

Quest Telecommunications, Inc.

LONG DISTANCE RESALE
TELECOMMUNICATIONS SERVICES

TITLE PAGE

This tariff contains the rates, rules and regulations applicable to services furnished by Quest Telecommunications, Inc. ("Quest") between one or more points in the Commonwealth of Kentucky. This tariff is on file with the Kentucky Public Service Commission ("Commission"), and copies may be inspected, during normal business hours, at the Company's principal place of business at 242 Falcon Drive, Forest Park, Georgia 30050.

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

APR 01 1994

PURSUANT TO 807 KAR 5.011,
SECTION 9(1)

BY: *Jordan C. Neal*
FOR THE PUBLIC SERVICE COMMISSION

Issued by: QUEST TELECOMMUNICATIONS, INC.
242 FALCON DRIVE, FOREST PARK, GEORGIA 30050

By: *Debra L. Garner*
Debra L. Garner, Legal & Regulatory Affairs

INTEREXCHANGE TELECOMMUNICATIONS SERVICES**CHECK SHEET**

The pages of this tariff are effective as of the date shown at the bottom of this page.

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2	14th Revised	94 -96	1st Revised
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42-44	1st Revised	121	2nd Revised*
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49	1st Revised	126-133	Original
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75	1st Revised	153-154	Original
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SECRETARY OF THE COMMISSION

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Sr. Manager, Tariff & Regulatory Affairs

LONG DISTANCE RESALE
TELECOMMUNICATIONS SERVICES

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LONG DISTANCE RESALE
TELECOMMUNICATIONS SERVICESTARIFF FORMAT

Sheet Numbering: Sheet numbers appear in the upper right corner of the sheet. 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 11 and 12 would be Sheet 11.1.

Revision Numbers: Revision numbers also appear in the upper right corner of each sheet where applicable. These numbers are used to indicate the most current sheet version on file with the Kentucky Public Service Commission (Commission). For example, 4th Revised Sheet 13 cancels 3rd Revised Sheet 13. Consult the Check Sheet for the sheets currently in effect.

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

Check Sheets: When a tariff filing is made with the Commission, an updated Check Sheet is included. The Check Sheet lists the sheets contained in the tariff, with a cross reference to the current Revision Number. When new sheets are added, the Check Sheet is changed to reflect the addition. All revised sheets in a given filing are designated by an asterisk (*) on the Check Sheet. 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.

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TELECOMMUNICATIONS SERVICES

EXPLANATION OF SYMBOLS - CODING OF TARIFF REVISIONS

When changes are made in any tariff sheet, a revised sheet will be issued canceling the tariff sheet affected. Changes will be identified on the revised sheet(s) through the use of the following symbols:

- C - Change in Regulation, but No Change in Rate or Charge
- D - Delete or Discontinue
- I - Change Resulting in an Increase in Rate or Charge
- M - Moved from Another Tariff Location Without Change
- N - New
- R - Change Resulting in a Reduction in Rate or Charge
- T - Change in Text, but No Change in Rate or Regulation

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LONG DISTANCE RESALE
TELECOMMUNICATIONS SERVICES

1. DEFINITIONS

For the purpose of this tariff, the following definitions will apply:

Access Code - A numerical sequence which enables a Customer to access the Company's network.

Authorization Code - A numerical sequence which enables the Company to identify the Customer.

Commission - Used throughout this tariff to mean the Kentucky Public Service Commission.

Common Carrier - A company or entity providing telecommunications services to the public.

Company - Quest Telecommunications, Inc.

Credit Card Charges - LibertySM Card purchases and renewals which are billed to a major credit card, such as American Express, Visa or MasterCard.

Customer - The calling party utilizing the services of Quest and responsible for payment of charges.

LibertySM Card Calls - Calls for which charges are billed not to the originating telephone number, but to a LibertySM Card.

Measured Charge - A charge assessed on a per minute basis in calculating the charges for a completed call. Measured Charges are specified as a rate per minute which applies to each minute, with fractional minutes of use counted as one full minute.

Quest - Used throughout this tariff to mean Quest Telecommunications, Inc., a Delaware corporation.

Telecommunications - The transmission of voice communications or, subject to the transmission capabilities of the services, the transmission of data, facsimile, signaling, metering, or other similar communications.

