# **INTRASTATE ACCESS SERVICE**

# **KENTUCKY TARIFF NO. 2**

e-Tel, LLC

PUBLIC SERVICE COMMISSION OF KENTUCKY

This tariff, filed with the Kentucky Public Service Commission, contains the terms, rates, and conditions applicable to intrastate access services offered by e-Tel, LLC within the state of Kentucky.

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BY Stephano Bus

Issue Date: 3-13-02

# **CHECK SHEET**

All sheet of this tariff are effective as of the date shown at the bottom of the respective sheet(s). Original and revised sheets as named below comprise all changes from the original tariff and are currently in effect as of the date on the bottom of this sheet.

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BY SHOPAN BULL
SECRETARY OF THE COMMISSION

Effective Date:

Issue Date: 3-13-02

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BY Stephand Bull SECRETARY OF THE COMMISSION

Effective Date:

Issue Date: 3-13-02

# 1. APPLICATION OF TARIFF

# 1.1 Application

This Tariff sets forth the service offerings rates, terms, and conditions applicable to the furnishing of intrastate access services by e-Tel, LLC, Inc. (hereinafter "the COMPANY") to Customers within the United States.

The rates, rules, terms, and conditions herein apply to intrastate access services provided throughout the state where facilities and operating conditions permit the furnishing of such services.

The rates and rules contained herein are subject to change pursuant to the rules and regulations of the Kentucky Public Service Commission.

Issue Date: 3-13-02

Issued by: Renee Hayden Project Manager 607 Broadway Paducah, KY 42001 (270) 441-7799

# 2.1 Undertaking of the COMPANY

- 2.1.1 The COMPANY (e-Tel, LLC) installs, operates, and maintains the communications services provided herein in accordance with the terms and conditions set forth under this tariff. The COMPANY may act as the Customer's agent for ordering access connection facilities provided by other carriers or entities as required by Commission's rules and orders, when authorized by the Customer to allow connection of a Customer's location to the COMPANY's network. The Customer shall be responsible for all charges due for such service arrangement.
- 2.1.2 The COMPANY does not undertake to transmit messages under this tariff. The COMPANY shall be responsible only for the installation, operation, and maintenance of the services it provides.

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#### 2.2 Limitations On Service

- **2.2.1** Service is offered subject to the availability of the necessary facilities and equipment, and subject to the provisions of this tariff.
- **2.2.2** The COMPANY reserves the right to discontinue or limit service when necessitated by conditions beyond its control.
- **2.2.3** The COMPANY's services may be denied for nonpayment of charges, or when the Customer is using the service in violation of the law or provisions of this tariff.
- **2.2.4** Service to any or all Customers may be temporarily interrupted or curtailed due to equipment modifications, upgrades, relocations, repairs and similar activities necessary for proper or improved operations.
- **2.2. 5** The COMPANY reserves the right to discontinue service, limit service, or to impose requirements as required to meet changing regulatory or statutory rules and standards, or when such rules and standards have an adverse material affect on the business or economic feasibility of providing service, as determined by the COMPANY in its reasonable judgement.

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# 2.3 Liabilities

- **2.3.1** The COMPANY's liability for damages arising out of mistakes, interruptions, omissions, delays, errors, or defects in transmission which occur in the course of furnishing service or facilities, in no event shall exceed an amount equivalent to the proportional; charge to the Customer for the period during which the faults in transmission occur.
- **2.3.2** In no event will the COMPANY be responsible for consequential damages or lost profits suffered by Customer as a result of interrupted or unsatisfactory service. The COMPANY will not be liable for claims or damages resulting from or caused by: (i) Customer's fault, negligence or failure to perform Customer's responsibilities; (ii) claims against Customer by any other party; (iii) any act or omission of any other party; or (iv) equipment or service furnished by a third party.
- 2.3.3 The COMPANY does not guarantee or make any warranty with respect to any equipment provided by it or leased by it on behalf of the Customer where such equipment is used in locations containing an atmosphere which is explosive, prone to fire, dangerous or otherwise unsuitable for such equipment. Customer shall indemnify and hold the COMPANY harmless from any and all loss, claims, demands, suits or other actions, or any liabilities whatsoever, whether suffered, made, instituted or asserted by Customer or by any other party or persons, for any personal injury or death of any person or persons, and for any loss, damage, or destruction of any property, whether owned by Customer or others, caused or claimed to have been caused directly or indirectly by the installation,
- 2.3.4 The COMPANY is not liable for any defacement of or damage to the Customer's premises resulting from the furnishing of Services or the attachment of equipment, instruments, apparatus, and associated wiring furnished by the COMPANY on such Customer's premises or by the installation or removal thereof, when such defacement or damage is not the result of the COMPANSE PROBLEM OF KENTUCKY EFFECTIVE

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# 2.3 Liabilities (con't).

