

Global Wats One, Inc.

GLOBAL WATS ONE, INC.
of
5731 Lyons View Drive
Knoxville, Tennessee 37919

RATES, RULES, and REGULATIONS for FURNISHING
RESALE TELECOMMUNICATIONS SERVICES

Filed with the
PUBLIC SERVICE COMMISSION OF KENTUCKY

PUBLIC SERVICE COMMISSION
OF KENTUCKY
EFFECTIVE

AUG 01 1994

PURSUANT TO 807 KAR 5:011,
SECTION 9 (1)

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

ISSUED: May 20, 1994

Issued by authority of an order of
the Public Service Commission of
Kentucky in Case No. 94-205
dated: August 1, 1994

EFFECTIVE: August 1, 1994

Issued by Global Wats One, Inc.

By: *Susan Davis Morley*
Susan Davis Morley, Counsel for GWO

CHECK SHEET

The tariff contains Pages 1 through 23, inclusive, of this tariff are effective as of the date shown. Original and revised pages, as named below, contain all changes from the original tariff and are in effect on the date thereon except as otherwise noted.

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PUBLIC SERVICE COMMISSION
OF KENTUCKY
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PURSUANT TO 807 KAR 5011,
SECTION 2(1)

BY: *Judith C. [Signature]*
FOR THE PUBLIC SERVICE COMMISSION

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By: *[Signature]*
Susan Davis Morley, Counsel for GWO

TARIFF FORMAT

Page Numbering - Page numbers appear in the upper right hand corner of the page. Pages are numbered sequentially. From time to time new pages may be added to the tariff. When a new page is added between existing pages, a decimal is added to the preceding page number. For example, a new page added between Pages 3 and 4 would be numbered 3.1.

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Susan Davis Morley, Counsel for GWO

1.0 EXPLANATION OF TERMS AND ABBREVIATIONS

Authorized User - A person, firm, corporation, or any other entity authorized by the Customer to communicate utilizing the Carrier's service.

Commission - The Kentucky Public Service Commission.

Company or Carrier - Global Wats unless otherwise clearly indicated by the context.

Customer - The person, firm, corporation, or other entity which orders, cancels, amends or uses service and is responsible for payment of charges and compliance with the Company's tariff.

Day - From 8:00 a.m. up to but not including 5:00 p.m. local time Monday through Friday.

Evening - From 5:00 p.m. up to but not including 11:00 p.m. local time Sunday through Friday and on Company-recognized holidays, unless a lower rate would normally apply.

Global Wats - Used throughout this tariff to mean Global Wats One, Inc. unless clearly indicated otherwise by the text.

Holidays - The Company observes the following holidays: New Year's Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

KYPSC - Kentucky Public Service Commission.

LEC - Local Exchange Company.

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SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS, CON'T.

Night/Weekend - From 11:00 p.m. up to but not including 8:00 a.m. Sunday through Friday, and 8:00 a.m. Saturday up to but not including 5:00 p.m. Sunday.

Switched Access Origination - Where originating access between the Customer and the interexchange carrier is provided on local exchange company Feature Group circuits.

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2.0 RULES AND REGULATIONS

2.1 Application of Tariff

- 2.1.1 This tariff contains the regulations and rates applicable to intrastate long distance resale telecommunications services provided by GWO for telecommunications between points within the State of Kentucky.
- 2.1.2 The services of GWO are not part of a joint undertaking with any other telecommunications entity, but do involve the resale of the Intrastate Long Distance Message Toll Services (MTS) of underlying common carriers.
- 2.1.3 The rates and regulations contained in this tariff apply only to the services furnished by GWO 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 GWO.

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2.0 RULES AND REGULATIONS, CON'T.

2.2 Use of Service

- 2.2.1 GWO'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.
- 2.2.2 The use of GWO'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.
- 2.2.3 The use of GWO's services without payment for service or attempting to avoid payment for service by fraudulent means or devices, schemes, false, or invalid numbers, or false calling or credit cards is prohibited.
- 2.2.4 GWO's services are available for use twenty-four hours per day, seven days per week.
- 2.2.5 GWO does not undertake to transmit messages pursuant to this tariff, but its services may be used for that purpose.
- 2.2.6 GWO's services may be denied for nonpayment of charges or for other violations of this tariff.

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2.0 RULES AND REGULATIONS, CON'T.