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LONG DISTANCE RESALE
TELECOMMUNICATIONS SERVICES**2. APPLICATION OF TARIFF**

- 2.1 This tariff contains the regulations and rates applicable to intrastate resale telecommunications services provided by Quest between points within the Commonwealth of Kentucky. Quest's services are furnished subject to the availability of facilities and subject to the terms and conditions of this tariff.
- 2.2 The services of Quest are not part of a joint undertaking with any other entity providing telecommunications channels, facilities or services, but do involve the resale of the Message Toll Services (MTS) and Wide Area Telecommunications Services (WATS) of underlying Common Carriers who may be subject to the jurisdiction of this Commission.
- 2.3 The rates and regulations contained in this tariff apply only to the services furnished by Quest and do not apply, unless otherwise specified, to the lines, facilities, or services provided by a local exchange telephone company or other Common Carrier for use in accessing the services of Quest.
- 2.4 Quest's nationwide services, including the intrastate services offered under the terms and conditions of this tariff, are furnished to purchasers of LibertySM Cards.

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LONG DISTANCE RESALE
TELECOMMUNICATIONS SERVICES

3. GENERAL REGULATIONS

3.1 Use of Services

- 3.1.1 Quest's services may be used for any lawful purpose consistent with the transmission and switching parameters of the telecommunications facilities utilized in the provision of services.
- 3.1.2 The use of Quest's services to make calls which might reasonably be expected to frighten, abuse, torment, or harass another or in such a way as to unreasonably interfere with use by others is prohibited.
- 3.1.3 The use of Quest's services without payment for service or attempting to avoid payment for service by fraudulent means or devices, schemes, false or invalid numbers, false credit cards or false LibertySM Cards or false numbers of such cards, is prohibited.
- 3.1.4 The Company's services provided under this tariff are available twenty-four hours per day, seven days per week.
- 3.1.5 Quest does not transmit messages pursuant to this tariff, but its services may be used for that purpose.
- 3.1.6 Quest's services may be denied for nonpayment of charges or for other violations of this tariff.

3.2 Liability of Quest

- 3.2.1 Quest shall not be liable for loss or damage sustained by reason of any failure in or breakdown of facilities associated with Quest's services or for any interruption or delay of services, whatever shall be the cause of such failure, breakdown, or interruption

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LONG DISTANCE RESALE
TELECOMMUNICATIONS SERVICES

and whether negligent or otherwise and however long it shall last. In no event shall Quest's liability for any services exceed the charges applicable under this tariff for such service.

3.2.2 Quest shall be indemnified and saved harmless by any Customer or by any other entity against claims for libel, slander or the infringement of copyright arising from the material transmitted over its services; and against all other claims arising out of any act or omission of a Customer or of any other entity in connection with services provided by Quest.

3.2.3 Quest shall not be liable for any act or omission of any entity furnishing facilities or services connected with or provided in conjunction with the services of Quest.

3.2.4 Quest shall not be liable for any personal injury or death of any person or persons, or for any loss or damage sustained by reason of acts, mistakes, omissions, errors or defects in providing its services, whatever shall be the cause and whether negligent or otherwise.

3.2.5 Quest shall not be liable for and shall be indemnified and saved harmless by a Customer or other entity from any and all loss, claims, demands, suits, or other action or any liability whatever, whether suffered, made, instituted, or asserted by a Customer or any other entity for any personal injury to, or death of, any person or persons, and for any loss, damage, defacement or destruction of the premises of a Customer or any other entity or any other property whether owned or controlled by the Customer or others, caused or claimed to have been caused, directly or indirectly, by any act or omission of the Customer or others or by any installation, operation, failure to operate, maintenance, removal, presence, condition, use of

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facilities or equipment provided by Quest which is not the direct result of Quest's gross negligence. No agents or employees of any other entity shall be deemed to be the agents or employees of Quest.

3.2.6 Quest shall not be liable for any failure of performance due to causes beyond its control, including, without limitation, acts of God, fires, floods or other catastrophes, national emergencies, insurrections, riots or wars, strikes, lockouts, work stoppages or other labor difficulties, and any law, order, regulation or other action of any governing authority or agency thereof.

3.2.7 Acceptance of the liability provisions contained in this tariff by the Commission does not constitute its determination that the limitation of liability imposed by the company should be upheld in a court of law, but the recognition that, as is it the duty of the court to adjudicate negligence claims and right to recover damages thereof, so it is the duty of courts to determine the validity of the exculpatory provisions of this tariff.

