

FILE  
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The Public Utilities Commission of Ohio  
TELECOMMUNICATIONS APPLICATION FORM

(Effective: 10/01/2004)

(Pursuant to Case Nos. 99-998-TP-COI and 99-583-TP-COI)

In the Matter of the Application of Windstream Ohio, Inc.  
to introduce a new service Wireless 911

Case No. 07 - 587 - TP - EMG

Name of Registrant(s) Windstream Ohio, Inc.  
DBA(s) of Registrant(s)  
Address of Registrant(s) 4001 Rodney Parham Road, Little Rock, AR 72212  
Company Web Address www.windstream.com  
Regulatory Contact Person(s) Kathy Hobbs Phone (614) 228-9484 Fax (614) 228-6832  
Regulatory Contact Person's Email Address kathy.hobbs@windstream.com  
Contact Person for Annual Report Kathy Hobbs Phone (614) 228-9484  
Consumer Contact Information Margie Hubbard Phone (704) 814-2023  
Date May 14, 2007 TRF Docket No. - CT-TRF or - TP-TRF

PUCCO

RECEIVED-DOCKETING DIV  
2007 MAY 14 PM 5:09

Motion for protective order included with filing? ☐ Yes ☐ No  
Motion for waiver(s) filed affecting this case? ☐ Yes ☐ No [Note: waiver(s) tolls any automatic timeframe]  
Company Type (check all applicable): ☐ CTS (IXC) ☒ ILEC ☐ CLEC ☐ CMRS ☐ AOS  
☐ Other (explain)

**NOTE:** This form must accompany all applications filed by telecommunication service providers subject to the Commission's rules promulgated in Case No. 99-998-TP-COI, as well as by ILECs filing an ARB or NAG case pursuant to the guidelines established in Case No. 96-463-TP-UNC. It is preferable **NOT** to combine different types of filings, but if you do so, you must file under the process with the **longest** applicable review period.

**I. Please indicate the reason for submitting this form (check one)**

- ☐ 1 (AAC) Application to Amend Certificate by a CLEC to modify Serving Area (0-day notice, 7 copies)
- ☐ 2 (ABN) Abandonment of all Services
  - ☐ a. CLEC (90-day approval, 10 copies) ☐ b. CTS (14-day approval, 10 copies) ☐ c. ILEC (NOT automatic, 10 copies)
- ☐ 3 (ACE) New Operating Authority for providers other than CMRS (30-day approval, 7 copies); for CMRS, see item No. 15 on this page.
  - ☐ a. Switched Local ☐ b. Non-switched local ☐ c. CTS ☐ d. Local and CTS ☐ e. Other (explain)
- ☐ 4 (ACO) LEC Application to Change Ownership (30-day approval, 10 copies)
- ☐ 5 (ACN) LEC Application to Change Name (30-day approval, 10 copies)
- ☐ 6 (AEC) Carrier-to-Carrier Contract Amendment to an agreement approved in a NAG or ARB case (30-day approval, 7 copies)  
**NOTE: see item 25 (CTR) on page two of this form for all other contract filings.**
- ☐ 7 (AMT) LEC Merger (30-day approval, 10 copies)
- ☐ 8 (ARB) Application for Arbitration (see 96-463-TP-COI for applicable process, 10 copies)
- ☐ 9 (ATA) Application for Tariff Amendment for Tier 1 Services, Application to Reclassify Service Among Tiers, or Change to Non-Tier Service
  - ☐ a. Tier 1 (and Carrier-to-Carrier tariff filings as set forth in 95-845-TP-COI)
    - ☐ i. Pre-filing submittal (30-day pre-filing submittal with Staff and OCC; Do Not Docket, 4 copies)
    - ☐ ii. New End User Service which has been preceded by a 30-day pre-filing submittal with Staff for all submittals and OCC for Tier 1 residential services (0-day filing, 10 copies)
    - ☐ iii. New End User Service (NOT preceded by a 30-day filing submittal, 30-day approval, 10 copies)
    - ☐ iv. New Carrier-to-Carrier Service which has been preceded by a 30-day pre-filing with Staff (0-day filing, 10 copies)
    - ☐ v. Change in Terms and Conditions, textual revision, correction of error, etc. (30-day approval, 10 copies)
    - ☐ vi. Grandfather service (30-day approval, 10 copies)
    - ☐ vii. Initial Carrier-to-Carrier Services Tariff subsequent to ACE approval (60-day approval, 10 copies)
    - ☐ viii. Withdrawal of Tier 1 service must be filed as an "ATW", not an "ATA" - see item 12, below
  - ☐ b. Reclassification of Service Among Tiers (NOT automatic, 10 copies)
  - ☐ c. Textual revision with no effect on rates for non-specific or non-tier service (30-day approval, 10 copies)
- ☐ 10 (ATC) Application to Transfer Certificate (30-day approval, 7 copies)
- ☐ 11 (ATR) LEC Application to Conduct a Transaction Between Utilities (30-day approval, 10 copies)
- ☐ 12 (ATW) Application to Withdraw a Tier 1 Service
  - ☐ a. CLEC (60-day approval, 10 copies) ☐ b. ILEC (NOT automatic, 10 copies)
- ☐ 13 (CIO) Application for Change in Operations by Non-LEC Providers (0-day notice, 7 copies)
- ☐ 14 (NAG) Negotiated Interconnection Agreement Between Carriers (0-day effective, 90-day approval, 8 copies)
- ☐ 15 (RCC) For CMRS providers only to Register or to Notify of a Change in Operations (0-day notice, 7 copies)
- ☐ 16 (SLF) Self-complaint Application
  - ☐ a. CLEC only - Tier 1 (60-day automatic, 10 copies)
  - ☐ b. Introduce or increase maximum price range for Non-Specific Service Charge (60-day approval, 10 copies)
- ☐ 17 (UNC) Unclassified (explain) (NOT automatic, 15 copies)
- ☒ 18 (ZTA) Tariff Notification Involving only Tier 2 Services  
**NOTE: Notifications do not require or imply Commission Approval.**
  - ☐ a. New End User Service (0-day notice, 10 copies)
  - ☒ b. Change in Terms and Conditions, textual revision, correction of error, etc. (0-day notice, 10 copies)
  - ☐ c. Withdrawal of service (0-day notice, 10 copies)
- ☒ 19 Other (explain) Introduction of Wireless 911 Service (NOT automatic, 15 copies)

