



PATRICK D. CROCKER
patrick@crockerlawfirm.com

January 29, 2010

Ms. Renee Jenkins, Commission Secretary
Docketing Division
180 East Broad Street, 13th Floor
Columbus, OH 43215

RE: First Communications, LLC
TRF Docket No. 90-9217

Dear Mr. Jenkins,

Attached for filing on behalf of First Communications, LLC is the Application to implement a New Promotional Offering.

The following items are included with this filing:

Application Form for Routine Proceedings

Exhibit A – Existing Tariff Pages

Exhibit B – Proposed Revised Tariff Pages

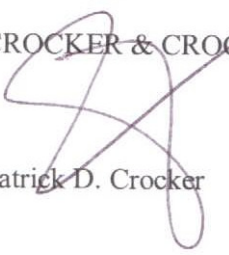
Exhibit C – Nature of Changes

Exhibit D – Customer Notice and Affidavit

Any questions regarding this filing may be directed to my attention at (269) 381-8893 or via e-mail to Patrick@crockerlawfirm.com

Very truly yours,

CROCKER & CROCKER, P.C.



Patrick D. Crocker

The Public Utilities Commission of Ohio

TRF Docket No. 90-9217+

Case No. - **-TP-**

NOTE: Unless you have reserved a Case # or are filing a Contract, leave the "Case No" fields BLANK.

Name of Registrant(s) First Communications, LLC

DBA(s) of Registrant(s)

Address of Registrant(s) 3340 West Market Street, Akron, OH 44333

Company Web Address www.firstcomm.com

Regulatory Contact Person(s) Mary Cegelski + Phone 216-468-1614 + Fax 216-468-1680

Regulatory Contact Person's Email Address mcegelski@firstcomm.com

Contact Person for Annual Report Mary Cegelski Phone 216-468-1614

Address (if different from above) 15535 Neo Parkway, Garfield Heights, OH 44128

Consumer Contact Information Joseph R. Morris Phone 330-835-2472

Address (if different from above)

Motion for protective order included with filing? ☐ Yes ☒ No

Motion for waiver(s) filed affecting this case? ☐ Yes ☒ No [Note: Waivers may toll any automatic timeframe.]

Section I – Pursuant to Chapter 4901:11-6 OAC – Part I – Please indicate the Carrier Type and the reason for submitting this form by checking the boxes below. *CMRS providers: Please see the bottom of Section II.*

NOTES: (1) For requirements for various applications, see the identified section of Ohio Administrative Code Section 4901 and/or the supplemental application form noted.

(2) Information regarding the number of copies required by the Commission may be obtained from the Commission's web site at www.puco.ohio.gov under the docketing information system section, by calling the docketing division at 614-466-4095, or by visiting the docketing division at the offices of the Commission.

<u>Carrier Type</u> ☐ Other (explain below)	☐ ILEC	☒ CLEC	☐ CTS	☐ AOS/IOS
<u>Tier 1 Regulatory Treatment</u>				
Change Rates within approved Range	☐ TRF 1-6-04(B) (0 day Notice)	☐ TRF 1-6-04(B) (0 day Notice)		
New Service, expanded local calling area, correction of textual error	☐ ZTA 1-6-04(B) (0 day Notice)	☐ ZTA 1-6-04(B) (0 day Notice)		
Change Terms and Conditions, Introduce non-recurring service charges	☐ ATA 1-6-04(B) (Auto 30 days)	☐ ATA 1-6-04(B) (Auto 30 days)		
Introduce or Increase Late Payment or Returned Check Charge	☐ ATA 1-6-04(B) (Auto 30 days)	☐ ATA 1-6-04(B) (Auto 30 days)		
Business Contract	☐ CTR 1-6-17 (0 day Notice)	☐ CTR 1-6-17 (0 day Notice)		
Withdrawal	☐ ATW 1-6-12(A) (Non-Auto)	☐ ATW 1-6-12(A) (Auto 30 days)		
Raise the Ceiling of a Rate	Not Applicable	☐ SLF 1-6-04(B) (Auto 30 days)		
<u>Tier 2 Regulatory Treatment</u>				
Residential - Introduce non-recurring service charges	☐ TRF 1-6-05(E) (0 day Notice)	☐ TRF 1-6-05(E) (0 day Notice)		
Residential - Introduce New Tariffed Tier 2 Service(s)	☐ TRF 1-6-05(C) (0 day Notice)	☐ TRF 1-6-05(C) (0 day Notice)	☐ TRF 1-6-05(C) (0 day Notice)	
Residential - Change Rates, Terms and Conditions, Promotions, or Withdrawal	☐ TRF 1-6-05(E) (0 day Notice)	☒ TRF 1-6-05(E) (0 day Notice)	☐ TRF 1-6-05(E) (0 day Notice)	
Residential - Tier 2 Service Contracts	☐ CTR 1-6-17 (0 day Notice)	☐ CTR 1-6-17 (0 day Notice)	☐ CTR 1-6-17 (0 day Notice)	
Commercial (Business) Contracts	Not Filed	Not Filed	Not Filed	
Business Services (see "Other" below)	Detariffed	Detariffed	Detariffed	
Residential & Business Toll Services (see "Other" below)	Detariffed	Detariffed	Detariffed	