- 2.3.5 The COMPANY shall use reasonable efforts to make services available by the estimated service date. The COMPANY shall not be liable for any damages whatsoever resulting from delays in meeting the estimated service date due to delays resulting from normal installation procedures. Such delays shall include, but not be limited to, delay in obtaining necessary regulatory approvals for construction, delays in obtaining right-of-way approvals, delays in actual construction work being done by vendor(s) and any delays due to any LEC where the COMPANY is relying solely upon such LEC to meet such estimated due date which is beyond the COMPANY's control.
- **2.3.6** With respect to the services, materials and equipment provided hereunder, the COMPANY makes no promises, agreements, understandings, representations or warranties, expressed or implied, and hereby expressly disclaims all warranties, expressed or implied, not stated in this Tariff, and in particular disclaims all warranties of merchantability and fitness for a particular purpose.
- 2.3.7 The COMPANY and the Customer shall be excused from performance under this Tariff and under the application for service for each period, and to the extent that one party is prevented from performing any service pursuant hereto, in whole or in part, as a result of delays caused by the other party or an Act of God, governmental agency, war, civil disturbance, court order, lockouts, or work stoppages or other labor difficulties, third party nonperformance (including the failure of performance for reasons beyond the control of common carriers, interexchange carriers, local exchange carriers, suppliers and subcontractors), or other cause beyond its reasonable control, including failures or fluctuations in electrical equipment, and such nonperformance shall not be deemed a violation of the Tariff or of the application for service or grounds for termination of service.
- 2.3.8 Both parties retain all right of recourse against any third parties for any failure, which may create a force majeure condition for the other COMMISSION OF KENTUCKY
- **2.3.9** The COMPANY is not liable for any damages Customer may incur as a result of the unauthorized use of its telephone facilities.

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# 2.4 Payment of Rates and Charges

The Customer is responsible for payment of all charges for services furnished; including charges for services originated, or charges accepted, at their service locations. This Customer responsibility also includes charges associated with the fraudulent use of facilities and services by the Customer or any end user of the Customer.

# 2.5 Deposits

The COMPANY may require Customers to make a deposit prior to providing service. Interest shall accrue on all deposits at the rate prescribed by law, beginning on the date of deposits.

# 2.6 Payment Dates

Bills are due 30 days after the bill date or by the next bill date (i.e., same date as the bill date in the following month), whichever occurs first, and are payable in immediately available funds. If such payment date would cause payment to be due on a Saturday, Sunday or Legal Holiday, payment for such bills will be due from the Customer as follows:

- A) If the payment date falls on a Sunday or on a Legal Holiday, which is observed on a Monday, the payment date shall be the first non-Holiday day following such Sunday or Legal Holiday.
- B) If the payment date falls on a Saturday or on a Legal Holiday that is observed on Tuesday, Wednesday, Thursday or Friday, the payment date shall be the last non-Holiday day preceding such Saturday or Legal Holiday.

Bills are considered past due on the first day after the payment due date.

If the Customer does not receive a bill at least 20 days prior to the payment due date, then the bill shall be considered delayed. When the bill has been delayed, upon request of the Customer the due date will be extended by the number of days the bill was delayed. Such request of the Customer must be accompanied with proof of late bill receipt.

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# 2.7 Late Payment Charges

If the entire amount billed, exclusive of any amount disputed by the Customer, is received by the COMPANY after the payment date or if any portion of the payment is received by the COMPANY in funds which are not immediately available to the COMPANY, then a late payment charge will apply to the unpaid balance; exclusive of any previous late payment charges.

The late payment penalty shall be the portion of the payment not received by the payment due date times a late factor. The late factor shall be the lesser of:

- (1) The highest finance charge (in decimal value) which may be levied by law for commercial transactions or public utilities, compounded daily for the number of days from the first date to and including the last date of the period involved, or
- (2) 0.000590 per day, compounded daily for the number of days from the first date to and including the last date of the period involved.

#### 2.8 COMPANY Contact Information

The COMPANY's Customer service representatives for billing and service inquiries may be reached toll-free, *at* (877) 592-3393. Customers wishing to communicate in writing may send correspondence to:

Renee Hayden e-Tel, LLC 607 Broadway Paducah, KY 42001

#### 2.9 Taxes

Customer shall pay all local, state, and Federal taxes, charges, or surcharges, however designated, imposed on or based upon the provision, sale, or use of the Access Services specified in this tariff. Such taxes and/or surcharges shall be represented to the invoice.

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# 2.10 Claims and Disputes

In the event that a billing dispute occurs concerning any charges billed to the Customer by the COMPANY, the Customer must submit a documented claim describing the dispute and the disputed amount. The Customer will submit all documentation as may reasonably be required to support the claim. All claims must be submitted to the COMPANY within a 120 days of receipt of the billing for those services. If Customer does not submit a claim within the 120 days time period, the Customer waives all rights to filing a claim thereafter.

#### 2.11 Cancellation of Service

Service will continue to be provided until cancelled by the Customer, in writing, or until cancelled by the COMPANY. The COMPANY may render bills subsequent to the termination of service for charges incurred before termination.

- A) <u>Cancellation by the Customer</u> The Customer may have service discontinued upon written notice to the COMPANY. The Customer shall be responsible for payment of charges incurred up to the date specified by the Customer or the COMPANY, which ever is later, receives the date written notification.
- B) <u>Cancellation by the COMPANY</u> The COMPANY may, by giving written notice to the Customer, discontinue service for non-payment of balances due that are more than 30 days pass the due date. Checks or drafts returned unpaid, for any reasons, will be treated as a non-payment of the balance due.

#### 2.12 Meet Point Billing

Meet Point Billing applies when more than one Exchange Telephone Company provides an access service. Each Telephone Company jointly providing the access service will receive an order, or a copy of the order, from the Customer arranging to provide the service. For usage rated access services, the access minutes of the service will generally determine use. Where the recording company is not the EBILL Rendering Company, the recording company will provide detailed usage records to the Bill Rendering Company to develop the access minutes.

