate or regulation.
R	To signify reduced rate.
S	To signify reissued matter.
T	To signify a change in text but no change in rate or regulation.

TARIFF FORMAT

A. Sheet Numbering - Sheet numbers appear in the upper right corner of the page. Sheets are numbered sequentially. However, new sheets are occasionally added to the tariff. When a new sheet is added between sheets already in effect, a decimal is added. For example, a new sheet added between sheets 14 and 15 would be 14.1.

B. Sheet Revision Numbers - Revision numbers also appear in the upper right corner of each page. These numbers are used to determine the most current sheet version on file with the Commission. For example, the 4th revised Sheet 14 cancels the 3rd revised Sheet 14. Because of various suspension periods, deferrals, etc. the Commission follows in their tariff approval process, the most current sheet number on file with the Commission is not always the tariff page in effect.

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TARIFF FORMAT (Cont'd)

C. Paragraph Numbering Sequence - There are nine levels of paragraph coding. Each level of coding is subservient to its next higher level:

2.
2.1.
2.1.1.
2.1.1.A.
2.1.1.A.1.
2.1.1.A.1.(a).
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2.1.1.A.1.(a).I.(i).(1).

D. Check Sheets - When a tariff filing is made with the Commission, an updated check sheet accompanies the tariff filing. The check sheet lists the sheets contained in the tariff, with a cross reference to the current revision number. When new pages are added, the check sheet is changed to reflect the revision. All revisions made in a given filing are designated by an asterisk (*). There will be no other symbols used on the check sheet if these are the only changes made to it (*i.e.*, the format, etc. remains the same, just revised revision levels on some pages). The tariff user should refer to the latest check sheet to find out if a particular sheet is the most current on file with the Commission.

APPLICATION OF TARIFF

This tariff sets forth the service offerings, rates, terms and conditions applicable to the furnishing of long distance services by US LEC of Tennessee Inc., to customers within the State of Kentucky.

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SECTION 1 - DEFINITIONS

Certain terms used generally throughout this tariff are defined below.

Account Codes: Permits Centrex Stations and attendants to dial an account code number of up to eight digits. For use when placing calls over facilities arranged for Automatic Message Accounting (AMA) recording. The account or project number must be input prior to dialing the called number.

Advance Payment: Part or all of a payment required before the start of service.

Automatic Number Identification (ANI): Allows the automatic transmission of a caller's billing account telephone number to a local exchange company, interexchange carrier or a third party subscriber. The primary purpose of ANI is to allow for billing of toll calls.

Bit: The smallest unit of information in the binary system of notation.

Call Back/Camp On: Permits a station line encountering an all-trunk-busy condition the option of being notified when a trunk becomes idle.

Call Forwarding:

Call Forwarding Station: Allows calls directed to a station line to be routed to a user defined line inside or outside the customer's telephone system.

Call Forwarding System: Permits calls attempting to terminate to a busy station line to be re-directed to a predetermined line inside or outside the customer's telephone system.

Call Forwarding Remote: This optional feature allows a user to activate/deactivate the Call Forwarding - All Calls feature or change the forwarded to telephone number from a remote location.

Call Forwarding Busy: Allows incoming calls to a busy station to be routed to a preselected station line or attendant within the same system or outside the system. Intercom calls can be arranged to be forwarded to a number different from DID calls.

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SECTION 1 - DEFINITIONS

Call Forwarding Variable Limited: When this feature is activated by a station line user or the attendant, incoming calls to the activated station line or attendant position will be automatically routed to any other selected station line, within the same Centrex system, or to the attendant position. The attendant may also activate this feature for a station line user.

Call Forwarding Variable Unlimited: The same as Call Forwarding Variable Limited except that incoming calls may be automatically routed to a telephone number outside the Centrex system or to station lines within the same Centrex system. The attendant may not activate this feature to a telephone number outside the Centrex system for a station line use. Calls forwarded outside the Centrex system are subject to the appropriate charges for local and toll messages.

Call Hold: Allows the user to hold one call for any length of time provided that neither party goes on-hook.

Call Park: Allows a station line to park a call against its own line number. The parked call can be retrieved from any station line by dialing a feature code and the line number against which the call is parked.

Call Pickup: Allows a station line to answer incoming calls to another station line within a defined call pickup group. Call pickup is provided on individual station lines within a customer group.

Call Transfer: Allows a station line user to transfer any established call to another station inside or outside the customer group without the assistance of the attendant.

Call Waiting: Permits a line in the talking state to be alerted by a tone when another call is attempting to complete to the line. Audible ringing is returned to the originating line. The Service also provides a hold feature that is activated by a switchhook flash.

Commission: The Kentucky Public Service Commission

Communications Services: The Company's intrastate toll and local exchange switched telephone services offered for both intraLATA and interLATA use.

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SECTION 1 - DEFINITIONS

Company: US LEC of Tennessee Inc., the issuer of this tariff.

Customer or Subscriber: The person, firm or corporation which orders service and is responsible for the payment of charges and compliance with the Company's regulations.

Dial Pulse (or "DP"): The pulse type employed by rotary dial station sets.

Direct Inward Dial (or "DID"): A service attribute that routes incoming calls directly to stations, by-passing a central answering point.

Direct Outward Dial (or "DOD"): A service attribute that allows individual station users to access and dial outside numbers directly.

Do Not Disturb: Permits the attendant to cut off a single station line and selected groups of station lines from receiving incoming and station-to-station calls.

DSX-1 Panel: Distribution equipment used to terminate and administer DS1 (1.544 Mbps) circuits.

Dual Tone Multi-Frequency (or "DTMF"): The pulse type employed by tone dial station sets.

Duplex Service: Service which provides for simultaneous transmission in both directions.

Federal Communications Commission (or "FCC"): Independent government agency that develops and implements policy concerning interstate and international communications.

Fiber Optic Cable: A thin filament of glass with a protective outer coating through which a light beam carrying communications signals may be transmitted by means of multiple internal reflections to a receiver, which translates the message.

Hunting: Routes a call to an idle station line in a prearranged group when the called station line is busy.

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SECTION 1 - DEFINITIONS

In-Only: A service attribute that restricts outward dial access and routes incoming calls to a designated answer point.

Joint User: A person, firm or corporation which is designated by the Customer as a user of services furnished to the Customer by the Company and to whom a portion of the charges for the service will be billed under a joint user arrangement as specified herein.

Kbps: Kilobits per second, denotes thousands of bits per second.

Last Number Redial: Enables a station line user to redial the last called number by use of an access code rather than dialing the entire number.

LATA: A Local Access and Transport Area established pursuant to the Modification of Final Judgment entered by the United States District Court for the District of Columbia in Civil Action No. 82-0192; or any other geographic area designated as a LATA in the National Exchange Carrier Association, Inc. Tariff F.C.C. No. 4.

Local Exchange Carrier or ("LEC"): Denotes any individual, partnership, association, joint-stock company, trust or corporation engaged in providing switched communication within an exchange.

Mbps: Megabits, denotes millions of bits per second.

Multi-Frequency or ("MF"): An inter-machine pulse-type used for signaling between telephone switches, or between telephone switches and PBX/key systems.

Recurring Charges: The monthly charges to the Customer for services, facilities and equipment, which continue for the agreed upon duration of the service.

Service Commencement Date: The first day following the date on which the Company notifies the Customer that the requested service or facility is available for use, unless extended by the Customer's refusal to accept service which does not conform to standards set forth in the Service Order or this tariff, in which case the Service Commencement Date is the date of the Customer's acceptance. The Company and Customer may mutually agree on a substitute Service Commencement Date.

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SECTION 1 - DEFINITIONS

Service Order: The written request for Network Services executed by the Customer and the Company in the format devised by the Company. The signing of a Service Order by the Customer and acceptance by the Company initiates the respective obligations of the parties as set forth therein and pursuant to this tariff, but the duration of the service is calculated from the Service Commencement Date.

Shared: A facility or equipment system or subsystem that can be used simultaneously by several Customers.

Speed Calling: Permits a station line user to dial selected numbers by using fewer digits than normally required. This is accomplished through the assignment of abbreviated codes to frequently called numbers. The speed calling list is customer changeable.

System: Allows shared use of speed calling list. A control station will add, change or delete telephone numbers from the list for the group.