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.  
Technician *[Signature]* Date Processed 5-15-07

**THE FOLLOWING ARE TRF FILINGS ONLY, NOT NEW CASES (0-day notice, 3 copies)**

- ☐ 20 Introduction or Extension of Promotional Offering
- ☐ 21 New Price List Rate for Existing Service
- ☐ a. Tier 1                      ☐ b. Tier 2
- ☐ 22 Designation of Registrant's Process Agent(s)
- ☐ 23 Update to Registrant's Maps
- ☐ 24 Annual Tariff Option For Tier 2 Services - indicate which option you intend to adopt to maintain the tariff. NOTE, changing options is only permitted once per calendar year.
- ☐ Paper Tariff                      ☐ Electronic Tariff. If electronic, provide the tariff's web address: \_\_\_\_\_

**THE FOLLOWING ARE CTR FILINGS ONLY, NOT NEW CASES (0-day notice, 7 copies)**

- ☐ 25 Application to establish, revise, or cancel an end-user contract. (NOTE: see item 6 on page 1 of this form for carrier-to-carrier contract amendments)
- CTR Docket No. \_\_\_\_\_ - \_\_\_\_\_ - TP - CTR                      (Use same CTR number throughout calendar year)

**II. Please indicate which of the following exhibits have been filed. The numbers (corresponding to the list on page (1) and above) indicate, at a minimum, the types of cases in which the exhibit is required:**