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#### 2.13 **Meet Point Billing Option**

The COMPANY accepts and adheres to the Multiple Bill/Multiple Tariff of the Order and Billing Forum's Exchange Carrier Access Billing (MECAB) and Multiple Exchange Carrier Ordering and Design (MECOD) guidelines. Each Exchange Telephone Company providing service to the Customer will render separate bills.

#### 2.14 Customer Notification

Each Exchange Telephone Company must provide meet point billing notification to the Customer(s), in writing, when new service is ordered or thirty days prior to changing an existing meet point arrangement. The notification should include the following:

- (A) Meet Point Billing Option that will be used,
- (B) Telephone Company(s) that will render the bill(s),
- (C) Telephone Company(s) to whom payment(s) should be remitted and.
- (D) Telephone Company(s) that will provide the bill inquiry function.

In the event that the Exchange Telephone Companies involved agrees to change from one billing arrangement to another, the Customer will be notified at least 30 days prior to the effective date of such change.

#### 2.15 **Jurisdictional Reports and Certification Requirements**

For Switched Access Service, the COMPANY cannot in all cases determine the jurisdictional nature of Customer traffic and its related access minutes. In such cases the Customer may be called upon to provide a projected estimate of its traffic, split between the interstate and intrastate jurisdictions. The following regulations govern such estimates, their reporting by the Customer and cases where the COMPANY will develop jurisdictional percentages.

# 2.16 Percent Intrastate Usage (PIU)

The Customer shall report the percentage of intrastate use (PIU) with the original access order and such report will be used for billing purposes until the Customer reports a different projected intrastate percentage for an in-service end office of the local projected intrastate percentage for an in-service end office of the local projected intrastate percentage for an in-service end office of the local projected intrastate percentage for an in-service end office of the local projected intrastate percentage for an in-service end office of the local projected intrastate percentage for an in-service end office of the local projected intrastate percentage for an in-service end office of the local projected intrastate percentage for an in-service end office of the local projected intrastate percentage for an in-service end office of the local projected intrastate percentage for an in-service end office of the local projected intrastate percentage for an in-service end office of the local projected intrastate percentage for an in-service end office of the local projected intrastate percentage for an in-service end office of the local projected intrastate percentage for an in-service end of the local projected intrastate percentage for an in-service end of the local projected intrastate percentage for an in-service end of the local projected intrastate percentage for an in-service end of the local projected intrastate percentage for an in-service end of the local projected intrastate percentage for an in-service end of the local projected intrastate percentage for an in-service end of the local projected intrastate percentage for an in-service end of the local projected intrastate end of the local projected intrastate end of the local percentage end OF KENTUCKY

Effective on the first of January, April, July and October of each year the Customer shall update the interstate and intrastate jurisdictional report. The Customer shall forward to

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Paducah, KY 42001 (270) 441-7799

BY Stephano

SECRETARY OF THE COMMISSION

# 2.16 Percent Intrastate Usage (PIU) – (con't)

the COMPANY, to be received no later than fifteen (15) days after the first of each such month, a revised report showing the interstate and intrastate percentage of use for the past three months ending the last day of December, March, June and September, respectively, for each service arranged for intrastate use. The revised report will serve as the basis for future billing and will be effective on the next bill date. No prorating or back billing will be done based on the report. If the Customer does not supply the reports, the COMPANY will assume the percentages to be the same as those provided in the original order or the last quarterly report.

# 2.17 Percent Common Line Usage (PCL)

Carrier Common Line rates are applied to minutes based upon whether the minutes are classified as originating or terminating. Originating calling permits the delivery of calls from Telephone Exchange Service locations to the Customer's premises. Terminating calling permits the delivery of calls from the Customer's point of presence to Telephone Exchange Service Locations.

Originating rates apply to originating access minutes of use (excluding those to which terminating rates apply) and originating 700, 800, and 900 access minutes of use which are reported as minutes that terminate over a Switched Access Service that is assessed terminating Carrier Common Line Charges. Such originating minutes must be reported as specified in the Percent Common Line Report.

Terminating rates apply to terminating access minutes of use and originating 700, 800, and 900 access minutes of use for calls on which Carrier Common Line Charges are not billed on the terminating end.

#### 2.18 Percent Common Line Report

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Customers must provide the COMPANY with a Percent Common Line (PCL) Report for originating intrastate 700, 800, and 900 traffic to identify the percentage of common line terminated traffic. When the Customer makes this report available to the COMPANY in advance of billing, these minutes of use will be charged on the REPROJECTIVE

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The PCL report will identify the percentage of common line terminated traffic (i.e., minutes that terminate in a Switched Access Service that is assessed Garrier Common

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SECRETARY OF THE COMMISSION

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Renee Hayden
Project Manager
607 Broadway
Paducah, KY 4200

Paducah, KY 42001 (270) 441-7799

# 2.18 Percent Common Line Report (con't)

Line), by originating 700, 800, and 900 access minutes for each LATA from which the Customer originates 700, 800, and 900 traffic.

The PIUs described above are applied to usage rated Carrier Common Line, Local Switching, Tandem Switched Transport and Transport Interconnection charges.

The Customer will be required to update the PCL report effective on the first of January, April, July and October of each year. The revised PCL report will provide the common line terminated percentage of use for the most recent three months for which data is available. The revised PCL report must be received no later than 15 business days after the first of each month specified above.