3.3 Responsibilities of the Customer

3.3.1 Customer is responsible for payment for use of LibertySM Cards and for complying with applicable tariff regulations.

3.3.2 Customer must pay Quest for replacement or repair of damage to the equipment or facilities of Quest caused by negligent or willful acts of the Customer, by improper use of the services or by use of equipment provided by the Customer.

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3.4 Cancellation or Interruption of Service

3.4.1 Without incurring liability, Quest may immediately discontinue services to a Customer or may withhold the provision of ordered or contracted services:

3.4.1.A For nonpayment of any sum due Quest for the use of LibertySM Cards,

3.4.1.B For violation of any of the provisions of this tariff,

3.4.1.C For violation of any law, rule, regulation or policy of any governing authority having jurisdiction over Quest's services, or

3.4.1.D By reason of any order or decision of a court, public service commission or federal regulatory body or other governing authority prohibiting Quest from furnishing its services.

3.4.2 Without incurring liability, Quest may interrupt the provision of services at any time in order to perform tests and inspections to assure compliance with tariff regulations and the proper installation and operation of Customer and Quest's equipment and facilities and may continue such interruption until any items of noncompliance or improper equipment operation so identified are rectified.

3.4.3 Service may be discontinued by Quest, without notice to the Customer, by blocking traffic to certain countries, cities or exchanges, or by blocking calls using certain Authorization Codes when Quest deems it necessary to take such action to prevent unlawful use of its service. Quest will restore service as soon as it can be provided without undue risk, and will, upon request by the customer affected,

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assign a new Authorization Code to replace the one that has been deactivated.

3.5 Credit for Interrupted Call

If a customer is interrupted during a call, he or she can call Quest customer service and receive a one-minute credit to his or her card account.

3.6 Call Timing

Timing of each call begins when the called telephone number is answered and ends when either party hangs up, as determined by standard industry methods in use for ascertaining answer and disconnect, including hardware answer supervision in which the LEC sends a signal to the switch or the software utilizing audio tone detection. Quest will not knowingly bill for uncompleted calls.

3.7 Payments and Charges

The total charge for the transmission of each completed LibertySM Card Call consists of a Measured Charge based on the duration of the call. LibertySM Card Call charges are paid for by the purchase of a LibertySM Card; or, by the purchase of additional time on a depleted LibertySM Card, billed to a major credit card.

3.8 Billing Arrangements

3.8.1 LibertySM Card Charges. Charges for calls of this type are paid for by purchase by the Customer of a LibertySM Card.

3.8.2 Credit Card Charges. Charges posted to credit cards will be included on the Customer's regular monthly statement from the card-issuing company.

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LONG DISTANCE RESALE
TELECOMMUNICATIONS SERVICES**3.9 Validation of Credit**

Quest reserves the right to validate the credit worthiness of users through available verification procedures. Where a requested billing method cannot be validated, the caller may be required to provide an acceptable alternate billing method or Quest may refuse to provide the requested service.

3.10 Contested Charges

For consideration of any disputed charge, a Customer may call Quest's toll-free Customer Service number and discuss the dispute with a Quest Customer Service Agent, who may adjust the LibertySM Card balance as necessary. Alternatively, a Customer may submit in writing to Quest, within 30 days of the date the call is placed, detailed information on the basis for any requested adjustment. Quest will promptly investigate and advise the Customer as to its findings and disposition.

3.11 Taxes

All federal, state and local taxes (e.g., excise tax, gross receipts tax, sales tax, municipal utilities tax) for LibertySM Card Calls are calculated at the time of each call, and are included in the amount deducted from the LibertySM Card for the call.

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4. SERVICE DESCRIPTION

LibertySM Card calls may be originated from any touchtone telephone in the continental United States and terminated to interstate locations, international locations (subject to service availability for direct dial international calling) and to intrastate locations where permitted by state regulatory authorities.

LibertySM Cards may be purchased at retail establishments such as convenience stores, bookstores and other outlets. The LibertySM Card has been credited for the amount of calling purchased, and Customers can begin placing calls immediately, with the charges deducted from the predetermined amount. LibertySM Cards may be denominated in dollars or units, including \$10, \$25 and \$50 cards for over-the-counter sales, and \$20 cards for vending machine sales. If denominated in units, intrastate calls are charged at one unit per minute.