2.3 Liability of GWO

2.3.1 GWO'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 proportionate charge to the Customer or Subscriber for the period during which the faults in transmission occur.

2.3.2 The Company shall not be liable for claim or loss, expense or damage (including indirect, special or consequential damage), for any interruption, delay, error, omission, or defect in any service, facility, or transmission provided under this tariff, if caused by any person or entity other than the Company, by any malfunction of any service or facility provided by any other carrier, by an act of God, fire, war, civil disturbance, or act of government, or by any other cause beyond the Company's direct control.

2.3.3 The Company shall not be liable for, and shall be fully indemnified and held harmless by Customer or Subscriber against any claim or loss, expense, or damage (including indirect, special or consequential damage) for defamation, libel, slander, invasion, infringement of copy-right or patent, unauthorized use of any trademark, tradename, or service mark, unfair competition, interference with or misappropriation or violation of any contract, proprietary or creative right, or any other injury to any person, property or entity arising out of the material, data, information, or other content revealed to, transmitted, or used by the Company under this tariff; or for any act or omission of the Customer or Subscriber; or for any personal injury or death of any person caused directly or indirectly by the installation, maintenance, location, condition, operation,

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PURSUANT TO 807 KAR 5011,
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BY: *Justice C. Bush*
FOR THE PUBLIC SERVICE COMMISSION

2.0 RULES AND REGULATIONS, CON'T.

2.3 Liability of GWO con't.

- 2.3.3 (Continued)
failure, presence, use or removal of equipment or wiring provided by the Company, if not directly caused by negligence of the Company.
- 2.3.4 No agent or employee of any other carrier shall be deemed to be an agent or employee of the Company.
- 2.3.5 The Company shall not be liable for any defacement of or damages to the premises of a Customer or Subscriber resulting from the furnishing of service which is not the direct result of the Company's negligence.
- 2.3.6 Acceptance by the Commission of the liability provisions contained in this tariff 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 it is the duty of the courts to adjudicate negligence claims and rights to recover damages therefor, so it is the duty of the courts to determine the validity of the exculpatory provisions of this tariff.

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BY: Jordan C. Noel
FOR THE PUBLIC SERVICE COMMISSION

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2.0 RULES AND REGULATIONS, CON'T.

2.4 Cancellation or Interruption of Services

2.4.1 GWO may discontinue service without incurring liability in accordance with 807 KAR 5:006, Section 14 under the conditions summarized below:

- (A) With ten days' written notice to the Customer or Subscriber for noncompliance with utility or commission rules and regulations after a reasonable effort has been made to induce compliance.
- (B) Without prior notice when a dangerous condition exists on the Customer or Subscriber or applicant's premises. The Company must immediately notify the Customer or Subscriber of the reason(s) service was disconnected and the corrective action necessary for service restoral.
- (C) With fifteen days' written notice when a Customer or Subscriber or applicant refuses or neglects to provide reasonable access to the premises.
- (D) The Company is not required to furnish service to any applicant when such applicant is indebted to the Company until such applicant pays the indebtedness.
- (E) Service may be discontinued or refused if the customer or applicant does not comply with state, municipal, or other codes, rules, and regulations applying to such service.
- (F) With five days' written notice for nonpayment of bills. The Company shall not cut-off service before twenty days after the date of the original unpaid bill.

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2.0 RULES AND REGULATIONS, CON'T.

2.4 Cancellation or Interruption of Services, Con't.

(G) Service may be terminated without advance notice upon evidence that a Customer or Subscriber has obtained unauthorized service by illegal use or theft. Within twenty-four hours after such termination, the Company shall send written notification to the Customer or Subscriber of the reasons for termination or refusal of service, and of the Customer or Subscriber's right to file a formal complaint with the commission.

2.4.2 Without incurring liability, GWO 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 the Customer, Subscriber and Company's equipment and services and may continue such interruption until any items of non-compliance or improper equipment operation so identified are rectified.

2.4.3 Service may be discontinued by GWO, without notice to the Customer or Subscriber, by blocking traffic to certain countries, cities, or NXX exchanges when GWO deems it necessary to take such action to prevent unlawful use of its service. GWO will restore service as soon as it can be provided without undue risk.