When a Customer does not supply a quarterly updated PCL report, the COMPANY will assume the percentages to be the same as those provided in the last quarterly report. If the initial PCL is not received from the Customer, the COMPANY will apply the terminating Carrier Common Line Charge rate to all originating 700, 800, and 900 access minutes.

If a billing dispute arises concerning the PCL report, the COMPANY may request the Customer to provide the data the Customer used to develop the report. The Customer shall supply the data within 30 days of the COMPANY's request.

The quarterly PCL revision will serve as the basis for the next three month's billing and will be effective on the bill date for that service. When the Customer makes this report available in advance of billing, these minutes will be charged on the current bill as originating minutes of use. No prorating or backbilling will be done based on the PCL.

If a billing dispute arises for Switched Access concerning the projected intrastate percentage, the COMPANY may ask the Customer to provide the data the Customer uses to determine the projected intrastate percentage. The COMPANY will not request such data more than once a year. The Customer shall supply the data within thirty (30) days of the COMPANY request.

#### 2.19 Minimum Period of Service

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The minimum period for which Access Service is provided and for which charges are applicable is one month.

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#### 2.20 DEFINITIONS

Certain terms used herein and in N.E.C.A. F.C.C Tariff No. 5 are defined as follows:

#### Access Code

The term "Access Code", with the exception of Feature Group B (FGB) with an Abbreviated Dial Arrangement (ADA), denotes a uniform access code assigned by the Telephone Company to an individual Customer in the form 101XXXX and 950-XXXX.

#### Access Minutes

For the purpose of calculating chargeable usage, the term "Access Minutes" denotes Customer usage of exchange facilities in the provision of intrastate or foreign service. On the originating end of an intrastate or foreign call, usage is measured from the time the originating end user's call is delivered by the Telephone Company to and acknowledged as received by the Customer's facilities connected with the originating exchange. On the terminating end of an intrastate or foreign call, usage is measured from the time the call is received by the end user in the terminating exchange. Timing of usage at both originating and terminating ends of an intrastate or foreign call shall terminate when the calling or called party disconnects, whichever event is recognized first in the originating and

# **Answer/Disconnect Supervision**

The term "Answer/Disconnect Supervision" denotes the transmission of the switch trunk equipment supervisory signal (off-hook or on-hook) to the Customer's point of termination as an indication that the called party has answered or disconnected.

#### **Business Day**

The term "Business Day" denotes the times of day that a company is open for business. Generally, in the business community, these are 8:00 or 9:00 a.m. to 5:00 or 6:00 p.m., respectively, with an hour for lunch, Monday through Friday, resulting in a standard forty-(40) hour work week. However, Business Day hours for the Telephone Company may vary based on company policy, union contract and location.

#### **Busy Hour Minutes of Capacity (BHMC)**

The term "Busy Hour Minutes of Capacity (BHMC)" denotes the Customer specified maximum amount of Switched Access Service and/or Directory Assistance Service access minutes the Customer expects to be handled in an end office satisfying any hour in an 8:00 a.m. to 11:00 p.m. period for the Feature Group and/or Directory Assistance Service ordered. This Customer specified BHMC quantity is the input data the Telephone Company uses to determine the number of transmission paths for the Feature Group and/or Directory Assistance Service ordered.

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# 2.20 DEFINITIONS (con't)

# Call

The term "Call" denotes a Customer attempt for which complete address information (e.g., 0-, 911, or 10 digits) is provided to the serving dial tone office.

# Carrier Identification Code (CIC)

The term "Carrier Identification Code (CIC)" denotes a numeric code assigned by the North American Numbering Plan (NANP) Administrator for the provisioning of Feature Group B or Feature Group D Switched Access Services. The numeric code is unique to each carrier and is used by the Telephone Company to route switched access traffic to the Customer Designated Premises.

#### CCS

The term "CCS" denotes a hundred call seconds, which is a standard unit of traffic load that is equal to 100 seconds of usage or capacity of a group of servers (e.g., trunks).

# **Central Office Prefix**

The term "Central Office Prefix" denotes the first three digits (NXX) of the seven-digit telephone number assigned to a Customer's Telephone Exchange Service when dialed on a local basis.

#### Channel

A communications path between two or more points of termination.

#### Channelize

The term "Channelize" denotes the process of multiplexing-demultiplexing wider bandwidth or higher speed channels into narrower bandwidth or lower speed channels.

# **Clear Channel Capability**

The term "Clear Channel Capability" denotes the ability to transport twenty-four 64 Kbps over a DS1 Mbps High Capacity service via a B8ZS line code format.

#### **Common Channel Signaling**

The term "Common Channel Signaling" (CCS) denotes a high speed packet switched communications network which is separate (out of band) from the public packet switched and usage networks. Its purpose is to carry addressed signaling usages for individual trunk circuits and/or database related services between Signaling Points in the CCS network.

#### **Common Line**

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The term "Common Line" denotes a line, trunk, pay telephone line or other facility provided under the general and/or local exchange service tariffs of the Telephone Company, terminated on a central office switch. A common line-residence is a line or trunk provided under the residence regulations of the general and/or local exchange

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Paducah, KY 42001 (270) 441-7799

#### 2.20 DEFINITIONS (con't)

service tariffs. A common line-business is a line provided under the business regulations of the general and/or local exchange service tariffs.