To place a LibertySM Card call, the caller dials a toll-free telephone number for access, and then dials the card's unique authorization code, followed by the called telephone number. The company equipment requests, stores, and verifies the caller's account information and called telephone number. When the account is validated, the company completes the call. When a call is concluded, charges for the call, including applicable taxes, are deducted from the caller's LibertySM Card account. Via automated voice prompts, the caller is informed of the amount remaining on the card before each call and is also informed when only one minute of time remains on the card account. The customer may call Quest customer service and purchase additional minutes of use by charging the purchase to a major credit card.

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5. RATES

The territory served is statewide. The total charge, excluding taxes, for the transmission of each completed LibertySM Card Call consists of a Measured Charge based on the duration of the call, as follows:

LIBERTYSM CARD RATES

Rate Mileage	Each Minute
All Miles	\$.33

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INTEREXCHANGE TELECOMMUNICATIONS SERVICES

D. SERVICE OFFERINGS AND RATES (Continued)

60. Q.biz

General Description

Q.biz is a service line consisting of switched outbound, switched inbound and card services. The services have flat rates which are based on term and minimum usage commitments. Q.biz is intended for the small business segment billing a total of \$50 to \$2,500 in telecommunications services monthly. This service works well with both single locations and multiple location businesses.

Billing/Rounding

Intrastate rates are quoted in full minutes. Call rounding is thirty (30) second initial and one (1) second incremental. Call duration is calculated on a per call basis rounding up to the full increment. Call rating is on a bulk basis (all call duration totaled and then rated). Total is rounded to the nearest full cent.

Rates

The per minute usage rates are as follows:

<u>Monthly</u>	<u>Term</u>
\$0.100	\$0.095

WorldCard

The WorldCard is billed in initial thirty (30) seconds and in one (1) second additional increments. The WorldCard rates are as follows:

All time periods	\$0.30
Surcharge, per call	\$0.00

Terms and Agreements

Q.biz is available in month to month, twelve (12) and twenty-four (24) month term plans. There is a minimum monthly usage commitment of \$25 for customers receiving service under both the monthly and term plans. If the customer's invoiced usage charges are less than the required minimum monthly usage commitment, the customer will be billed and required to pay a short fall charge equal to the difference between the monthly commitment and the actual amount billed. This short fall charge will be applied beginning with the customer's first full month's invoice.

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INTEREXCHANGE TELECOMMUNICATIONS SERVICES

D. SERVICE OFFERINGS AND RATES (Continued)

69. Project Accounting Codes (PAC) (Continued)

C. <u>Custom - PAC with Number, Name, or Both</u>	<u>Outbound Rate</u>	<u>Inbound Rate</u>
1. Monthly	\$ 0.00	\$15.00
2. Installation	\$15.00	\$15.00
3. Change charge (per 50)	\$ 0.00	\$15.00

(D)
 (D)
 (D)

Availability

Available to new and existing customers as an optional feature.

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INTEREXCHANGE TELECOMMUNICATIONS SERVICES

D. SERVICE OFFERINGS AND RATES (Continued)

75. Campus Talk Switched (T)

General Description

Campus Talk Switched is a calling card service which provides long distance service via switched access, and will be marketed to various types of educational institutions; training facilities and/or housing entities that want to provide a long distance service to their residents and employees. Campus Talk Switched is designed for students (current and previous) 18 years or older that want the benefit of a calling card service. (T)

Billing

Billing will be done in initial thirty (30) seconds and additional one (1) second increments.

Rates

The rates are the same for calls made from within a customers specified NPA. (C/D)

- A. Payphone Surcharge \$0.30 per call
- B. Calls made from within and outside school's NPA:

<u>Day</u>	<u>Evening</u>	<u>Night/Weekend</u>
\$0.22	\$0.10	\$0.10

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BY: Stephan D. Bell SECRETARY OF THE COMMISSION

Credit Limit

There will be a \$75 credit limit (no deposit based on possible credit check). Once the student exceeds \$75 they are prohibited from making additional 1+ calls until balance is less than \$75.

Legislative, Regulatory or Judicial Activity

Notwithstanding any statement to the contrary contained in this Tariff, in the event that any regulatory agency, legislative body or court of competent jurisdiction promulgates regulations or modifies existing ones including, without limitation, regulations regarding payphone compensation, access charges and/or universal service ("Regulatory Activity"), Qwest reserves the right, at any time and without notice to: (i) pass through to the Customer all, or a portion of, any charges or surcharges directly or indirectly related to such Regulatory Activity; or, (ii) modify the rates, including any rate guarantees, and/or terms and conditions contained in this Tariff to reflect the impact of such Regulatory Activity.