<input type="checkbox"/>	[all]	A copy of any motion for waiver of O.A.C. rule(s) associated with this filing. NOTE: the filing of a motion for waiver tolls any automatic timeframe associated with this filing.
<input type="checkbox"/>	[3]	Completed Service Requirements Form.
<input type="checkbox"/>	[3, 9(vii)]	A copy of registrant's proposed tariffs. (Carrier-to-Carrier resale tariff also required if facilities-based)
<input type="checkbox"/>	[3]	Evidence that the registrant has notified the Ohio Department of Taxation of its intent to conduct operations as a telephone utility in the State of Ohio.
<input type="checkbox"/>	[3]	Brief description of service(s) proposed.
<input type="checkbox"/>	[3a-b,3d]	Explanation of whether applicant intends to provide <input type="checkbox"/> resold services, <input type="checkbox"/> facilities-based services, or <input type="checkbox"/> both resold and facilities-based services.
<input type="checkbox"/>	[3a-b,3d]	Explanation as to whether CLEC currently offers CTS services under separate CTS authority, and whether it will be including those services within its CLEC filing, or maintaining such CTS services under a separate affiliate.
<input type="checkbox"/>	[3a-b,3d]	Explanation of how the proposed services in the proposed market area are in the public interest.
<input type="checkbox"/>	[3a-b,3d]	Description of the proposed market area.
<input type="checkbox"/>	[3a-b,3d]	Description of the class of customers (e.g., residence, business) that the applicant intends to serve.
<input type="checkbox"/>	[3a-b,3d]	Documentation attesting to the applicant's financial viability, including the following: 1) An executive Summary describing the applicant's current financial condition, liquidity, and capital resources. Describe internally generated sources of cash and external funds available to support the applicant's operations that are the subject of this certification application. 2) Copy of financial statements (actual and pro forma income statement and a balance sheet). Indicate if financial statements are based on a certain geographical area(s) or information in other jurisdictions 3) Documentation to support the applicant's cash and funding sources.
<input type="checkbox"/>	[3a-d]	Documentation attesting to the applicant's technical and managerial expertise relative to the proposed service offering(s) and proposed service area.
<input type="checkbox"/>	[3a-d]	Documentation indicating the applicant's corporate structure and ownership.
<input type="checkbox"/>	[3a-b,3d]	Information regarding any similar operations in other states. Also, if this company has been previously certified in the State of Ohio, include that certification number.
<input type="checkbox"/>	[3a-b,3d]	Verification that the applicant will maintain local telephony records separate and apart from any other accounting records in accordance with the GAAP.
<input type="checkbox"/>	[3a-b,3d]	Verification of compliance with any affiliate transaction requirements.
<input type="checkbox"/>	[3a-b,3d]	Explanation as to whether rates are derived through (check all applicable): <input type="checkbox"/> interconnection agreement, <input type="checkbox"/> retail tariffs, or <input type="checkbox"/> resale tariffs.
<input type="checkbox"/>	[1,3a-b,3d]	Explanation as to which service areas company currently has an approved interconnection or resale agreement.
<input type="checkbox"/>	[3a-b,3d, 9a(i-iii)]	Explanation of whether applicant intends to provide Local Services which require payment in advance of Customer receiving dial tone.
<input type="checkbox"/>	[3a,3b,3d, 9a(i-iii)]	Tariff sheet(s) listing the services and associated charges that must be paid prior to customer receiving dial tone (if applicable).
<input type="checkbox"/>	[3a-b,3d,8]	Letters requesting negotiation pursuant to Sections 251 and 252 of the Telecommunications Act of 1996 and a proposed timeline for construction, interconnection, and offering of services to end users.
<input type="checkbox"/>	[3-5,7,10-11,13]	Certification from Ohio Secretary of State as to party's proper standing (domestic or foreign corporation, authorized use of fictitious name, etc.). In transfer of certificate cases, the transferee's good standing must be established.
<input type="checkbox"/>	[3-4,7,10-11,13]	List of names, addresses, and phone numbers of officers and directors, or partners.
<input type="checkbox"/>	[3]	A sample copy of the customer bill and disconnection notice the applicant plans to utilize.
<input checked="" type="checkbox"/>	[1,4,9,10-13,16-21]	Copy of superseded tariff sheet(s) & price list(s), if applicable, marked as Exhibit A.
<input checked="" type="checkbox"/>	[1,4,9,10-13,16-21]	Copy of revised tariff sheets & price lists, marked as Exhibit B.
<input type="checkbox"/>	[3]	Provide a copy of any customer application form required in order to establish residential service, if applicable.
<input checked="" type="checkbox"/>	[1-2,4-7,9,12-13,16,18-23,25]	Description of and rationale for proposed tariff changes, including a complete description of the service(s) proposed or affected. Specify for each service affected whether it is <input type="checkbox"/> business; <input type="checkbox"/> residence; or <input type="checkbox"/> both. Also indicate whether it is a switched or <input type="checkbox"/> dedicated service. Include this information in either the cover letter or Exhibit C.

<input type="checkbox"/>	[1,2,4,9a(v-vi), 5,10,16,18(b-c), 21]	Specify which notice procedure has been/will be utilized: <input type="checkbox"/> direct mail; <input type="checkbox"/> bill insert; bill notation or <input type="checkbox"/> electronic mail. NOTE: <input type="checkbox"/> Tier 1 price list increases must be within an approved range of rates. <input type="checkbox"/> SLP Filings – Do NOT send customer notice until it has been reviewed and approved by Commission Staff
<input type="checkbox"/>	[2,4-5,9a(v), 9b, 10,12-13,16, 18(b-c),20-21]	Copy of real time notice which has been/will be provided to customers. NOTE: SLP Filings – Do NOT send customer notice until it has been reviewed and approved by Commission Staff
<input type="checkbox"/>	[1,2,5,9a(v),11-13, 18, 21(increase only)]	Affidavit attesting that customer notice has been provided.
<input type="checkbox"/>	[2,12]	Copy of Notice which has been provided to ILEC(s).
<input type="checkbox"/>	[2,12]	Listing of Assigned (NPA) NXX's where in the LECs (NPA) NXX's would be reassigned.
<input type="checkbox"/>	[2,4,10,12-13,]	List of Ohio exchanges specifically involved or affected.
<input type="checkbox"/>	[14]	The interconnection agreement adopted by negotiation or mediation.
<input type="checkbox"/>	[15]	For commercial mobile radio service providers, a statement affirming that registrant has obtained all necessary federal authority to conduct operations being proposed, and that copies have been furnished by cellular, paging, and mobile companies to this Commission of any Form 401, 463, and / or 489 which the applicant has filed with the Federal Communications Commission.
<input type="checkbox"/>	[15]	Exhibits must include company name, address, contact person, service description, and evidence of registration with the Ohio Secretary of State.
<input type="checkbox"/>	[24]	Affidavit that total price of contract exceeds total cost of all regulated services.
<input type="checkbox"/>	[5,13]	New title sheet with proposed new company name.
<input type="checkbox"/>	[1,3,13]	For CLECs, List of Ohio Exchanges the applicant intends to serve (Use spreadsheet from: <a href="http://www.puc.state.oh.us/puco/forms/form.cfm?doc_id=357">http://www.puc.state.oh.us/puco/forms/form.cfm?doc_id=357</a> ).
<input type="checkbox"/>	[1,3a-b,3d,7, 10,13, 23]	Maps depicting the proposed serving and calling areas of the applicant.  <b>If Mirroring Large ILEC</b> exchanges for both serving area and local calling areas: • <b>Serving area</b> must be clearly reflected on an Ohio map attached to tariffs and textually described in tariffs by noting that it is reflecting a particular large ILEC/CLEC territory, and listing the involved exchanges. • <b>Local calling areas</b> must be clearly reflected on an Ohio map attached to the tariffs, and/or clearly delineated in tariffs, including a complete listing of each exchange being served and all exchanges to which local calls can be made from each of those exchanges.  <b>If Self-defining</b> serving area and/or local calling area as an area other than that of the established ILEC exchange(s): • <b>Serving Area</b> must be clearly reflected on an Ohio map attached to the tariffs, and textually described in tariffs by listing the involved exchanges. • <b>Local Calling Areas</b> must be described in the tariff through textual delineation and clear maps. Maps for self-defined <b>serving and local calling areas</b> are required to be traced on United States Geological Survey topography maps. These maps are the Standard Topographic Quadrangle maps, 7.5 minute 1:24,000.
<input type="checkbox"/>		Other information requested by the Commission staff.
<input type="checkbox"/>	[3]	Initial certification that includes Tier 2 Services, indicate which option you intend to adopt to maintain the tariff: <input type="checkbox"/> Paper Tariff <input type="checkbox"/> Electronic Tariff - If electronic, provide the web address for the tariff.