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BY: *Justin C. Neal*
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Susan Davis Morley, Counsel for GWO

2.0 RULES AND REGULATIONS, CON'T.

2.5 Interruption of Service

Credit allowances for interruptions of service which are not due to the Carrier's testing or adjusting, to the negligence of the Customer, or to the failure of channels, equipment or communications systems provided by the Customer, are subject to the general liability provisions set forth in Section 2.4 herein. It shall be the obligation of the Customer to notify Carrier immediately of any interruption in service for which a credit allowance is desired by Customer. Before giving such notice, Customer shall ascertain that the trouble is not within his or her control, or is not in wiring or equipment, if any, furnished by Customer and connected to Carrier's terminal.

2.6 Contested Charges

The Customer is responsible for payment of all charges for services and equipment furnished to the Customer or to an Authorized User of the Customer by GWO. All charges due by the Customer are payable to the Company or to any agency duly authorized to receive such payments. The billing agency may be a local exchange telephone company, interexchange carrier, or other billing service. Terms of payment shall be according to the rules and regulations of the agency and subject to the rules of regulatory agencies, such as the Kentucky Public Service Commission. Any objections to billed charges must be promptly reported to the Company or the Company's billing agent. Adjustments to Customer's bills shall be made to the extent that circumstances exist which reasonably indicate that such changes are appropriate.

2.7 Cancellation by Customer

Customer may cancel service by providing ~~30~~ ^{EFFECTIVE} days written notice to the Company.

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2.0 RULES AND REGULATIONS, CON'T.

2.8 Deposits

The Company does not require a deposit from the Customer or Subscriber.

2.9 Taxes

All state and local taxes (e.g., gross receipts tax, sales tax, municipal utilities tax) are billed as separate line items and are not included in the quoted rates.

2.10 Late Payment Charge

GWO will assess a late payment charge equal to 1.5% for any past due balance that exceeds thirty days. The late payment penalty will be assessed only once on each monthly bill for services and the penalty will not be applied to unpaid previous penalties.

2.11 Return Check Charges

A fee of \$15.00, or five percent of the amount of the check, whichever is greater, may be charged for each check returned for insufficient funds.

2.12 Reconnection Charge

A reconnection fee of \$25.00 per occurrence may be charged when service is re-established for customers who have been disconnected for non-payment.

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Susan Davis Morley, Counsel for GWO

3.0 DESCRIPTION OF SERVICE OFFERED

3.1 Product Descriptions

All services are offered in conjunction with interstate service.

3.1.1 Global Family Network

Global Family Network is a residential 1+ long distance service. Rates are based on call duration, time of day, day of week, and are non-mileage sensitive. Usage is billed in six second increments, with 30 second minimum call duration. There is no monthly fee.

3.1.2 Global Family Network Calling Card

The Global Family Network Calling Card is a 1+ long distance calling card offered to residential users. Rates are based on call duration, time of day, day of week, and are non-mileage sensitive. Usage is billed in full minute increments, with a one minute minimum call duration. Access fees apply.

3.1.3 Global Plus

Global Plus is a residential 1+ long distance service. Rates are based on call duration, time of day, day of week, and are non-mileage sensitive. Usage is billed in full minute increments with a one minute minimum call duration. Monthly fees apply.

3.1.4 Global Plus Calling Card

The Global Plus Calling Card is a 1+ long distance calling card offered to residential users in conjunction with Global Plus. Rates are based on call duration, and are not time of day, day of week, or mileage sensitive. Usage is billed in full minute increments with a one minute minimum call duration. No access fees apply.

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BY: *[Signature]*
FOR: *[Signature]*
Susan Davis Morley, Counsel for GWO

SECTION 3 - DESCRIPTION OF SERVICE, CON'T.

3.1 Product Descriptions, con't.

3.1.5 Enhanced Value Card

GWO's service permits use of a prepaid Enhanced Value Card for placing long distance calls. Users may purchase the Enhanced Value Card through agents of GWO. Rates vary based on call duration. Usage is billed in full minute increments, with a one minute minimum.

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3.0 DESCRIPTION OF SERVICE OFFERED, CON'T.