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INTEREXCHANGE TELECOMMUNICATIONS SERVICES

D. SERVICE OFFERINGS AND RATES (Continued)

76. Military Talk

General Description

Military Talk is a calling card which is available to all active military personnel. Military Talk provides access to the Qwest Network via 800 access with a nine digit personal authorization code to place calls within the United States and worldwide termination.

Billing

Billing will be done in initial thirty (30) seconds and additional one (1) second increments.

Rates

The per minute rates are the same for calls made from within and outside the customers specified NPA. (D)

- A. Payphone Surcharge \$0.30 per call (C/R)
- B. Calls made from within and outside specified NPA:

<u>Day</u>	<u>Evening</u>	<u>Night/Weekend</u>	
\$0.22	\$0.10	\$0.10	(R)

(D)

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D. SERVICE OFFERINGS AND RATES (Continued)

77. Earthtalk

General Description

Earthtalk is a calling card service designed for people that are 18 years or older that want to donate a percentage of their invoiced revenue to environmental non-profit organizations.

Billing

Billing will be done in initial thirty (30) seconds and additional one (1) second increments.

Rates

The minute of use rates are the same for calls made from within and outside the Customer's NPA. (D)

A. Payphone Surcharge \$0.30 per call (C/R)

B. Calls made from within and outside specified NPA:

<u>Day</u>	<u>Evening</u>	<u>Night/Weekend</u>
\$0.22	\$0.10	\$0.10

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Credit Limit

The initial credit limit is \$75.00. All adjustments will be done on an individual case basis determined solely by Qwest.

Legislative, Regulatory or Judicial Activity

Notwithstanding any statement to the contrary contained in this Tariff, in the event that any regulatory agency, legislative body or court of competent jurisdiction promulgates regulations or modifies existing ones including, without limitation, regulations regarding payphone compensation, access charges and/or universal service ("Regulatory Activity"), Qwest reserves the right, at any time and without notice to: (i) pass through to the Customer all, or a portion of, any charges or surcharges directly or indirectly related to such Regulatory Activity; or, (ii) modify the rates, including any rate guarantees, and/or terms and conditions contained in this Tariff to reflect the impact of such Regulatory Activity.

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 Sr. Manager, Tariff & Regulatory Affairs

INTEREXCHANGE TELECOMMUNICATIONS SERVICES

D. SERVICE OFFERINGS AND RATES (Continued)

79. World Talk Switched (T)

General Description

World Talk Switched is a calling card service which provides long distance service via switched access. World Talk Switched is designed for groups and/or organization whose members are 18 years or older and they will benefit from having a calling card service. (T)
(T)

Billing

Billing will be done in initial thirty (30) seconds and additional one (1) second increments.

Rates

The rates are the same for calls made from within and outside the school's NPA (C/D)
(D)

A. Payphone Surcharge \$0.30 per call (C/R)

B. Calls made from within and outside specified NPA:

<u>Day</u>	<u>Evening</u>	<u>Night/Weekend</u>	
\$0.22	\$0.10	\$0.10	(R)

(D)

Credit Limit

There will be a \$75 credit limit (no deposit based on possible credit check). Once the customer exceeds \$75 they are prohibited from making additional calls until balance is less than \$75. All customers will be notified that they have exceeded their credit limit via an automated recording on their phone. The recording will provide a toll free number to call Qwest.

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INTEREXCHANGE TELECOMMUNICATIONS SERVICES

D. SERVICE OFFERINGS AND RATES (Continued)

79. World Talk Switched (Continued)

(T)

Legislative, Regulatory or Judicial Activity

Notwithstanding any statement to the contrary contained in this Tariff, in the event that any regulatory agency, legislative body or court of competent jurisdiction promulgates regulations or modifies existing ones including, without limitation, regulations regarding payphone compensation, access charges and/or universal service ("Regulatory Activity"), Qwest reserves the right, at any time and without notice to: (i) pass through to the Customer all, or a portion of, any charges or surcharges directly or indirectly related to such Regulatory Activity; or, (ii) modify the rates, including any rate guarantees, and/or terms and conditions contained in this Tariff to reflect the impact of such Regulatory Activity.

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