Station: Allows a station line user to add, change or delete telephone numbers from a speed calling list. The list is dedicated to the individual station line user.

Three-Way Calling: Allows a station line user to add a third party to an existing conversation.

Two Way: A service attribute that includes outward dial capabilities for outbound calls and can also be used to carry inbound calls to a central point for further processing.

User or End User: A Customer, Joint User, or any other person authorized by a Customer to use service provided under this tariff.

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SECTION 2 - REGULATIONS

2.1 Undertaking of the Company

2.1.1 Scope

The Company undertakes to furnish intrastate communications service pursuant to the terms of this tariff in connection with one-way and/or two-way information transmission between points within the State of Kentucky.

Customers and users may use services and facilities provided under this tariff to obtain access to services offered by other service providers. The Company is responsible under this tariff only for the services and facilities provided hereunder, and it assumes no responsibility for any service provided by any other entity that purchases access to the Company network in order to originate or terminate its own services, or to communicate with its own customers.

2.1.2 Shortage of Equipment or Facilities

A) The Company reserves the right to limit or to allocate the use of existing facilities, or of additional facilities offered by the Company, when necessary because of lack of facilities, or due to some other cause beyond the Company's control.

B) The furnishing of service under this tariff is subject to the availability on a continuing basis of all the necessary facilities and is limited to the capacity of the Company's facilities as well as facilities the Company may obtain from other carriers to furnish service from time to time as required at the sole discretion of the Company.

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SECTION 2 - REGULATIONS

2.1 Undertaking of the Company (Cont'd)

2.1.3 Terms and Conditions

A) Service is provided on the basis of a minimum period of at least one month, 24-hours per day. For the purpose of computing charges in this tariff, a month is considered to have 30 days.

B) Customers may be required to enter into written service orders which shall contain or reference a specific description of the service ordered, the rates to be charged, the duration of the services, and the terms and conditions in this tariff. Customer will also be required to execute any other documents as may be reasonably requested by the Company.

C) At the expiration of the initial term specified in each Service Order, or in any extension thereof, service shall continue on a month to month basis at the then current rates unless terminated by either party upon 30 days written notice. Any termination shall not relieve the Customer of its obligation to pay any charges incurred under the service order and this tariff prior to termination. The rights and obligations which by their nature extend beyond the termination of the term of the service order shall survive such termination.

D) Service may be terminated upon written notice to the Customer if:

1) the Customer is using the service in violation of this tariff;
2) or, the Customer is using the service in violation of the law.

E) This tariff shall be interpreted and governed by the laws of the State of Kentucky without regard for its choice of laws provision.

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SECTION 2 - REGULATIONS

2.1 Undertaking of the Company (Cont'd)

2.1.4 Liability of the Company

A) The liability of the Company for damages arising out of the furnishing of its Services, including but not limited to mistakes, omissions, interruptions, delays, or errors, or other defects, representations, or use of these services or arising out of the failure to furnish the service, whether caused by acts or omission, shall be limited to the extension of allowances for interruption as set forth in 2.6. The extension of such allowances for interruption shall be the sole remedy of the Customer and the sole liability of the Company. The Company will not be liable for any direct, indirect, incidental, special, consequential, exemplary or punitive damages to Customer as a result of any Company service, equipment or facilities, or the acts or omissions or negligence of the Company's employees or agents.

B The Company shall not be liable for any delay or failure of performance or equipment due to causes beyond its control, including but not limited to: acts of God, fire, flood, explosion or other catastrophes; any law, order, regulation, direction, action, or request of the United States Government, or of any other government, including state and local governments having or claiming jurisdiction over the Company, or of any department, agency, commission, bureau, corporation, or other instrumentality of any one or more of these federal, state, or local governments, or of any civil or military authority; national emergencies; insurrections; riots; wars; unavailability of rights-of-way or materials; or strikes, work stoppages, or other labor difficulties.

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SECTION 2 - REGULATIONS

2.1 Undertaking of the Company (Cont'd)

2.1.4 Liability of the Company (Cont'd)

C) The Company shall not be liable for any act or omission of any entity furnishing to the Company or to the Company's Customers facilities or equipment used for or with the services the Company offers.

D) The Company shall not be liable for any damages or losses due to the fault or negligence of the Customer or due to the failure or malfunction of Customer-provided equipment or facilities.

E) The Company does not guarantee nor make any warranty with respect to installations it provides for use in an explosive atmosphere. The Customer indemnifies and holds the Company harmless from any and all loss, claims, demands, suits, or other action, or any liability whatsoever, whether suffered, made, instituted, or asserted by any other party or person(s), and for any loss, damage, or destruction of any property, whether owned by the Customer or others, caused or claimed to have been caused directly or indirectly by the installation, operation, failure to operate, maintenance, removal presence, condition, location, or use of any installation so provided. The Company reserves the right to require each Customer to sign an agreement acknowledging acceptance of the provisions of this section 2.1.4(E) as a condition precedent to such installations.

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SECRETARY OF THE COMMISSION

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Charlotte, North Carolina 28202

SECTION 2 - REGULATIONS

2.1 Undertaking of the Company (Cont'd)

2.1.4 Liability of the Company (Cont'd)

F) The Company is not liable for any defacement of or damage to Customer premises resulting from the furnishing of services or equipment on such premises or the installation or removal thereof, unless such defacement or damage is caused by negligence or willful misconduct of the Company's agents or employees.

G) The Company shall be indemnified, defended and held harmless by the Customer against any claim, loss or damage arising from Customer's use of services, involving claims for libel, slander, invasion of privacy, or infringement of copyright arising from the Customer's own communications.

H) THE COMPANY MAKES NO WARRANTIES OR REPRESENTATIONS, EXPRESS OR IMPLIED EITHER IN FACT OR BY OPERATION OF LAW, STATUTORY OR OTHERWISE INCLUDING WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR USE, EXCEPT THOSE EXPRESSLY SET FORTH HEREIN.

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SECTION 2 - REGULATIONS

2.1 Undertaking of the Company (Cont'd)

2.1.5 Notification of Service-Affecting Activities

The Company will provide the Customer reasonable notification of service-affecting activities that may occur in normal operation of its business. Such activities may include, but are not limited to, equipment or facilities additions, removals or rearrangements and routine preventative maintenance. Generally, such activities are not specific to an individual Customer but affect many Customers' services. No specific advance notification period is applicable to all service activities. The Company will work cooperatively with the Customer to determine the reasonable notification requirements. With some emergency or unplanned service-affecting conditions such as an outage resulting from cable damage, notification to the Customer may not be possible.

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SECTION 2 - REGULATIONS

2.1 Undertaking of the Company (Cont'd)

2.1.6 Provision of Equipment and Facilities

A) The Company shall use reasonable efforts to make available services to a Customer on or before a particular date, subject to the provisions of and compliance by the Customer with, the regulations contained in this tariff. The Company does not guarantee availability by any such date and shall not be liable for any delays in commencing service to any Customer.

B) The Company shall use reasonable efforts to maintain only the facilities and equipment that it furnishes to the Customer. The Customer may not, nor may the Customer permit others to, rearrange, disconnect, remove, attempt to repair, or otherwise interfere with any of the facilities or equipment installed by the Company, except upon the written consent of the Company.

C) The Company may substitute, change or rearrange any equipment or facility at any time and from time to time, but shall not thereby alter the technical parameters of the service provided the Customer.

D) Equipment the Company provides or installs at the Customer Premises for use in connection with the services the Company offers shall not be used for any purpose other than that for which the Company provided it.

E) The Customer shall be responsible for the payment of service charges as set forth herein for visits by the Company's agents or employees to the Premises of the Customer when the service difficulty or trouble report results from the use of equipment or facilities provided by any party other than the Company, including but not limited to the Customer.

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SECTION 2 - REGULATIONS

2.1 Undertaking of the Company (Cont'd)

2.1.6 Provision of Equipment and Facilities (Cont'd)

G) The Company shall not be responsible for the installation, operation, or maintenance of any Customer provided communications equipment. Where such equipment is connected to the facilities furnished pursuant to this tariff, the responsibility of the Company shall be limited to the furnishing of facilities offered under this tariff and to the maintenance and operation of such facilities. Subject to this responsibility, the Company shall not be responsible for:

1) the transmission of signals by Customer provided equipment or for the quality of, or defects in, such transmission; or

2) the reception of signals by Customer-provided equipment.