#### **Communications System**

The term "Communications System" denotes channels and other facilities that are capable of communications between terminal equipment provided by other than the Telephone Company.

#### Customer(s)

The term "Customer(s)" denotes any individual, partnership, association, joint-stock company, trust, corporation, or governmental entity or other entity which subscribes to the services offered under this tariff, including both Interexchange Carriers (ICs) and End Users.

#### **Customer Designated Premises**

The term "Customer Designated Premises" denotes the premises specified by the Customer for the provision of Access Service.

#### **Detail Billing**

The term "Detail Billing" denotes the listing of each usage and/or rate element for which charges to a Customer are due on a bill prepared by the Telephone Company.

#### **Direct-Trunked Transport**

The term "Direct-Trunked Transport" denotes transport from the serving wire center to the end office or from the serving wire center to the access tandem on circuits dedicated to the use of a single Customer.

# **Directory Assistance (Interstate)**

The term "Directory Assistance" denotes the provision of telephone numbers by a Telephone Company operator when the operator location is accessed by a Customer by dialing NPA + 555-1212 or 555-1212.

#### **End Office**

The term "End Office" denotes a local Telephone Company switching system where Telephone Exchange Service Customer station loops are terminated for purposes of interconnection to each other and to trunks. This term includes Remote Switching Modules/Systems served by a Host Central Office in a different wire center.

#### **End User**

The term "End User" means any Customer of a telecommunications service from some carrier; except that a carrier, other than a local telephone company, shall be deemed to be an "end user" when such carrier uses a telecommunications service for administrative purposes.

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#### 2.20 DEFINITIONS (con't)

#### **Enhanced Service**

The term "Enhanced Service", as defined in Part 64 of the FCC's Rules and Regulations, are services "...offered over common carrier transmission facilities used in interstate communications, which employ computer processing applications that act on the format, content, code, protocol or similar aspects of the subscriber's transmitted information; provide the subscriber additional, different, or restructured information; or involve subscriber interaction with stored information."

#### **Entrance Facility**

The term "Entrance Facility" denotes a Switched Access Service dedicated Local Transport facility between the Customer's serving wire center and the Customer designated premises.

# Exchange

The term "Exchange" denotes a unit generally smaller than a local access and transport area, established by the Telephone Company for the administration of communications service in a specified area which usually embraces a city, town or village and its environs. It consists of one or more central offices together with the associated facilities used in furnishing communications service within that area. The exchange includes any Extended Area Service area that is an enlargement of a Telephone Company's exchange area to include nearby exchanges. One or more designated exchanges comprise a given local access and transport area.

# First Point of Switching

The term "First Point of Switching" denotes the first Telephone Company or centralized equal access provider location at which switching occurs on the terminating path of a call proceeding from the Customer designated premises to the terminating end office and, at the same time, the last Telephone Company or centralized equal access provider location at which switching occurs on the originating path of a call proceeding from the originating end office to the Customer designated premises.

# **Host Central Office**

The term "Host Central Office" denotes an electronic local Telephone Company End Office where Telephone Exchange Service Customer station loops are Electronic total Service purposes of interconnection to each other and to trunks. Additionally, the Electronic End Office contains the central call processing functions, which service itself and its Remote Switching Modules/Systems.

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SECTION 9 (1)
BY SKONAMO BULL
SECRETARY OF THE COMMISSION

Issue Date: 3-13-02

Issued by: Renee Hayden Project Manager 607 Broadway Paducah, KY 42001 (270) 441-7799

# 2.20 DEFINITIONS (con't)

#### **Immediately Available Funds**

The term "Immediately Available Funds" denotes a corporate or personal check drawn on a bank account and funds which are available for use by the receiving party on the same day on which they are received and include U.S. Federal Reserve bank wire transfers, U.S. Federal Reserve notes (paper cash), U.S. coins, U.S. Postal Money Orders and New York Certificates of Deposit.

#### **Individual Case Basis**

The term "Individual Case Basis" denotes a condition in which the regulations (if applicable), rates, and charges for an offering under the provisions of this tariff are developed based on the circumstances in each case.

# Interexchange Carrier (IC) or Interexchange Common Carrier

The terms "Interexchange Carrier" (IC) or "Interexchange Common Carrier" denotes any individual, partnership, association, joint-stock company, trust, governmental entity or corporation engaged for hire in interstate or foreign communication by wire or radio between two or more exchanges.

# **Interstate Communications**

The term "Interstate Communications" denotes both interstate and foreign communications.

#### **Intrastate Communications**

The term "Intrastate Communications" denotes any communications within a state subject to oversight by a state regulatory commission as provided by the laws of the state involved.

#### Legal Holiday

The term "Legal Holiday" denotes days other than Saturday or Sunday for which the Telephone Company is normally closed. These include New Year's Day, Independence Day, Thanksgiving Day, Christmas Day and a day when Washington's Birthday, Memorial Day or Columbus Day is legally observed, and other locally observed holidays when the Telephone Company is closed.

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SETARY OF THE COMMISSION

Issue Date: 3-13-02

Issued by: Renee Hayden Project Manager 607 Broadway Paducah, KY 42001 (270) 441-7799

# 2.20 DEFINITIONS (con't)

# Local Access and Transport Area (LATA)

The term "Local Access and Transport Area" denotes a geographic area established for the provision and administration of communications service. It encompasses one or more designated exchanges, which are grouped to serve common social, economic and other purposes.