III. Registrant hereby attests to its compliance with the following requirements in the Service Requirements Form, as well as all pertinent entries and orders issued by the Commission with respect to these issues. Further, registrant hereby affirms that it will maintain with its TRF docket an up-to-date, properly marked, copy of the Service Requirements Form available for public inspection.

**MANDATORY REQUIREMENTS FOR ALL BASIC LOCAL EXCHANGE AND CTS PROVIDERS:**

- ☒ Sales tax
- ☒ Minimum Telephone Service Standards (MTSS)
- ☒ Surcharges

**MANDATORY REQUIREMENTS FOR ALL BASIC LOCAL EXCHANGE PROVIDERS:**

- ☒ 1+ IntraLATA Presubscription

**SERVICE REQUIREMENTS FOR PROVISION OF CERTAIN SERVICES (CHECK ALL APPLICABLE):**

- ☐ Discounts for Persons with Communication Disabilities and the Telecommunication Relay Service [Required if toll service provided]
- ☐ Emergency Services Calling Plan [Required if toll service provided]
- ☐ Alternative Operator Service (AOS) requirements [Required for all providing AOS (including inmate services) service]
- ☐ Limitation of Liability Language [Required for all who have tariff language that may limit their liability]
- ☐ Termination Liability Language [Required for all who have early termination liability language in their tariffs]
- ☐ Service Connection Assistance (SCA) [Required for all LECs]
- ☐ Local Number Portability and Number Pooling [Required for facilities-based LECs]
- ☐ Package Language [Required for tariffs containing packages or service bundles containing both local and toll and/or non-regulated services]

**IV. List names, titles, phone numbers, and addresses of those persons authorized to respond to inquiries from the Consumer Services Department on behalf of the applicant regarding end-user complaints:**

Kathy Hobbs, Vice President - External Affairs, (614) 228-9484, 21 East State Street Columbus, OH 43215  
Margie Hubbard, Coordinator-Reports Charlotte Call Center, (704) 841-4004, 1720 Galleria Blvd. Charlotte, NC 28270

**V. List names, titles, phone numbers, and addresses of those persons authorized to make and/or affirm or verify filings at the Commission on behalf of the applicant:**

Kathy Hobbs, Vice President - External Affairs, (614) 228-9484, 21 East State Street Columbus, OH 43215

*NOTE: An annual report is required to be filed with the Commission by each company on an annual basis. The annual report form will be sent for completion to the address and individual(s) identified in this Section unless another address or individual is so indicated.*

**VI. List Name(s), DBA(s) and PUCO Certification Number(s) of any affiliates you have operating in Ohio under PUCO authority, whether Telecommunication or other. (If needed, use a separate sheet and check here: ☐)**

See Attached

**AFFIDAVIT**

***Compliance with Commission Rules and Service Standards***

I am a Vice President of the applicant corporation, WINDSTREAM COMMUNICATIONS, and am authorized to make this statement  
(Name of Company)  
on its behalf. I attest that these tariffs comply with all applicable rules, including the Minimum Telephone Service Standards (MTSS) for the state of Ohio. I understand that tariff notification filings do not imply Commission approval and that the Commission's rules, including the Minimum Telephone Service Standards, as modified and clarified from time to time, supersede any contradictory provisions in our tariff. We will fully comply with the rules of the state of Ohio and understand that noncompliance can result in various penalties, including the suspension of our certificate to operate within the state of Ohio.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 5-14-07 at Columbo Ohio  
(Date) (Location)

Kathy E. Hobbs  
(Signature and Title)

Vice President - Government Affairs 5-14-07  
(Date)

*\* This affidavit is required for every tariff-affecting filing. It may be signed by counsel or an officer of the applicant, or an authorized agent of the applicant.*

**VERIFICATION**

I, Kathy E. Hobbs verify that I have utilized, verbatim, the Commission's Telecommunications Application Form and that all of the information submitted here, and all additional information submitted in connection with this case, is true and correct to the best of my knowledge.