2.1.7 Non-Routine Installation

At the Customer's request, installation and/or maintenance may be performed outside the Company's regular business hours or in hazardous locations. In such cases, charges based on cost of the actual labor, material, or other costs incurred by or charged to the Company will apply. If installation is started during regular business hours but, at the Customer's request, extends beyond regular business hours into time periods including, but not limited to, weekends, holidays, and/or night hours, additional charges may apply.

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SECTION 2 - REGULATIONS

2.1 Undertaking of the Company (Cont'd)

2.1.8 Special Construction

Subject to the agreement of the Company and to all of the regulations contained in this tariff, special construction of facilities may be undertaken on a reasonable efforts basis at the request of the Customer. Special construction is that construction undertaken:

A) where facilities are not presently available, and there is no other requirement for the facilities so constructed;

B) of a type other than that which the Company would normally utilize in the furnishing of its services;

C) over a route other than that which the Company would normally utilize in the furnishing of its services;

D) in a quantity greater than that which the Company would normally construct;

E) on an expedited basis;

F) on a temporary basis until permanent facilities are available;

G) involving abnormal costs; or

H) in advance of its normal construction.

2.1.9 Ownership of Facilities

Title to all facilities, other than inside wiring on the Customer's side of the demarcation point, provided in accordance with this tariff remains in the Company, its agents or contractors.

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2.2 Prohibited Uses

A) The services the Company offers shall not be used for any unlawful purpose or for any use as to which the Customer has not obtained all required governmental approvals, authorizations, licenses, consents and permits.

B) The Company may require applicants for service who intend to use the Company's offerings for resale and/or for shared use to file a letter with the Company confirming that their use of the Company's offerings complies with relevant laws and Kentucky Public Service Commission regulations, policies, orders, and decisions.

C) The Company may require a Customer to immediately shut down its transmission of signals if said transmission is causing interference to others.

D) A customer, joint user, or authorized user may not assign, or transfer in any manner, the service or any rights associated with the service without the written consent of the Company. The Company will permit a Customer to transfer its existing service to another entity if the existing Customer has paid all charges owed to the Company for regulated communications services. Such a transfer will be treated as a disconnection of existing service and installation of new service, and non-recurring installation charges as stated in this tariff will apply.

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2.3 Obligations of the Customer

2.3.1 General

The Customer shall be responsible for:

A) the payment of all applicable charges pursuant to this tariff;

B) damage to or loss of the Company's facilities or equipment caused by the acts or omissions of the Customer; or the noncompliance by the Customer, with these regulations; or by fire or theft or other casualty on the Customer Premises, unless caused by the negligence or willful misconduct of the employees or agents of the Company;

C) providing at no charge, as specified from time to time by the Company, any needed personnel, equipment space and power to operate Company facilities and equipment installed on the premises of the Customer, and the level of heating and air conditioning necessary to maintain the proper operating environment on such premises;

D) obtaining, maintaining, and otherwise having full responsibility for all rights-of-way and conduit necessary for installation of fiber optic cable and associated equipment used to provide Communications Services to the Customer from the cable building entrance or property line to the location of the equipment space described in 2.3.1(C). Any and all costs associated with the obtaining and maintaining the rights-of-way described herein, including the costs of altering the structure to permit installation of the Company-provided facilities, shall be borne entirely by, or may be charged by the Company to, the Customer. The Company may require the Customer to demonstrate its compliance with this section prior to accepting an order for service;

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2.3 Obligations of the Customer (Cont'd)

2.3.1 General (Cont'd)

E) providing a safe place to work and complying with all laws and regulations regarding the working conditions on the premises at which Company employees and agents shall be installing or maintaining the Company's facilities and equipment. The Customer may be required to install and maintain Company facilities and equipment within a hazardous area if, in the Company's opinion, injury or damage to the Company employees or property might result from installation or maintenance by the Company. The Customer shall be responsible for identifying, monitoring, removing and disposing of any hazardous material (e.g. friable asbestos) prior to any construction or installation work;

F) complying with all laws and regulations applicable to, and obtaining all consents, approvals, licenses and permits as may be required with respect to, the location of Company facilities and equipment in any Customer premises or the rights-of-way for which Customer is responsible under Section 2.3.1(D); and granting or obtaining permission for Company agents or employees to enter the premises of the Customer at any reasonable time for the purpose of installing, inspecting, maintaining, repairing, or upon termination of service as stated herein, removing the facilities or equipment of the Company;

G) not creating or allowing to be placed any liens or other encumbrances on the Company's equipment or facilities; and

H) making Company facilities and equipment available periodically for maintenance purposes at a time agreeable to both the Company and the Customer. No allowance will be made for the period during which service is interrupted for such purposes.

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2.3 Obligations of the Customer (Cont'd)

2.3.2 Claims

With respect to any service or facility provided by the Company, Customer shall indemnify, defend and hold harmless the Company from and against all claims, actions, damages, liabilities, costs and expenses, including reasonable attorneys' fees for:

A) any loss, destruction or damage to property of the Company or any third party, or the death or injury to persons, including, but not limited to, employees or invitees of either party, to the extent caused by or resulting from the negligent or intentional act or omission of the Customer, its employees, agents, representatives or invitees; or

B) any claim, loss, damage, expense or liability for infringement of any copyright, patent, trade secret, or any proprietary or intellectual property right of any third party, arising from any act or omission by the Customer, including, without limitation, use of the Company's services and facilities in a manner not contemplated by the agreement between the Customer and the Company.

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2.4 Customer Equipment and Channels

2.4.1 General

A User may transmit or receive information or signals via the facilities of the Company. The Company's services are designed primarily for the transmission of voice-grade telephonic signals, except as otherwise stated in this tariff. A User may transmit any form of signal that is compatible with the Company's equipment, but the Company does not guarantee that its services will be suitable for purposes other than voice-grade telephonic communication except as specifically stated in this tariff.

2.4.2 Station Equipment

A) Terminal equipment on the User's Premises and the electric power consumed by such equipment shall be provided by and maintained at the expense of the User. The User is responsible for the provision of wiring or cable to connect its terminal equipment to the Company Point of Connection.

B) The Customer is responsible for ensuring that Customer-provided equipment connected to Company equipment and facilities is compatible with such equipment and facilities. The magnitude and character of the voltages and currents impressed on Company-provided equipment and wiring by the connection, operation, or maintenance of such equipment and wiring shall be such as not to cause damage to the Company-provided equipment and wiring or injury to the Company's employees or to other persons. Any additional protective equipment required to prevent such damage or injury shall be provided by the Company at the Customer's expense.

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2.4 Customer Equipment and Channels (Cont'd)

2.4.3 Interconnection of Facilities

A) Any special interface equipment necessary to achieve compatibility between the facilities and equipment of the Company used for furnishing Communications Services and the channels, facilities, or equipment of others shall be provided at the Customer's expense.

B) Communications Services may be connected to the services or facilities of other communications carriers only when authorized by, and in accordance with, the terms and conditions of the tariffs of the other communications carriers which are applicable to such connections.

C) Facilities furnished under this tariff may be connected to customer provided terminal equipment in accordance with the provisions of this tariff. All such terminal equipment shall be registered by the Federal Communications Commission pursuant to Part 68 of Title 47, Code of Federal Regulations; and all User-provided wiring shall be installed and maintained in compliance with those regulations.

D) Users may interconnect communications facilities that are used in whole or in part for interstate communications to services provided under this tariff only to the extent that the user is an "end user" as defined in Section 69.2(m), Title 47, Code of Federal Regulations (1992 edition).

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2.4 Customer Equipment and Channels (Cont'd)

2.4.4 Inspections

A) Upon suitable notification to the Customer, and at a reasonable time, the Company may make such tests and inspections as may be necessary to determine that the Customer is complying with the requirements set forth in Section 2.4.2(B) for the installation, operation, and maintenance of Customer-provided facilities, equipment, and wiring in the connection of Customer-provided facilities and equipment to Company-owned facilities and equipment.

B) If the protective requirements for Customer-provided equipment are not being complied with, the Company may take such action as it deems necessary to protect its facilities, equipment, and personnel. The Company will notify the Customer promptly if there is any need for further corrective action. Within ten days of receiving this notice, the Customer must take this corrective action and notify the Company of the action taken. If the Customer fails to do this, the Company may take whatever additional action is deemed necessary, including the suspension of service, to protect its facilities, equipment and personnel from harm.