#### **Major Fraction Thereof**

The term "Major Fraction Thereof" denotes any period of time in excess of ½ of the stated amount of time. As an example, in considering a period of 24 hours, a major fraction thereof would be any period of time in excess of 12 hours exactly. Therefore, if a given service were interrupted for a period of thirty-six hours and fifteen minutes, the Customer would be given a credit allowance for two twenty-four hour periods for a total of forty-eight hours.

# Message

The term "Message" denotes a "call" as defined preceding.

# North American Numbering Plan

The term "North American Numbering Plan" denotes a three-digit area code (Numbering Plan Area - NPA) and a seven-digit telephone number made up of a three-digit Central Office prefix plus a four-digit station number.

#### Off-hook

The term "Off-hook" denotes the active condition of Switched Access or a Telephone Exchange Service line.

#### On-hook

The term "On-hook" denotes the idle condition of Switched Access or a Telephone Exchange Service line.

# **Originating Direction**

The term "Originating Direction" denotes the use of access service for the origination of calls from an End User Premises to an IC Premises.

# Payphone Service Provider

The term "Payphone Service Provider" denotes an entity that provides pay telephone service, which is the provision of public, semi-public or inmate pay telephone service.

#### Point of Termination

The term "Point of Termination" denotes the point of demarcation With FERVICE COMMISSION designated premise at which the Telephone Company's responsibility for the provision of Access Service ends.

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Effective Date HE COMMISSION

Issue Date: 3-13-02

# 2.20 DEFINITIONS (con't)

#### Service Access Code

The term "Service Access Code" denotes a 3-digit code in the NPA format which is used as the first three digits of a 10 digit address and which is assigned for special network uses. Whereas NPA codes are normally used for identifying specific geographical areas. certain Service Access Codes have been allocated in the North American Numbering Plan to identify generic services or to provide access capability. Examples of Service Access Codes include the 800 and 900 codes.

#### Service Switching Point (SSP)

The term "Service Switching Point" denotes an end office or tandem which, in addition to having SS7 and SP capabilities, is also equipped to guery centralized data bases.

# **Serving Wire Center**

The term "Serving Wire Center" denotes the wire center from which the Customer designated premises would normally obtain dial tone from the Telephone Company.

# Signaling Point (SP)

The term "Signaling Point (SP)" denotes an SS7 network interface element capable of originating and terminating SS7 trunk signaling usage.

# Signaling Point of Interface (SPOI)

The term "Signaling Point of Interface (SPOI)" denotes the Customer designated location where the SS7 signaling information is exchanged between the Telephone Company and the Customer.

#### Signaling System 7 (SS7)

The term "Signaling System 7 (SS7)" denotes the layered protocol used for standardized common channel signaling in the United States and Puerto Rico.

#### Signal Transfer Point (STP)

The term "Signal Transfer Point (STP)" denotes a packet switch which provides access to the Telephone Company's SS7 network and performs SS7 usage signal routing and screening.

#### Signal Transfer Point (STP) Port

The term "Signal Transfer Point (STP) Port" denotes the point of termination and interconnection to the STP.

#### **Tandem Switched Transport**

PUBLIC SERVICE COMMISSION The term "Tandem Switched Transport" denotes transport from the tandent towthe end office that is switched at a tandem.

#### **Terminating Direction**

The term "Terminating Direction" denotes the use of Access Service for the completion APR 202002 of calls from an IC premises to an End User Premises.

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Effective Date: CUMMION.

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Issue Date: 3-13-02

# 2.20 DEFINITIONS (con't)

#### Transmission Path

The term "Transmission Path" denotes a physical electrical path capable of transmitting signals within the range of the service offering

The term "Trunk" denotes a communications path connecting two switching systems in a network, used in the establishment of an end-to-end connection.

# Trunk Group

The term "Trunk Group" denotes a set of trunks which are traffic engineered as a unit for the establishment of connections between switching systems in which all of the communications paths are interchangeable.

#### **Trunk Side Connection**

The term "Trunk Side Connection" denotes the connection of a transmission path to the trunk side of a local exchange switching system.

# Two-Wire to Four-Wire Conversion

The term "Two-Wire to Four-Wire Conversion" denotes an arrangement, which converts a four-wire transmission path to a two-wire transmission path to allow a four-wire facility to terminate in a two-wire entity (e.g., a central office switch).

# V and H Coordinates Method

The term "V and H Coordinates Method" denotes a method of computing airline miles between two points by utilizing an established formula which is based on the vertical and horizontal coordinates of the two points.

#### **WATS Serving Office**

The term "WATS Serving Office" denotes a Telephone Company designated serving wire center where switching, screening and/or recording functions are performed in connection with the closed-end of WATS or WATS-type services.

# Wireless Switching Center

The term "Wireless Switching Center" (WSC) denotes a Wireless Service Provider (WSP) switching system that is used to terminate wireless stations for purposes of interconnection to each other and to trunks interfacing with the public switched network.

Wire Center

Wire Center PUBLIC SERVICE COMMISSION The term "Wire Center" denotes a building in which one or more central offices; used for EFFECTIVE the provision of Telephone Exchange Services, are located.