Kathy E. Hobbs  
(Signature and Title)

Vice President - Government Affairs 5-14-07  
(Date)

*\*Verification is required for every filing. It may be signed by counsel or an officer of the applicant, or an authorized agent of the applicant.*

*Send your completed Application Form, including all required attachments as well as the required number of copies, to:*

**Public Utilities Commission of Ohio**  
**Attention: Docketing Division (or to the Telecommunications Division Chief if a prefiling submittal)**  
**180 East Broad Street, Columbus, OH 43215-3793**

## ATTACHMENT VI

<u>Name of Affiliate</u>	<u>Certificate Number</u>
Windstream Ohio, Inc.	90-5002
Windstream Western Reserve, Inc.	90-5045
Windstream Communications, Inc.	90-6346

# **EXHIBIT A**

Existing Tariff Sheets (to be superseded).

GENERAL EXCHANGE TARIFF  
P.U.C.O. No. 1

MASTER INDEX

ALLTEL OHIO GENERAL EXCHANGE TARIFF (Cont'd)  
P.U.C.O. No. 1

	<u>Classification</u>	<u>Section</u>	<u>Page</u>	
Unauthorized Attachments or Connections		S2.2.3	2	
Universal Emergency Telephone Number Service - 911		S11	1	
Unlawful Use of Service		S2.2.9	4	
Use of Customer's Service		S2.2.1	1	
Use of Facilities of Other Connection Carriers		S2.5.2	18	
Vacation Rate Service	Tier 2	S12.12	11	
Verification and Interrupt	Tier 2	S15.6	26	
Visitation Charge	Tier 1 Core	S16.1.1	1	
Voice Messaging Integration - Rates	Tier 2	S12.15	16	
Waiver of Nonrecurring Charges for Military Personnel		S3.8	9	(N)
Work Performed Outside Regular Working Hours	Tier 2	S2.3.12	11	

ALLTEL OHIO LOCAL EXCHANGE TARIFF (Cont'd)  
P.U.C.O. No. 2

	<u>Classification</u>	<u>Section</u>	<u>Page</u>
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Answering Party Pays (APP) - Rate Application		S1C.2	2
Extended Local Calling Service		S1A.1	1
Extended Local Calling Service - Availability		S1A.3	4
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Flat Rate Service		S2.B.1	1
Message Rate Service		S2.B.2	1
Columbia Station Exchange		S2A	1
Exchange Area Map		S2A	2
Flat Rate Service		S2A.B	1
Covington Exchange		S2B	1
Exchange Area Map		S2B	2
Flat Rate Service		S2B.B.1	1
Message Rate Service		S2B.B.2	1
Delta Exchange		S3	1
Exchange Area Map		S3	2
Flat Rate Service		S3.B.1	1
Message Rate Service		S3.B.2	1
Elyria Exchange		S3A	1
Exchange Area Map		S3A	3
Flat Rate Service		S3A.B.1	1
Message Rate Service		S3A.B.2	1
Optional Off-Peak Toll Service Description		S3A.D	2A

Note: Rates for Tier 1 Core services are capped at current rates. Rates for Tier 1 Non-Core services are capped at current rates until October 15, 2006. After October 15, 2006, Tier 1 Non-Core rates can be increased to a maximum cap of double the initial rate, other than the second local exchange access line and call waiting, which are limited to a ten percent increase per year until they cap at double the initial rate. This pricing flexibility is in accordance with O.A.C. 4901:1-4 and Alt Reg Case # 04-1358-TP-ALT effective October 15, 2004.

Filed under authority of  
Order No.  
issued by the Public Utilities  
Commission of Ohio

Issued by:  
Vice President/State Regulatory Affairs  
Little Rock, Arkansas

Issued: November 22, 2004  
Effective: November 22, 2004

GENERAL EXCHANGE TARIFF  
P.U.C.O. No. 1

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Voice Messaging Integration (ADC)	S21.1.2	10B	
Waiver of Nonrecurring Charges for Military Personnel	S3.8	9	(N)
Work Performed Outside Regular Working Hours	S2.3.12	11	

GENERAL EXCHANGE TARIFF  
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S11. UNIVERSAL EMERGENCY TELEPHONE NUMBER SERVICE - 911

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# **EXHIBIT B**

Proposed Tariff Sheets

GENERAL EXCHANGE TARIFF  
P.U.C.O. No. 1

MASTER INDEX

WINDSTREAM OHIO GENERAL EXCHANGE TARIFF (Cont'd)  
P.U.C.O. No. 1

(T)