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2.5 Payment Arrangements

2.5.1 Payment for Service

The Customer is responsible for payment of all charges for services and facilities furnished by the Company to the Customer, as well as all charges for services and facilities furnished by the Company to all persons using the Customer's codes, premises, facilities, or equipment, with or without the knowledge or consent of the Customer. The security of the Customer's authorization codes, premises, switched access connections, and direct connect facilities is the sole responsibility of the Customer. All calls placed using such direct connect facilities, authorization codes, premises, or switched access connections will be billed to, and must be paid by, the Customer.

A) Taxes

The Customer is responsible for payment of any sales, use, gross receipts, excise, access or other local, state and federal taxes, charges or surcharges (however, designated) (excluding taxes on Company's net income) imposed on or based upon the provision, sale or use of Network Services.

SECTION 2 - REGULATIONS

2.5 Payment Arrangements (Cont'd)

2.5.2 Billing and Collection of Charges

A) Non-recurring charges are due and payable from the customer upon receipt of the invoice.

B) The Company shall present invoices for Recurring Charges monthly to the Customer, in advance of the month in which service is provided, and Recurring Charges shall be due upon receipt of the invoice. When billing is based on customer usage, charges will be billed monthly for the preceding billing periods.
Billing Format:
Page 1:Summarizes previous balance, adjustments, payments/credits, new charges and balance due. Includes account specific bill message. Contains remittance stub for payment.
Page 2: Answers to frequently asked bill questions. Lists US LEC entities.
Page 3: Federal Taxes, State/Other Taxes, Payments/Credits, Discounts, Account Level Charges, Usage Summary by Type of Call, Number of Calls, Number of Minutes and Charges.
Page 4+: Service Instance (phone number, calling card number, etc.), Non-Recurring Charges, Monthly Recurring Charges, Usage Detail, Total for Service Instance.

C) When service does not begin on the first day of the month, or end on the last day of the month, the charge for the fraction of the month in which service was furnished will be calculated on a pro rate basis. For this purpose, every month is considered to have 30 days.

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2.5 Payment Arrangements (Cont'd)

2.5.2 Billing and Collection of Charges (Cont'd)

D) Billing of the Customer by the Company will begin on the Service Commencement Date, which is the first day following the date on which the Company notifies the Customer that the service or facility is available for use, except that the Service Commencement Date may be postponed by mutual agreement of the parties, or if the service or facility does not conform to standards set forth in this tariff or the Service Order. Billing accrues through and includes the day that the service, circuit, arrangement or component is discontinued.

E) A late payment penalty will be due to the Company upon any current unpaid amount commencing 28 days after the date of the invoice. The late payment penalty shall be the portion of the current payment not received by the 28th day after the date of the invoice multiplied by a late factor of 1.5%. A late payment penalty cannot be applied to prior penalty amounts (Reference – 807 KAR 5:006, Section 8(3)(h).

F) The Customer will be assessed a charge of twenty dollars ($20.00) for each check submitted by the Customer to the Company which a financial institution refused to honor.

G) Customers have up to 45 days (commencing 5 days after remittance of the bill) to initiate a dispute over regulated charges. If a Customer does not give the Company notice of a billing or rate dispute within the above mentioned dispute period, the invoice and the charges levied shall be deemed to be reasonable, correct and binding on the Customer. Late payment penalties on unpaid charges disputed by and resolved in favor of the Customer shall be credited. N N

H) If service is disconnected by the Company in accordance with section 2.5.5 following and later restored, restoration of service will be subject to all applicable installation charges.

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SECTION 2 - REGULATIONS

2.5 Payment Arrangements (Cont'd)

2.5.3 Advance Payments

To safeguard its interests, the Company may require a Customer to make an advance payment before services and facilities are furnished. The advance payment will not exceed an amount equal to the non-recurring charge(s) and one month's charges for the service or facility. In addition, where special construction is involved, the advance payment may also include an amount equal to the estimated non-recurring charges for the special construction and recurring charges (if any) for a period to be set between the Company and the Customer. The advance payment will be credited to the Customer's initial bill. An advance payment may be required in addition to a deposit.

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2.5 Payment Arrangements (Cont'd)

2.5.4 Deposits

A) To safeguard its interests, the Company may require a Customer to make a deposit to be held as a guarantee for the payment of charges. A deposit does not relieve the Customer of the responsibility for the prompt payment of bills on presentation. The deposit will not exceed an amount equal to:

1) two month's charges for a service or facility which has a minimum payment period of one month; or

2) the charges that would apply for the minimum payment period for a service or facility which has a minimum payment period of more than one month.

B) A deposit may be required in addition to an advance payment.

C) When a service or facility is discontinued, the amount of a deposit, if any, will be applied to the Customer's account and any credit balance remaining will be refunded. Before the service or facility is discontinued, the Company may, at its option, return the deposit or credit it to the Customer's account.

D) Deposits held will accrue interest at a rate specified by the Kentucky Public Service Commission. Interest will not accrue on any deposit after the date on which reasonable effort has been made to return it to the Customer.

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2.5 Payment Arrangements (Cont'd)

2.5.5 Discontinuance of Service

A) Upon nonpayment of any regulated amounts owing to the Company, the Company may, by giving 5 days prior written notice to the Customer, discontinue or suspend service without incurring any liability. Termination of service will be in accordance with 807 KAR 5:006, Section 14.

B) Upon violation of any of the other material terms or conditions for furnishing service the Company may, by giving 10 days' prior notice in writing to the Customer, discontinue or suspend service without incurring any liability if such violation continues during that period. Termination of service will be in accordance with 807 KAR 5:006, Section 14.

C) Upon condemnation of any material portion of the facilities used by the Company to provide service to a Customer or if a casualty renders all or any material portion of such facilities inoperable beyond feasible repair, the Company, by notice to the Customer, may discontinue or suspend service without incurring any liability. Termination of service will be in accordance with 807 KAR 5:006, Section 14.

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2.5 Payment Arrangements (Cont'd)

2.5.5 Discontinuance of Service (Cont'd)

D) Upon any governmental prohibition or required alteration of the services to be provided or any violation of an applicable law or regulation, the Company may immediately discontinue service without incurring any liability. Per 807 KAR 5:006, Section 14, the Company shall send written notification to the Customer of the reasons for termination or refusal of service.

E) In the event of fraudulent use of the Company's network, the Company will discontinue service without notice and/or seek legal recourse to recover all costs involved in enforcement of this provision. Per 807 KAR 5:006, Section 14, the Company shall send written notification to the Customer of the reasons for termination or refusal of service.

F) Upon the Company's discontinuance of service to the Customer under Section 2.5.5(A) or 2.5.5(B), the Company, in addition to all other remedies that may be available to the Company at law or in equity or under any other provision of this tariff, may declare all future monthly and other charges which would have been payable by the Customer during the remainder of the term for which such services would have otherwise been provided to the Customer to be immediately due and payable (discounted to present value at six percent). For good cause shown, the Commission may exempt a Customer from the penalties provided in this sub-section.

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2.5 Payment Arrangements (Cont'd)

2.5.6 Cancellation of Application for Service

A) Where, prior to cancellation by the Customer, the Company incurs any expenses in installing the service or in preparing to install the service that it otherwise would not have incurred, a charge equal to the costs the Company incurred, less net salvage, shall apply, but in no case shall this charge exceed the sum of the charge for the minimum period of services ordered, including installation charges, and all charges others levy against the Company that would have been chargeable to the Customer had service begun (all discounted to present value at six percent).

B) Where the Company incurs any expense in connection with special construction, or where special arrangements of facilities or equipment have begun, before the Company receives a cancellation notice, a charge equal to the costs incurred, less net salvage, applies. In such cases, the charge will be based on such elements as the cost of the equipment, facilities, and material, the cost of installation, engineering, labor, and supervision, general and administrative expense, other disbursements, depreciation, maintenance, taxes, provision for return on investment, and any other costs associated with the special construction or arrangements.

C) The special charges described in 2.5.6(A) through 2.5.6(B) will be calculated and applied on a case-by-case basis.

2.5.7 Changes in Service Requested

If the Customer makes or requests material changes in circuit engineering, equipment specifications, service parameters, premises locations, or otherwise materially modifies any provision of the application for service, the Customer's installation fee shall be adjusted accordingly.