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Issue Date: 3-13-02

#### 3. SWITCHED ACCESS SERVICES

#### 3.1 Switched Access Service

Switched Access Service, which is available to Customers for their use in furnishing their services to end users, provides a two-point communications path between a Customer designated premise and an end user's premise. It provides for the use of common terminating, switching, and trunking facilities as well as the use of common subscriber plant of the Company. Switched Access Service provides for the ability to originate calls from an end user's premise to a Customer designated premise, and to terminate calls from a Customer designated premise to an end user's premise in the LATA where it is provided. The COMPANY will provide Feature Group D (FGD) Switched Access Service to Customers.

# 3.1.1 Description of Feature Group D (FGD)

FGD Access, which is available to all Customers, provides trunk side access to the COMPANY's end office switches. FGD is provided at the COMPANY designated end office switch(s) whether routed directly or via an Exchange Telephone Company designated electronic access tandem switches. The COMPANY will designate the first point(s) of switching for FGD services where the COMPANY elects to provide equal access through a centralized equal access arrangement. Those Exchange Telephone Company offices providing equal access through centralized arrangements are identified in NATIONAL EXCHANGE CARRIER ASSOCIATION, INC. TARIFF F.C.C. NO. 4. FGD is provided as trunk side switching through the use of end office or access tandem trunk equipment. The switch trunk equipment is provided with wink start start-pulsing signals and answer and disconnect supervisory signaling. FGD switching is provided with multifrequency address signaling or out of band SS7 signaling. multifrequency address signaling and SS7 signaling, up to 12 digits of the called party number dialed by the Customer's end user using dual tone multifrequency or dial pulse address signals will be provided by the COMPANY equipment to the Customer's premises where the Switched Access Service terminates. Such address signals will be subject to the ordinary transmission capabilities of the Local Transport provided. FGD switching, when used in the terminating direction, may be used to access valid from the terminating direction, may be used to access valid from the terminating direction, may be used to access valid from the terminating direction. the LATA. EFFECT\*VE

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Effective Date:

Issue Date: 3-13-02

# 3. SWITCHED ACCESS SERVICES

# 3.1.2 Measuring Access Minutes

Customer traffic to end offices will be recorded at end office switches or access tandem switches. Originating and terminating calls will be measured or derived to determine the basis for computing chargeable access minutes. In the event the Customer message detail is not available because the COMPANY lost or damaged tapes or incurred recording system outages, the COMPANY will estimate the volume of lost Customer access minutes of use based on previously known values. FGD access minutes or fractions thereof, the exact value of the fraction being a function of the switch technology where the measurement is made, are accumulated over the billing period for each end office, and are then rounded up to the nearest access minute for each end office.

# 3.1.3 Rate Categories

- A) Carrier Common Line Access Carrier Common Line Access provides for the use of COMPANY provided common lines by Customers for access to end-users to furnish interstate communications. The rate elements for Carrier Common Line Access Service are the Carrier Common Line Charge (CCL) and the Primary Interexchange Carrier Charge (PICC). The Carrier Common Line Charge (CCL) is a usage sensitive charge that applies to switched access minutes of use.
- B) Local End Office Switching The COMPANY provides the local end office switching and end user termination functions necessary to complete the transmission of Switch Access communications to and from end users serviced by the local end office. This service includes Local Switching and Line Termination. The local switching element includes all features, functions, and capabilities of the local switch, including the basic switching function of connecting, lines to trunks, trunks to lines, and trunks to trunks. as well as vertical features such as CLASS features.

#### 3.1.4 800 Service

Issue Date: 3-13-02

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800 Service is a generic term for access services associated with toll free rumbers. 800 Service, which is available to all Customers, is an originating offering which

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Effective Date:

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Issued by:

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(270) 441-7799

# 4. ACCESS ORDERING

#### 4.1 General

An Access Order is an order to provide the Customer with Switched Access or Access Related Service or to provide changes to existing services.

#### 4.1.1 Basic Switched Access Order

A Customer may order any number of services of the same type and between the same premises on a single Access Order. All details for services for a particular order must be identical. The Customer shall provide to the COMPANY the following order information:

- Customer name and premise address (es).
- Bill name and address (when different from Customer name and address).
- Customer contact name(s) and telephone number(s) for provisioning activities such as order negotiation, order confirmation, interactive design, installation and billing.
- The number of BHMC from the Customer designated premises to the end office or Operator Transfer Service location by Feature Group and by type of BHMC, or
- The number of trunks desired between Customer designated premises and an entry switch or Operator Transfer Service location.
- The number of BHMC or trunks required for or to be converted to an SS7 signaling capability.
- Optional Features.
- Interim NXX Translation options.
- Operator Transfer Service option
- A projected Percentage of Intrastate Use (PIU).

When BHMC information is provided it is used to determine the number of transmission paths as required. The BHMC may be determined by the Customer in the following manner: for each day (8 am to 11 p.m., Monday through Friday, excluding national ion holidays), the Customer shall determine the highest number of minutes of use for a single hour (e.g., 55 minutes in the 10-11 a.m. hour). The Customer shall, for the same hour period (i.e., busy hour) for each of twenty consecutive business days, pick the twenty

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BY: Stephan Bill

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Effective Date:

Issue Date: 3-13-02

# 4. ACCESS ORDERING

# 4.1.1 Basic Switched Access Order (con't)

consecutive business days in a calendar year which add up to the largest number of minutes of use. Both originating and terminating minutes shall be included. The Customer shall then determine the average busy hour minutes of capacity (i.e., BHMC) by dividing the largest number of minutes of use figure for the same hour period for the consecutive twenty business day period by 20. This computation shall be performed for each end office the Customer wishes to serve. These determinations thus establish the forecasted BHMC for each end office.