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Universal Emergency Telephone Number Service - 911		S11	1
Unlawful Use of Service		S2.2.9	4
Use of Customer's Service		S2.2.1	1
Use of Facilities of Other Connection Carriers		S2.5.2	18
Vacation Rate Service	Tier 2	S12.12	11
Verification and Interrupt	Tier 2	S15.6	26
Visitation Charge	Tier 1 Core	S16.1.1	1
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Waiver of Nonrecurring Charges for Military Personnel		S3.8	9
Wireless 9-1-1 Service		S11.7	19
Work Performed Outside Regular Working Hours	Tier 2	S2.3.12	11

(N)

WINDSTREAM OHIO LOCAL EXCHANGE TARIFF (Cont'd)  
P.U.C.O. No. 2

(T)

	<u>Classification</u>	<u>Section</u>	<u>Page</u>
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Extended Local Calling Service		S1A.1	1
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Extended Local Calling Service - Rates	Tier 1 Core	S1A.2	2
General Regulations		S1	1
Schedule of Principal Rates and Their Application			
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Exchange Area Map		S2	2
Flat Rate Service		S2.B.1	1
Message Rate Service		S2.B.2	1
Columbia Station Exchange		S2A	1
Exchange Area Map		S2A	2
Flat Rate Service		S2A.B	1
Covington Exchange		S2B	1
Exchange Area Map		S2B	2
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Exchange Area Map		S3	2
Flat Rate Service		S3.B.1	1
Message Rate Service		S3.B.2	1
Elyria Exchange		S3A	1
Exchange Area Map		S3A	3
Flat Rate Service		S3A.B.1	1
Message Rate Service		S3A.B.2	1
Optional Off-Peak Toll Service Description		S3A.D	2A

Note: Rates for Tier 1 Core services are capped at current rates. Rates for Tier 1 Non-Core services are capped at current rates until October 15, 2006. After October 15, 2006, Tier 1 Non-Core rates can be increased to a maximum cap of double the initial rate, other than the second local exchange access line and call waiting, which are limited to a ten percent increase per year until they cap at double the initial rate. This pricing flexibility is in accordance with O.A.C. 4901:1-4 and Alt Reg Case # 04-1358-TP-ALT effective October 15, 2004.

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11.7 Wireless 9-1-1 Service<sup>3</sup>

11.7.1 Service Description

Wireless 9-1-1 Service (W9-1-1) is a service that routes emergency wireless calls to specific Public Safety Answering Points (PSAPs) and provides a Mobile Directory Number (MDN) for callback information and the appropriate caller location information to support the Federal Communication Commission's (FCC) Phase I and Phase II requirements as established in CC Docket No. 94-102.

This service will support the following W9-1-1 design solutions:

- Call Path Associated Signaling (CAS) <sup>1,2</sup>
- Non-Call Path Associated Signaling (NCAS)
- Hybrid <sup>2</sup>

11.7.2 Definitions

9-1-1 Selective Router

A central office providing tandem switching capability for 9-1-1 calls. It controls switching of ANI information to the PSAP and also provides the Selective Routing function capability and certain maintenance functions for each PSA.

Billing Unit

A billing unit represents each 1000 in population for the area being serviced by a Wireless 9-1-1 Customer. The population for the W9-1-1 Customer will be divided by 1000 to determine the total number of billing units for the W9-1-1 customer.

Call Path Associated Signaling (CAS)

A W9-1-1 solution set that utilizes the voice transmission path to deliver the Mobile Directory Number and the caller's location to the PSAP.

Emergency Services Routing Digits (ESRD)

A 10-digit number that is normally used to identify the cell site/sector serving the caller. The selective router uses the ESRD to selectively route the call to the designated PSAP.

Emergency Services Routing Key (ESRK)

A 10-digit telephone number that is normally used to identify an ongoing W9-1-1 call and to correlate the associated data for that call. The selective router uses the ESRK to selectively route the call to the designated PSAP.

1. The CAS solution does not support Phase II and customers that utilize CAS for Phase I will be required to migrate to NCAS of Hybrid solutions for Phase II implementation.
2. The customer provided interface with the selective router must meet the requirements of the National emergency Number Association (NENA) specification 03-002: (NENA Recommendation for the Implementation of Enhanced MF Signaling. E9-1-1 Tandem to PSAP".
3. Denotes Tier 1 Non-core service.

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11.7. Wireless 9-1-1 Service (Continued)

11.7.2 Definitions (Continued)

Hybrid

A W9-1-1 solution set that utilizes one transmission path to deliver the voice and Mobile Directory Number to the PSAP and a separate transmission path to deliver the caller's location information to the PSAP.

Mobile Directory Number (MDN)

A 10-Digit telephone number that identifies the calling party and can be used as a call back number.

Mobile Switching Center

A switch that provides wireless telephone service.

Non-Call Path Associated Signaling (NCAS)

A W9-1-1 solution set that utilizes one transmission path to deliver the voice and a separate transmission to deliver the Mobile Directory Number and the caller's location to the PSAP.