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2.6 Allowances for Interruptions in Service

Interruptions in service, which are not due to the negligence of, or noncompliance with the provisions of this tariff by, the Customer or the operation or malfunction of the facilities, power or equipment provided by the Customer, will be credited to the Customer as set forth in 2.6.1 for the part of the service that the interruption affects.

2.6.1 Credit for Interruptions

A). When service is interrupted for a period of at least 24 hours after notice by the Customer to the Company, an allowance equal to 1/30 of fixed billing cycle charges for services and facilities furnished by the Company rendered useless or substantially impaired shall apply to each 24 hours during which the interruption continues after notice by the customer to the Company. Credit in any billing period shall not exceed the total non-usage charges for that period for the services and facilities furnished by the Company rendered useless or substantially impaired.

(i) The word "interruption" shall mean the inability to complete calls due to equipment malfunctions or human errors. "Interruption" does not include, and no allowance shall be given for, service difficulties such as slow dial tone, circuits, busy or other network and/or switching capacity shortages. Nor shall "interruption" include the failure of any service or facilities provided by a common carrier or other entity other than the Company. Nor shall the interruption allowance apply where service is interrupted by the negligence or willful act of the customer, or where the Company, pursuant to the terms of this tariff, terminates service because of non-payment of bills or deposits due to the Company, unlawful or improper use of the Company's facilities or service, or any other reason covered by this tariff or by applicable law.

(ii) No allowance shall apply to any non-recurring or usage charges.

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2.6 Allowances for Interruptions in Service (Cont'd)

2.6.2 Limitations on Allowances

No credit allowance will be made for:

A) interruptions due to the negligence of, or noncompliance with the provisions of this tariff by, the Customer, authorized user, joint user, or other common carrier providing service connected to the service of the Company;

B) interruptions due to the negligence of any person other than the Company, including but not limited to the Customer or other common carriers connected to the Company's facilities;

C) interruptions due to the failure or malfunction of non-Company equipment;

D) interruptions of service during any period in which the Company is not given full and free access to its facilities and equipment for the purpose of investigating and correcting interruptions;

E) interruptions of service during a period in which the Customer continues to use the service on an impaired basis;

F) interruptions of service during any period when the Customer has released service to the Company for maintenance purposes or for implementation of a Customer order for a change in service arrangements; and

G) interruption of service due to circumstances or causes beyond the control of Company.

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2.6 Allowances for Interruptions in Service (Cont'd)

2.6.3 Cancellation For Service Interruption

Cancellation or termination for service interruption is permitted only if any circuit experiences a single continuous outage of 8 hours or more or cumulative service credits equaling 16 hours in a continuous 12-month period. The right to cancel service under this provision applies only to the single circuit which has been subject to the outage or cumulative service credits.

2.7 Use of Customer's Service by Others

2.7.1 Resale and Sharing

Any service provided under this tariff may be resold to or shared with other persons at the option of Customer, subject to compliance with any applicable laws or Kentucky Public Service Commission governing such resale or sharing. Customer remains solely responsible for all use of services ordered by it or billed to its telephone number(s) pursuant to this tariff, for determining who is authorized to use its services, and for notifying the Company of any unauthorized use.

2.7.2 Joint Use Arrangements

Joint use arrangements will be permitted for all services provided under this tariff. From each joint use arrangement, one member will be designated as the Customer responsible for the manner in which the joint use of the service will be allocated. The Company will accept orders to start, rearrange, relocate, or discontinue service only from the Customer. Without affecting the Customer's ultimate responsibility for payment of all charges for the service, each joint user shall be responsible for the payment of the charges billed to it.

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2.8 Cancellation of Service

If a Customer cancels a Service Order or terminates services before the completion of the term for any reason whatsoever other than a service interruption (as defined in 2.6.1 above), the Customer agrees to pay to the Company termination liability charges, which are defined below. These charges shall become due and owing as of the effective date of the cancellation or termination and be payable within the period, set forth in 2.5.2.

The Customer's termination liability for cancellation of service shall be equal to:

A) all unpaid Non-Recurring charges reasonably expended by the Company to establish service to the Customer, plus;

B) any disconnection, early cancellation or termination charges reasonably incurred and paid to third parties by the Company on behalf of the Customer, plus;

C) all Recurring Charges specified in the applicable Service Order Tariff for the balance of the then current term.

2.9 Transfers and Assignments

Neither the Company nor the Customer may assign or transfer its rights or duties in connection with the services and facilities provided by the Company without the written consent of the other party, except that the Company may assign its rights and duties (a) to any subsidiary, parent company or affiliate of the Company, (b) pursuant to any sale or transfer of substantially all the assets of the Company; or (c) pursuant to any financing, merger or reorganization of the Company.

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2.10 Notices and Communications

A) The Customer shall designate on the Service Order an address to which the Company shall mail or deliver all notices and other communications, except that Customer may also designate a separate address to which the Company's bills for service shall be mailed.

B) The Company shall designate on the Service Order an address to which the Customer shall mail or deliver all notices and other communications, except that Company may designate a separate address on each bill for service to which the Customer shall mail payment on that bill.

C) All notices or other communications required to be given pursuant to this tariff are requested to be in writing. At the Company's request, notices or other communications given pursuant to this tariff by the Customer to the Company in a telephone call, may be required to be confirmed in writing. Notices and other communications of either party, and all bills mailed by the Company, shall be presumed to have been delivered to the other party on the third business day following placement of the notice, communication or bill with the U.S. Mail or a private delivery service, prepaid and properly addressed, or when actually received or refused by the addressee, whichever occurs first.

D) The Company or the Customer shall advise the other party of any changes to the addresses designated for notices, other communications or billing, by following the procedures for giving notice set forth herein.

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2.11 Operator Services Rules

A) The Company will enforce the following operator service rules.

A provider of intrastate operator assisted communications services must:

1) identify itself at the time the end-user accesses its services;

2) upon request, quote all rates and charges for its services to the end-user accessing its system;

3) arrange to have posted in plain view at each telephone location which automatically accesses the operator service provider's network and where its services are made available to the public or transient end-users:

(a) the operator service provider's name and address;

(b) bill and service dispute calling information including the operator service provider's dispute resolution phone number;

(c) clear and specific instructions informing the end-user how to access a local exchange telephone company operator as an alternative available to the end-user; and

(d) notice concerning any and all amounts to be billed by the operator services provider on behalf of any host location or third party which will appear on the operator service provider's bill for services rendered.

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Transamerica Square
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Charlotte, North Carolina 28202

SECTION 2 - REGULATIONS

2.11 Operator Services Rules (Cont'd.)

A) (Cont'd)

4) in instances when the provider is unable to complete the call and it requires transfer to another telephone corporation which may affect the rates and charges applicable to the telephone bill, inform the caller of the transfer and its possible effect on the applicable rates and charges, before any charges are incurred; and

5) in the case of such transfer, the telephone corporation or provider to which the call is transferred shall identify itself and inform the caller of the transfer's effect on the applicable rates and charges, before any charges are incurred.

B) The Company will comply with the following provisions:

1) Providers of intrastate operator assisted communications services shall not take any action or enter into any arrangement which restricts end-user selection among competing interexchange telephone corporations or end users access to competing providers of intrastate operator assisted communications services, or pay any commissions or other compensation to any entity engaged in such action or arrangement.

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Charlotte, North Carolina 28202

SECTION 3 - APPLICATION OF RATES

3.1 Introduction

The regulations set forth in this section govern the application of rates for services contained in other sections of this tariff.

3.2 Charges Based on Duration of Use

Where charges for a service are specified based on the duration of use, such as the duration of a telephone call, the following rules apply:

A) Calls are measured in durational increments identified for each service. All calls which are fractions of a measurement increment are rounded-up to the next whole unit.

B) Timing on completed calls begins when the call is answered by the called party. Answering is determined by hardware answer supervision in all cases where this signaling is provided by the terminating local carrier and any intermediate carrier(s). Timing for operator service person-to-person calls start with completion of the connection to the person called or an acceptable substitute or to the PBX station called.

C) Timing terminates on all calls when the calling party hangs up or the Company's network receives an off-hook signal from the terminating carrier.

D) Calls originating in one time period and terminating in another will be billed in proportion to the rates in effect during different segments of the call.