3.2 Timing of Calls

- 3.2.1 Long distance usage charges are based on the actual usage of GWO's network. The Company will determine that a call has been established through industry standard answer detection methods, including hardware answer detection.
- 3.2.2 Chargeable time for a call ends upon disconnection by either party.
- 3.2.3 The minimum call duration, initial period, and each additional timing period for billing purposes is stated on a per-product basis.
- 3.2.4 No charges apply for incomplete calls.
- 3.2.5 When the connection is established in one rate period and ends in another, the rate for each rate period applies to the portion of the connection occurring within the rate period. In the event that a billing increment is split between two rate periods, the rate in effect at the start of the billing increment applies.
- 3.2.6 Usage is measured and rounded to the next higher billing increment for billing purposes.

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By: Susan Davis Morley
Susan Davis Morley, Counsel for GWO

SECTION 4 - RATES

4.0 Rates

4.1 General

Each Customer is charged individually for each call placed through the Carrier.

Rates are specified on a product by product basis.

Customers are billed based on their use of GWO's long distance service. No installation charges apply.

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SECTION 4 - RATES, CON'T.

4.0 Rates, con't.

4.2 Global Family Network Rates

DAYTIME RATES

Initial 30	Each add'l 6
<u>Seconds or Fraction</u>	<u>Seconds or Fraction</u>
.1275	.0255

EVENING RATES

Initial 30	Each add'l 6
<u>Seconds or Fraction</u>	<u>Seconds or Fraction</u>
.1075	.0215

NIGHT/WEEKEND RATES

Initial 30	Each add'l 6
<u>Seconds or Fraction</u>	<u>Seconds or Fraction</u>
.1025	.0205

4.3 Global Family Network Calling Card Rates

	Day	Evening	Night/Weekend
Each Minute	.255	.215	.205

Access Fees: \$.50 (all rate periods, maximum 12 calls per access)

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SECTION 4 - RATES, CON'T.

4.0 Rates, con't.

4.4 GlobalPlus Rates

	Day	Evening	Night/Weekend
Each Minute	.255	.215	.205

Monthly Fee: \$3.00

4.5 GlobalPlus Calling Card Rates

Each Minute - \$0.25

4.6 Enhanced Value Card Rates

Each Minute - \$0.59

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SECTION 4 - RATES, CON'T.

4.0 Rates, con't.

4.7 Four Free Hours Rebate Program

Global Wats One, Inc., offers a rebate program consisting of the cash equivalent of up to four free hours of Global Family Network (GFN) service per year, in increments of one free hour per quarter. End users "earn" cash rebates by using a concomitant amount of GFN interstate and intrastate service. To obtain a cash rebate in the amount of one free hour of service, end users submit a monthly phone bill to Global Wats One, Inc., reflecting use of at least one hour of GFN interstate and intrastate service, together with a month-specific rebate coupon supplied in advance by Global Wats One, Inc. Cash rebates are calculated based on the value of one hour of GFN service at GWO's night/weekend rate, or prorated where the bill reflects less than one hour of service. The marketing company bears the cost of all rebates.

4.8 TeleFriend Rebate Program

TeleFriend, Inc. is a marketing entity with exclusive rights to market the GFN product via network marketing. TeleFriend offers a rebate program which is identical to that described in Paragraph 4.7, except that end users may qualify for up to five free hours of GFN service, in increments of 1.25 hours per quarter. End users obtain this rebate by submitting coupons and their monthly phone bills to Global Wats One, Inc., as described above.

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SECTION 4 - RATES, CON'T.

4.0 Rates, con't.

4.9 Time of Day Periods

The appropriate rates apply for day, evening and night/weekend calls based on the following chart:

	MON	TUES	WED	THUR	FRI	SAT	SUN
8:00 AM TO 5:00 PM*	DAYTIME RATE PERIOD						
5:00 PM TO 11:00 PM*	EVENING RATE PERIOD						EVE
11:00 PM TO 8:00 AM*	NIGHT/WEEKEND RATE PERIOD						

* to, but not including

Calls are billed based on the rate in effect for the actual time period (s) during which the call occurs. Calls that cross rate period boundaries are billed the rates in effect for each portion of the call.

4.10 Holidays

The Company observes the following holidays: New Year's Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day. The evening rate period applies on holidays unless a lower rate would normally apply.

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SECTION 4 - RATES, CON'T.

4.0 Rates, con't.

4.11 Directory Assistance

A per call charge applies to calls to directory assistance.

Rate - per call: \$.60

PUBLIC SERVICE COMMISSION
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FOR THE PUBLIC SERVICE COMMISSION

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