Phase I Service

W9-1-1 service that provides the PSAP with the call-back telephone number of the W9-1-1 caller and the location of the cell site or base station transmitting the call.

Phase II Service

W9-1-1 service that provides the PSAP with all Phase I information plus more precise caller longitude and latitude location information as required by the FCC in CC Docket No. 94-102 (Latitude and Longitude information may require a manual rebid from the PSAP to receive that information).

Pseudo-Automatic Number Identification (pANI)

A number, consisting of the same number of digits as ANI, but is used in place of an ANI to convey a special meaning. The specific meaning assigned to the pANI is determined by agreements, as necessary, between the telephone system originating the call, intermediate telephone systems handling and routing the call, and the destination telephone systems handling and routing the call, and the destination telephone system. The pANI identifies the destination PSAP, or location of the base station or cell site through which a mobile call originates.

Wireless 9-1-1 Customer (Customer)

The Wireless 9-1-1 Customer is the authorized county government unit to whom authority has been lawfully delegated for the implementation of wireless 9-1-1 service at the PSAP or PSAPs under its jurisdiction. The customer may authorize individual PSAP to work directly with the Company during implementation of W9-1-1 service.

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11.7. Wireless 9-1-1 Service (Continued)

11.7.2 Definitions (Continued)

Wireless Service Provider

A facilities-based provider of wireless service to one or more end users in this state.

Wireless End user

An individual or organization authorized to use the telephone services provided by the Wireless Service Provider

11.7.3 Terms and Conditions

Request for this service: (1) can only be initiated by a W9-1-1 Customer; (2) must be provided to the Company in writing 150 days prior to the desired service date for both Phase I or Phase II service; and (3) must identify service locations and arrangements.

W9-1-1 will be provided where facilities permit. If facilities are not available, the Company will negotiate a mutually agreeable service date with the customer.

The minimum number of digits that the PSAP CPE must be capable of receiving is dependent on the wireless solution. A PSAP must be able to accept 8, 10 or 20 digits when the wireless solution is NCAS, Hybrid, or CAS, respectively. If a PSAP CPE does not meet these requirements, the Company will continue to selectively route wireless 9-1-1 calls to the designated PSAPs. However, the PSAP may not receive callback or location information for these calls.

Customer Obligations <sup>1</sup>

1. The Customer is responsible for ensuring that the Wireless Service Provider creates, maintains and forwards to the Company current pANI data according to the format and procedures specified by the Company .
2. W9-1-1 Service Wireless End User's information is confidential. The Customer agrees to use such information only for the purpose of responding to emergency calls.
3. The Wireless End User forfeits the privacy afforded by nonlisted and nonpublished service to the extent that the telephone number, the address and name associated with the originating station location are furnished to the PSAP and to the LEC. The Wireless End User (Published and Non-published) consents to the storage and retention of Wireless End User's location and telephone number in the data base and also consents to access this information by the PSAP for the sole purpose of responding to an emergency call.
4. The Customer has the responsibility for reporting all errors, defects and malfunction that they are aware of to the Company in a timely manner provided the Company is the service provider.

1. The company will participate in all coordination efforts as appropriate.

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11.7. Wireless 9-1-1 Service (Continued)

3.7.1 Terms and Conditions (Continued)

5. Cancellation of the service in whole or in part by the Customer prior to establishment thereof, will require payment of an amount equal to the cost of engineering, manufacturer's billings resulting from equipment orders, installation, assembly, labor, cost of removal and any other costs incurred by the Company up to the time of cancellation resulting from the Customer's order for service.
6. The PSAP will be responsible for any local or long distance toll associated with the call-back of wireless callers or the transferring of calls to non-PSAP locations.
7. From the effective date of this tariff forward, the PSAP will, if needed, order Enhanced Multi-Frequency (E-MF) trunks for additional Selective Router to PSAP trunks. The customer provided interface with the Selective Router must meet the requirements of the National Emergency Number Association (NENA) specification 03-002; "NENA Recommendation for the Implementation of Enhanced MF Signaling, E9-1-1 Tandem to PSAP".
8. The Company will assign one wireless Emergency Service Number (ESN) per PSAP receiving primary routed wireless calls.
9. The Company will provide additional Router to PSAP trunks dedicated to wireless service, and/or Power Failure/Make Busy circuits at the customer's request. The rate for these circuits can be found in Section 11.7.4 below.
10. The Company will route W9-1-1 calls based on the ESN associated with the pseudo Automatic number identification (pANI) that identifies the call site/cell face or routing key. When call routing capability based on longitude and latitude becomes available, the Company will revise this tariff and identify the corresponding rates for such service.
11. The Company's liability and that of its officers or employees to any person for interruption or failure of W9-1-1 Service is limited by the terms set forth in this section, other sections of this tariff, and by law.
12. W9-1-1 Service is provided solely for the benefit of the Customer; the provision of such service shall not be interpreted, construed or regarded as being for the benefit of, or creating any LEC obligation toward, or any right of action on behalf of, any third person or other legal entity.
13. To the extent allowed by law, the Customer agrees to release, indemnify, defend and hold harmless the Company from any and all loss, claims, demand, suites or other action, or any liability whatsoever, to any other party or person, for any personal injury to or death of any person or persons, or for any loss, damage or destruction of any property, whether owned by the Customer or others.
14. The Company supported segment of the W9-1-1 Service will be designed to provide at least the same level of service reliability and quality as local exchange telephone service in the exchanges where 9-1-1 systems are equipped with the features required to provide W9-1-1 service.