E) All times refer to local time.

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SECTION 3 - APPLICATION OF RATES

3.3 Rates Based Upon Distance

Where charges for a service are specified based upon distance, the following rules:

A) Distance between two points is measured as airline distance between the rate centers of the originating and terminating telephone lines. The rate center is a set of geographic coordinates, as referenced in the Local Exchange Routing Guide issued by Bellcore, associated with each NPA-NXX combination (where NPA is the area code and NXX is the first three digits of a seven-digit telephone number). Where there is no telephone number associated with an access line on the Company's network (such as a dedicated 800 or WATS access line), the Company will apply the rate center of the Customer's main billing telephone number.

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SECTION 3 - APPLICATION OF RATES

3.3 Rates Based Upon Distance (Cont'd)

B) The airline distance between any two rate centers is determined as follows:

1) Obtain the "V" (vertical) and "H" (horizontal) coordinates for each rate center from the above-referenced Bellcore document.

2) Compute the difference between the "V" coordinates of the two rate centers; and the difference between the two "H" coordinates.

3) Square each difference obtained in step (2) above.

4) Add the square of the "V" difference and the square of the "H" difference obtained in step (3) above.

5) Divide the sum of the squares by 10. Round to the next higher whole number if any fraction is obtained.

6) Obtain the square root of the whole number result obtained above. Round to the next higher whole number if any fraction is obtained. This is the airline mileage.

7) FORMULA =

$$\sqrt{\frac{(V1 - V2)^2 + (H1 - H2)^2}{10}}$$

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Charlotte, North Carolina 28202

SECTION 3 - APPLICATION OF RATES

3.4 Time Periods Defined

Unless otherwise indicated herein:

3.4.1 All rate plans:

a. Day: 8:00 a.m. - 5:00 p.m. - Mon-Fri

b. Evening: 5:00 - 11:00 p.m. - Sun-Fri

c. Night/Weekend: 11:00 p.m. - 8:00 a.m. - All days
8:00 a.m. - 11:00 p.m. - Saturday
8:00 a.m. - 5:00 p.m. - Sunday

d. Holiday: For the following Holidays, the Evening Time Period rates are used, unless a lower rate would normally apply:

Christmas Day**	New Year's Day**
Martin Luther King Day*	Presidents Day*
Memorial Day*	Columbus Day*
Veterans Day**	Thanksgiving Day
Independence Day**	Labor Day

* Applies to Federally observed day only.

** When this Holiday falls on a Sunday, the Holiday calling rate applies to calls placed on the following Monday. When this Holiday falls on a Saturday, the Holiday calling rate applies to calls placed on the preceding Friday.

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SECTION 4 - SERVICE AREAS

4.1 Service Areas

4.1 Service Area: The Company includes all the exchanges in Kentucky as the potential areas where service is planned, where facilities are available and pending appropriate interconnection agreements.

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401 North Tryon Street, Suite 1000
Charlotte, North Carolina 28202

SECTION 5 - MESSAGE TELECOMMUNICATIONS SERVICE

5.1 Description

Message Telecommunications Services ("MTS") consist of the furnishing of outbound message telephone service between telephone stations located within the state.

5.2 Rates

a. PROGRAM NAME: Option 1 (1+ Domestic Toll Rates)
Option 1 Service is a one-way, dial in-dial out multipoint service allowing customers to originate and terminate calls via US LEC provided local business telephone lines. Option 1 requires a minimum usage of $100/month and a minimum term of 1 year. Option 1 is only available to customers who subscribe to Local Service with US LEC.

BILLING: 6 second minimum/6 second increments
Per minute rates will be prorated.

USAGE RATES:

A. Domestic Base Rate Per Minute $0.15

B. Domestic Toll Discounts

1. Minimum Usage: $100 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent Discount:	0.00%	10.00%	20.00%

2. Minimum Usage: $500 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent Discount:	26.00%	30.00%	34.00%

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SECTION 5 - MESSAGE TELECOMMUNICATIONS SERVICE

5.2 Rates (continued)

a. PROGRAM NAME: Option 1, continued

BILLING: 6 second minimum/6 second increments
Per minute rates will be prorated.

USAGE RATES (continued):

B. Domestic Toll Discounts (continued)

3. Minimum Usage: $750 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent Discount:	34.00%	35.00%	37.00%

4. Minimum Usage: $1000 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent Discount:	40.00%	42.00%	43.00%

5. Minimum Usage: $2000 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent Discount:	48.00%	50.00%	51.00%

6. Minimum Usage: $5000 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent Discount:	48.00%	51.00%	53.00%

7. Minimum Usage: $7500 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent Discount:	52.00%	53.00%	54.00%

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SECTION 5 - MESSAGE TELECOMMUNICATIONS SERVICE

5.2 Rates (continued)

a. PROGRAM NAME: Option 1, continued

BILLING: 6 second minimum/6 second increments
Per minute rates will be prorated.

USAGE RATES (continued):

B. Domestic Toll Discounts (continued)

8. Minimum Usage: $10000 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent Discount:	53.00%	54.00%	55.00%

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SECTION 5 - MESSAGE TELECOMMUNICATIONS SERVICE

5.2 Rates (continued)

a. PROGRAM NAME: Option 1, continued

BILLING: 6 second minimum/6 second increments
Per minute rates will be prorated.

USAGE RATES (continued):

C. Metro Calling Plan Toll Discounts
Metro Calling Plan provides for special pricing for calls between selected cities served by US LEC. All US LEC Option 1 customers will receive Metro Calling Plan discounts.

Metro Calling Plan – City Availability
Louisville

1.	Minimum Usage:	$100 (Customer's total monthly usage from all services)		
	Term	1 Year	2 Years	3 Years
	Percent Discount:	0.00%	10.00%	20.00%
2.	Minimum Usage:	$500 (Customer's total monthly usage from all services)		
	Term	1 Year	2 Years	3 Years
	Percent discount	34.00%	36.00%	40.00%

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SECTION 5 - MESSAGE TELECOMMUNICATIONS SERVICE

5.2 Rates (continued)

a. PROGRAM NAME: Option 1, continued

BILLING: 6 second minimum/6 second increments
Per minute rates will be prorated.

USAGE RATES (continued):

C. Metro Calling Plan Toll Discounts (continued):

3. Minimum Usage: $750 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent Discount:	43.00%	46.00%	47.00%

4. Minimum Usage: $1000 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent discount	46.00%	48.00%	50.00%

5. Minimum Usage: $2000 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent Discount:	65.00%	66.00%	67.00%

6. Minimum Usage: $5000 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent discount	67.00%	69.00%	70.00%

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SECTION 5 - MESSAGE TELECOMMUNICATIONS SERVICE

5.2 Rates (continued)

a. PROGRAM NAME: Option 1, continued

BILLING: 6 second minimum/6 second increments
Per minute rates will be prorated.

USAGE RATES (continued):

C. Metro Calling Plan Toll Discounts (continued):

7. Minimum Usage: $7500 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent Discount:	69.00%	70.00%	71.00%

8. Minimum Usage: $10000 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent discount	70.00%	71.00%	72.00%

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SECTION 5 - MESSAGE TELECOMMUNICATIONS SERVICE

5.2 Rates (continued)

a. PROGRAM NAME: Option 1, continued

BILLING: 6 second minimum/6 second increments
Per minute rates will be prorated.

USAGE RATES (continued):

D. IntraLATA Toll Calling
Note: Free Local Calling Areas Override Calling Bands

1. IntraLATA Calling Bands

Band 1	Band 2	Band 3
0-10 miles	11-16 miles	17-22 miles
Band 4	**Band 5**	**Band 6**
23-30 miles	31-40 miles	41+ miles

2. Standard Plan Rates
Note: Metro = Metro Calling Plan Toll Discounts
(see above Option 1 Section C)

Band 1	Band 2	Band 3
Free	Metro	Metro
Band 4	**Band 5**	**Band 6**
Metro	Metro	Metro

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SECTION 5 - MESSAGE TELECOMMUNICATIONS SERVICE

5.2 Rates (continued)

b. PROGRAM NAME: Option 2 (Non-Committal Rate)
Option 2 Service is a one-way, dial in-dial out multipoint service allowing customers to originate and terminate calls via US LEC provided local business telephone lines. Option 2 requires no minimum usage and no minimum term.