# 4.1.2 Meet Point Billing Ordering

Each Telephone Company will provide its portion of the Access Service within its operating territory to an interconnection point(s) with the other Telephone Company(s). Billing Percentages will be determined by the Telephone Companies involved in providing the Access Service and listed in NATIONAL EXCHANGE CARRIER ASSOCIATION, INC. FCC TARIFF NO. 4. Each Telephone Company will bill the Customer for its portion of the service as set forth in 2.3.2. All other appropriate charges in each Telephone Company tariff are applicable. For the service(s) ordered as set forth following, the Customer must also supply a copy of the order to the Telephone Company in whose operating territory a Customer designated premises is located and any other Telephone Company(s) involved in providing the service. Additionally, when service is provided through a centralized equal access provider, the Customer must supply a copy of the order to that provider.

# 4.1.3 Access Order Charge

The Access Order Charge is applied to all Customer requests for new Switched Access. In addition, the Access Order Charge is applicable to Customer requests for additions, changes or rearrangements to existing Access Services.

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# 5. RATES AND CHARGES

5.1	Carrier Common Line	MRC Rates
	Terminating Per Access Minute	\$0.0000
	Originating Per Access Minute	\$0.0000
5.2.	Local Switching	
~	Per Access Minute	\$0.01800
5.3	End Office Port Charges Per VG Port	\$10.00
	Per DSI Port	\$150.00
5.4	800 Data Base Access Service	
	Per Query	\$0.0054
5.5	Access Order Charge	•
	Per Order	\$81.00
5.6	Additional Engineering Charges	
V	First ½ Hour or Fraction Thereof Each Additional ½ Hour or Fraction Thereof	\$25.00 \$13.00
5.7	Additional Labor Charges	
	First ½ Hour or Fraction Thereof Each Additional ½ Hour or Fraction Thereof	\$25.00 \$13.00 PUBLIC SERVICE COMMISSION OF KENTUCKY EFFECTIVE

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Effective Date

Issue Date: 3-13-02

# 6. BILL NAME AND ADDRESS SERVICE

# 6.1 Billing Name and Address Service

Billing Name and Address (BNA) Service is the provision of the complete billing name, street address, city or town, state and zip code for a telephone number assigned by the COMPANY.

BNA is provided for the sole purpose of permitting the Customer to bill its telephonic communications services to its End Users and may not be resold of used for any other purpose, including marketing activity such as market surveys or direct marketing by mail or telephone.

The Customer may not use BNA information to bill for merchandise, gift certificates, catalogs, or other services or products.

BNA Service will be provided on both a manual and mechanized basis. On a manual basis, the information will be provided by voice telecommunications, facsimile, or by mail, as appropriate.

BNA information is furnished for sent-paid, collect, bill to third number, 700 and 900 service usage and usage charged to a calling card that is resident in the COMPANY's data base.

# 6.1.1 Undertaking of the Company

A request for information should be mailed to the COMPANY. The COMPANY will provide the response by first class U.S. Mail, or its equivalent, generally within ten (10) business days.

The COMPANY will specify the format in which requests are to be submitted. The BNA information will be provided for the calling number furnished to the extent a billing name and address exists in the COMPANY database, including non-published and non-listed numbers. If the billing name and address information for a specific calling number is confidential due to legal, national security, End User or regulatory imposed requirements, the COMPANY will provide an indicator on the confidential records. The COMPANY will provide the most current BNA information resident it its database of KENILLOW End User account activity, there may be instances in which the BNA information is not the BNA that was applicable at the time the usage was originated.

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# 6. BILL NAME AND ADDRESS SERVICE

#### 6.1.2 Obligations of the Customer

With each order for BNA Service, the Customer shall identify the authorized individual and address to receive the BNA information.

Information, including that related to non-published and non-listed telephone numbers, is used only for the purpose set forth in this tariff and that BNA information is available only to those Customer personnel or agents with a need to know the information. The Customer must handle all The Customer shall institute adequate internal procedures to insure that BNA Service billing name and address information designated as confidential by the COMPANY in accordance with the COMPANY's procedures concerning confidential information. The COMPANY will provide to the Customer a statement of its procedures concerning confidential information.

The Customer shall not publicize or represent to others that the COMPANY jointly participate with the Customer in the development of the Customer's End User's records, accounts, data bases or market data, records, files and data bases or other systems it assembles through the use of BNA Service.

# 6.1.3 Rate Regulations

Service Establishment Charges may apply for the initial establishment of BNA Service on a manual basis, for the initial establishment of BNA Service on a mechanized basis and for establishment of a Master BNA List for a Customer.

A charge applies for each request for BNA Service information for a telephone number or BTN Number on a manual basis. A charge applies for each usage processed to supply BNA Service information on a mechanized basis.

When a Customer cancels an order for BNA Service after the order date, the Service Establishment Charge may apply.

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6.1.4 Rates and Charges

-Query Charge Per Number

\$ 1.00

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BY Stephan B. U

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Effective Date:

Issue Date: 3-13-02

# 7. SPECIAL ACCESS SERVICE

Special Access Service will be offered by the COMPANY on an individual case basis (ICB), with a Customer specific contract, where facilities and operating conditions permit.

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