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11.7 Wireless 9-1-1 Service (Continued)

11.7.3 Terms and Conditions (Continued)

15. To the extent allowed by law, the Customer also agrees to release, indemnify and hold harmless the Company for any infringement or invasion of the right of privacy of any person of persons, caused or claimed to have been caused, directly or indirectly, by the installation, operation, failure to operate, maintenance, removal, presence, condition, occasion or use of 9-1-1 service features and connection therewith, including, but not limited to, the identification of the telephone number, address or name associated with the telephone used by the party or parties accessing W9-1-1 service hereunder, and which arise out of the negligence of the Company or the negligence of other wrongful act of the W9-1-1 Customer, its user, agencies or municipalities or the employees or agent of any of them.
16. To the extent allowed by law, the Customer and the Wireless Service Provider agree to indemnify, defend, and hold harmless the Company from any and all claims, costs, demands, liabilities, losses, actions, lawsuits, and expenses arising from the Customer and/or Wireless Customer providing the Company with inaccurate, out of date or improperly formatted MDN or pANI data.
17. To the extent allowed by law, the Customer and the Wireless Service Provider agree to indemnify, defend, and hold harmless the Company from any and all claims, costs, demands, liabilities, losses, actions, lawsuits, and expenses arising from any and all equipment failure or defects or errors in transmission on the part of the Customer or the Wireless Service Provider.
18. The customer acknowledges that W9-1-1 service requires that the respective wireless service providers have the capability to forward the wireless subscriber's call and associated call data to the Company for transport to the Customer.
19. The Customer will provide the Company with the population total within its jurisdiction in a format agreed to by the Company.
20. Under no circumstances should a Wireless Service Provider or the Customer allow delivery of wireless calls (for overflow or contingency purposes) onto Router to PSAP trunks or into the selective router over public switched network circuits (e.g. any circuit or trunk not dedicated to 9-1-1 use), or through calls to an E9-1-1 routing/test number associated with the PSAP trunk group.
21. Approval of limitation of liability language by the PUCO does not constitute a determination by the Commission that the limitation of liability imposed by the Company should be upheld in a court of law. Approval by the Commission merely recognizes that since it is a court's responsibility to adjudicate negligence and consequent damage claims, it is also the court's responsibility to determine the validity of the exculpatory clause.

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11.7 Wireless 9-1-1 Service (Continued)

11.7.4 Rates and Charges

Wireless 9-1-1 (W 9 1-1) Service  
W9-1-1 Service with wireless switch  
Features, Selective routing (SR), SR and ALI  
Database upgrades, record entry, assignment  
Of one wireless ESN per wireless PSAP, and  
Storage and processing of ANI/ALI 1,2,3,4,5

	<u>Monthly Rate</u>	<u>Nonrecurring Charge</u>
- Phase I service per billing unit	\$10.75	\$100.50
- Phase II service per billing unit	1.05	107.00
Additional Router to PSAP trunks dedicated to wireless service, and/or Power Failure/Make Busy circuits	21.00	

1. In applications utilizing a third party database provider, the Company will not assess the completeness of the received ALI record, but will simply deliver it to the PSAP. It will be the responsibility of the third party database provider to ensure that the ALI record provides both the W9-1-1 Phase 1 and 2 data as required by the FCC.
2. Population data and billing unit calculations will be revisited before the fifth year anniversary of the effective date of this tariff.
3. Billing units will be rounded to the next highest number to determine the number of billing units (i.e., .5 or higher equals 1.0) A minimum of one (1) billing unit will apply to each rate shown above.
4. Billing of Phase I rates will begin when the first PSAP within the Customers jurisdiction converts to Phase I. Billing of Phase II rates will begin when the first PSAP within the Customers jurisdiction converts to Phase II.
5. Phase II rates are paid in addition to Phase I rates when Phase II service is implemented. If only Phase I service is purchased, then only the Phase I nonrecurring and monthly recurring charge will be assessed. If Phase II service is purchased by a PSAP that has above Phase I service, the incremental Phase II nonrecurring charge will apply and the PSAP would be billed both the Phase I and Phase II monthly recurring

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## **EXHIBIT C**

The purpose of this filing is to introduce a new service, Wireless 9-1-1 Service. This service routes emergency wireless calls to the appropriate Public Safety Answering Point (PSAP) and provides a Mobile Directory Number (MDN) for callback information as well as the appropriate caller location information that supports the FCC-s Phase I and Phase II requirements as established in CC Docket No. 94-102.