BILLING: 6 second minimum/6 second increments
Per minute rates will be prorated.

USAGE RATES:

A. Domestic InterLATA Base Rate Per Minute $0.25

B. IntraLATA Toll Calling
Note: Free Local Calling Areas Override Calling Bands

1. IntaLATA Calling Bands

Band 1	Band 2	Band 3
0-10 miles	11-16 miles	17-22 miles
Band 4	**Band 5**	**Band 6**
23-30 miles	31-40 miles	41+ miles

2. Standard Plan Rates

Band 1	Band 2	Band 3
Free	$0.25	$0.25
Band 4	**Band 5**	**Band 6**
$0.25	$0.25	$0.25

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SECTION 5 - MESSAGE TELECOMMUNICATIONS SERVICE

5.2 Rates (continued)

c. Advantage Calling Plan

Per Minute Rates

Commitment Levels	Non-Advantage Area		Advantage Area	
	Dedicated	Switched	Dedicated	Switched
$500	$0.08	$0.11(R)	$0.06	$0.11(I)
$750	$0.08	$0.11(R)	$0.06	$0.11(I)
$1,000	$0.08	$0.11(R)	$0.06	$0.11(I)
$2,500	$0.08	$0.11(R)	$0.06	$0.11(I)
$3,500	$0.06	$0.0925(R)	$0.05	$0.0925(I)
$5,000	$0.06	$0.0925(R)	$0.05	$0.0925(I)
$7,500	$0.06	$0.0925(R)	$0.05	$0.0925(I)
$10,000	$0.06	$0.0925(R)	$0.05	$0.0925(I)
$20,000	$0.06	$0.0925(R)	$0.05	$0.0925(I)

Non-Local IntraLATA Dedicated Toll Rates				
Commitment Levels	Per Minute			
$500	$0.05			
$750	$0.05			
$1,000	$0.05			
$2,500	$0.05			
$3,500	$0.04			
$5,000	$0.04			
$7,500	$0.04			
$10,000	$0.04			
$20,000	$0.04			

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Morrocroft III
6801 Morrison Blvd.
Charlotte, North Carolina 28211

SECTION 5 - MESSAGE TELECOMMUNICATIONS SERVICE

5.2 Rates (continued) N

e. Switched Long Distance

US LEC Switched Long Distance service offers smaller single and multi-line business customers the ability to select US LEC as their Presubscribed Interexchange Carrier for the completion of calls from specified locations. Switched Long Distance can be used in conjunction with other US LEC toll products or as a stand-alone offering. Switched Long Distance is available throughout the entire US LEC service area. However, Switched Long Distance will not be available from payphones, cellular phones or from presubscribed CLEC lines. Locations where Switched Long Distance service is offered will be billed on the basis of a minimum billing increment of 30 seconds, with 6 second increments thereafter.

Calls to All Areas	$0.10 per minute

A Presubscribed Interexchange Carrier Charge (PICC) is required for any and all locations as follows.

	Per Line
Multi-line Business	$4.25
Centrex Lines	$2.00

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Morrocroft III
6801 Morrison Blvd.
Charlotte, North Carolina 28211

SECTION 6 - 800 SERVICE

6.1 Description

800 Service is an inbound-only service in which callers located within the State may place toll-free calls to a telephone in the 800/888/877 area codes assigned to the Customer.

6.2 Rates

c. PROGRAM NAME: Option 3 (Toll Free Service)
Option 3 is an inbound-only service in which callers located within the State may place toll-free calls to a telephone in the 800/888/877 area codes assigned to the Customer. Option 3 is only available to customers who subscribe to Local Service with US LEC.

BILLING: 6 second minimum/6 second increments

USAGE RATES:

A. Domestic Base Rate Per Minute $0.15

B. Domestic Toll Free Discounts

1. Minimum Usage: $100 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent Discount:	0.00%	10.00%	20.00%

2. Minimum Usage: $500 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent Discount:	10.00%	20.00%	25.00%

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Charlotte, North Carolina 28202

SECTION 6 - 800 SERVICE

6.2 Rates (continued)

c. PROGRAM NAME: Option 3

BILLING: 6 second minimum/6 second increments

USAGE RATES (continued):

B. Domestic Toll Free Discounts (continued)

3. Minimum Usage: $750 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent Discount:	20.00%	25.00%	30.00%

4. Minimum Usage: $1000 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent Discount:	25.00%	30.00%	34.00%

5. Minimum Usage: $2000 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent Discount:	30.00%	34.00%	36.00%

6. Minimum Usage: $5000 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent Discount:	34.00%	36.00%	37.00%

7. Minimum Usage: $7500 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent Discount:	36.00%	37.00%	38.00%

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SECTION 6 - 800 SERVICE

6.2 Rates (continued)

c. PROGRAM NAME: Option 3, continued

BILLING: 6 second minimum/6 second increments

USAGE RATES (continued):

B. Domestic Toll Free Discounts (continued)

8. Minimum Usage: $10000 (Customer's total monthly usage from all services)

Term	1 Year	2 Years	3 Years
Percent Discount:	37.00%	38.00%	39.00%

d. PROGRAM NAME Switched 800 N

Switched 800 service is an inbound only service in which callers located within the State may place toll-free calls to a telephone in the toll free area codes assigned to the Customer. Switched 800 service is only available to customers who subscribe to Local Service with US LEC. Locations where Switched Long Distance service is offered will be billed on the basis of a minimum billing increment of 30 seconds, with 6 second increments thereafter.

Calls to All Areas $0.10 per minute

Switched 800 service subscribers will also be subject to a monthly recurring charge for each location subscribed.

Monthly Recurring per Location $20.00 N

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Morrocroft III
6801 Morrison Boulevard
Charlotte, North Carolina 28211

SECTION 6 - 800 SERVICE

6.2 Rates (continued)

e. PROGRAM NAME Flat Rate Toll Free N

The Flat Rate Toll Free plan is an inbound service which allows customers in all markets to receive interstate toll calls at the rates described below. This plan has no monthly recurring charge, and the customer must meet only the $500 monthly billing minimum for all combined services. The Flat Rate Toll Free plan may also be used in conjunction with other calling plans. Customers must have US LEC selected as their Primary Interexchange Carrier (PIC) in order for US LEC to be able to properly rate the calls.

FLAT RATE INTRASTATE TOLL-FREE RATES

	1 YEAR TERM	2 YEAR TERM	3 YEAR TERM
$500	$0.0700	$0.0650	$0.0600
$750	$0.0700	$0.0650	$0.0600
$1,000	$0.0600	$0.0550	$0.0500
$2,000	$0.0600	$0.0550	$0.0500
$3,500	$0.0550	$0.0500	$0.0500
$5,000	$0.0500	$0.0500	$0.0500
$7,500	$0.0500	$0.0500	$0.0500
$10,000	$0.0500	$0.0500	$0.0500
$20,000	$0.0500	$0.0500	$0.0500
$30,000	$0.0500	$0.0500	$0.0500
$40,000	$0.0500	$0.0500	$0.0500
$50,000	$0.0500	$0.0500	$0.0500

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Morrocroft III
6801 Morrison Boulevard
Charlotte, North Carolina 28211

SECTION 7 - OTHER SERVICE ARRANGEMENTS

RESERVED FOR FUTURE USE

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SECTION 8 - MISCELLANEOUS SERVICES

8.1 Operator Services

8.1.1 Description

Operator Handled Calling Services are provided to Customers and Users of Company-provided Network Services, and to Customers and Users of exchange access lines which the Customer has pre-subscribed to the Company's Pre-Subscribed MTS.

8.1.2 Definitions

Person-to-Person: Calls completed with the assistance of a Company operator to a particular person, station, department, or PBX extension specified by the calling party. Charges may be billed to the Customer's commercial credit card and/or LEC calling card, calling station, called station, or a designated third-party station. Calls may be dialed with or without the assistance of a Company operator.

Collect Call: Calls completed with the assistance of a Company Operator for which charges are billed -- not to the originating telephone number, but to the destination or terminating number.

Operator Dialed Charge: The end user places the call without dialing the destination number, although the capability to do it himself exists. The end user will dial "0" for local calls and "00" for long distance calls and then requests the operator to dial the called station.

Billed to Non-Proprietary Calling Card: Refers to calls that are dialed by the customer in accordance with standard dialing instructions and billed to a non-proprietary calling card issued by another carrier.

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401 North Tryon Street, Suite 1000
Charlotte, North Carolina 28202

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SECTION 8 - MISCELLANEOUS SERVICES

8.1 Operator Services (Cont'd)

8.1.1 Rates

Local exchange, IntraLATA, and Long Distance calls may be placed on an Operator Assisted basis. For Operator Assisted calls to Busy Line Verification and Interrupt, or Directory Assistance, the surcharges specified in Section 8.2.3 and Section 8.3.2 will apply in addition to any applicable Operator charges.

In addition to usage charges at the Company's Option 2 (Non-Committal) rate, the following operator-assisted charges will apply:

	Per Call Charges
Person-to-Person	$4.90
Collect Calling	$2.25
Third Number Billing	$2.35
Operator Dialed Surcharge	$1.15
Calling Card	$0.80

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SECTION 8 - MISCELLANEOUS SERVICES

8.2 Busy Line Verify and Line Interrupt Service

8.2.1 Description

Upon request of a calling party the Company will verify a busy condition on a called line.

A) The operator will determine if the line is clear or in use and report to the calling party.

B) The operator will interrupt the call on the called line only if the calling party indicates an emergency and requests interruption.

8.2.2 Regulations

A) A charge will apply when:

1) The operator verifies that the line is busy with a call in progress.

2) The operator verifies that the line is available for incoming calls.

3) The operator verifies that the called number is busy with a call in progress and the customer requests interruption. The operator will then interrupt the call, advising the called party the name of the calling party. One charge will apply for both verification and interruption.

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SECTION 8 - MISCELLANEOUS SERVICES

8.2 Busy Line Verify and Line Interrupt Service (cont'd.)

8.2.2 Regulations (cont'd.)

B) No charge will apply:

1) When the calling party advises that the call is to or from an official public emergency agency.

2) Under conditions other than those specified in 8.2.2(a) preceding.

C) Busy Verification and Interrupt Service is furnished where and to the extent that facilities permit.

D) The Customer shall identify and save the Company harmless against all claims that may arise from either party to the interrupted call or any person.

8.2.3 Rates

Busy Line Verify Service (each request)	$0.95
Busy Line Verify and Busy Line Interrupt Service (each request)	$1.40

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SECTION 8 - MISCELLANEOUS SERVICES

8.3 Directory Assistance

8.3.1 Description

A Customer may obtain Directory Assistance in determining telephone numbers within the State of Kentucky by calling the Directory Assistance operator.

8.3.2 Rates

A) Directory Assistance charges apply for all requests for which the Company's facilities are used. Each number requested is charged as shown below. Requests for information other than telephone numbers will be charged the same rate as shown for the applicable request for telephone numbers.

Per Number Requested	$0.85 (intraLATA)	I
	$0.85 (interLATA)	I

B) A credit will be given for calls to Directory Assistance when:

- the Customer experiences poor transmission or is cut-off during the call,
- the Customer is given an incorrect telephone number, or
- the Customer inadvertently misdials an incorrect Directory Assistance NPA.

To receive a credit, the customer must notify the Company operator or Business Office of the problem experienced.

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Issued by: Jeremiah Needham Regulatory Affairs Manager
Morrocroft III
6801 Morrison Boulevard
Charlotte, North Carolina 28211

SECTION 8 - MISCELLANEOUS SERVICES

8.4 Service Implementation

8.4.1 Description

Absent a promotional offering, service implementation charges will apply to new service orders or to orders to change existing service.

8.4.2 Rates

	Non-Recurring
Per Service Order	$25.00

8.5 Restoration of Service

8.5.1 Description

A restoral charge applies to the re-establishment of service and facilities suspended because of nonpayment of bills and is payable at the time that the re-establishment of the service and facilities suspended is arranged for.

8.5.2 Rates

	Non-Recurring
Per Occasion	$25.00

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SECTION 8 - MISCELLANEOUS SERVICES

8.6 Payphone Surcharge

8.6.1 Description

US LEC charges a surcharge for calls originating from any payphone used to access the US LEC network. The charge is in addition to standard tariffed usage charges and surcharges.

8.6.2 Rates

Per call	$0.50	I

8.7 US LEC Calling Card (Post Paid)

8.7.1 Description

Post Paid Calling Cards provide Customers the ability to complete telephone calls from any touch tone phone while directing billing for such calls to their US LEC account. The US LEC Calling Card is a proprietary, 800 number based, calling card product. A distinctive 800/888/877 number, unique to US LEC, is provided upon a unique physical card. Usage will be billed by US LEC to the Customer's US LEC account, broken out by individual user card number.

8.7.2 Rates

Per minute	$0.19

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SECTION 9 - SPECIAL ARRANGEMENTS

9.1 Special Construction

9.1.1 Basis for Charges

Where the Company furnishes a facility or service for which a rate or charge is not specified in the Company's tariffs, charges will be based on the costs incurred by the Company and may include:

A) non-recurring type charges;

B) recurring type charges;

C) termination liabilities; or

D) combinations thereof.

9.1.2 Basis for Cost Computation

The costs referred to in 9.1.1 preceding may include one or more of the following items to the extent they are applicable:

A) cost installed of the facilities to be provided including estimated costs for the rearrangements of existing facilities. Cost installed includes the cost of:

1) equipment and materials provided or used,
2) engineering, labor and supervision,
3) transportation, and
4) rights of way;

B) cost of maintenance;

C) depreciation on the estimated cost installed of any facilities provided, based on the anticipated useful service life of the facilities with an appropriate allowance for the estimated net salvage;

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Charlotte, North Carolina 28202

SECTION 9 - SPECIAL ARRANGEMENTS

9.1 Special Construction (Cont'd.)

9.1.2 Basis for Computation (Cont'd.)

D) administration, taxes and uncollectible revenue on the basis of reasonable average costs for these items;

E) license preparation, processing and related fees;

F) tariff preparation, processing and related fees;

G) any other identifiable costs related to the facilities provided; or

H) an amount for return and contingencies.

9.1.3 Termination Liability

To the extent that there is no other requirement for use by the Company, a termination liability may apply for facilities specially constructed at the request of the customer.

A) The termination liability period is the estimated service live of the facilities provided.

B) Unless previously paid pursuant to 9.1.1 and 9.1.2, the amount of the maximum termination liability is equal to the estimated amounts for:

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Charlotte, North Carolina 28202

SECTION 9 - SPECIAL ARRANGEMENTS

9.1 Special Construction (Cont'd.)

9.1.3 Termination Liability (Cont'd)

B) (Cont'd.)

1) Cost installed of the facilities provided including estimated costs for rearrangements of existing facilities and/or construction of new facilities as appropriate, less net salvage. Cost installed includes the cost of:

(a) equipment and materials provided or used,
(b) engineering, labor and supervision,
(c) transportation, and
(d) rights of way;

2) license preparation, processing, and related fees;
3) tariff preparation, processing, and related fees;
4) cost of removal and restoration, where appropriate; and
5) any other identifiable costs related to the specially constructed or rearranged facilities.

C) The applicable termination liability method for calculating the unpaid balance of a term obligation. The amount of such charge is obtained by multiplying the sum of the amounts determined as set forth in Section 9.1.3(B) preceding by a factor related to the unexpired period of liability and the discount rate for return and contingencies. The amount determined in section 9.1.3(B) preceding shall be adjusted to reflect the redetermined estimate net salvage, including any reuse of the facilities provided. This product is adjusted to reflect applicable taxes.

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Charlotte, North Carolina 28202

SECTION 9 - SPECIAL ARRANGEMENTS

9.2 Individual Case Basis (ICB) Arrangements

Arrangements will be developed on a case-by-case basis in response to a bona fide request from a Customer or prospective Customer to develop a competitive bid for a service offered under this tariff. Rates quoted in response to such competitive requests may be different than those specified for such services in this tariff. ICB rates will be offered to the Customer in writing and on a non-discriminatory basis.

9.3 Temporary Promotional Programs

The Company may establish temporary promotional programs wherein it may waive or reduce non-recurring or recurring charges, to introduce present or potential Customers to a service not previously received by the Customers.

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SECRETARY OF THE COMMISSION

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Transamerica Square
401 North Tryon Street, Suite 1000
Charlotte, North Carolina 28202