Section I – Part II – Certificate Status and Procedural

Certificate Status	ILEC	CLEC	CTS	AOS/IOS
Certification (See Supplemental ACE form)		☐ ACE 1-6-10 (Auto 30 days)	☐ ACE 1-6-10 (Auto 30 days)	☐ ACE 1-6-10 (Auto 30 days)
Add Exchanges to Certificate	☐ ATA 1-6-09(C) (Auto 30 days)	☐ AAC 1-6-10(F) (0 day Notice)	CLECs must attach a current CLEC Exchange Listing Form	
Abandon all Services - With Customers	☐ ABN 1-6-11(A) (Non-Auto)	☐ ABN 1-6-11(A) (Auto 90 day)	☐ ABN 1-6-11(B) (Auto 14 day)	☐ ABN 1-6-11(B) (Auto 14 day)
Abandon all Services - Without Customers		☐ ABN 1-6-11(A) (Auto 30 days)	☐ ABN 1-6-11(B) (Auto 14 day)	☐ ABN 1-6-11(B) (Auto 14 day)
Change of Official Name (See below)	☐ ACN 1-6-14(B) (Auto 30 days)	☐ ACN 1-6-14(B) (Auto 30 days)	☐ CIO 1-6-14(A) (0 day Notice)	☐ CIO 1-6-14(A) (0 day Notice)
Change in Ownership (See below)	☐ ACO 1-6-14(B) (Auto 30 days)	☐ ACO 1-6-14(B) (Auto 30 days)	☐ CIO 1-6-14(A) (0 day Notice)	☐ CIO 1-6-14(A) (0 day Notice)
Merger (See below)	☐ AMT 1-6-14(B) (Auto 30 days)	☐ AMT 1-6-14(B) (Auto 30 days)	☐ CIO 1-6-14(A) (0 day Notice)	☐ CIO 1-6-14(A) (0 day Notice)
Transfer a Certificate (See below)	☐ ATC 1-6-14(B) (Auto 30 days)	☐ ATC 1-6-14(B) (Auto 30 days)	☐ CIO 1-6-14(A) (0 day Notice)	☐ CIO 1-6-14(A) (0 day Notice)
Transaction for transfer or lease of property, plant or business (See below)	☐ ATR 1-6-14(B) (Auto 30 days)	☐ ATR 1-6-14(B) (Auto 30 days)	☐ CIO 1-6-14(A) (0 day Notice)	☐ CIO 1-6-14(A) (0 day Notice)
Procedural				
Designation of Process Agent(s)	☐ TRF (0 day Notice)	☐ TRF (0 day Notice)	☐ TRF (0 day Notice)	☐ TRF (0 day Notice)

Section II – Carrier to Carrier (Pursuant to [4901:1-7](#)), CMRS and Other

Carrier to Carrier	ILEC	CLEC		
Interconnection agreement, or amendment to an approved agreement	☐ NAG 1-7-07 (Auto 90 day)	☐ NAG 1-7-07 (Auto 90 day)		
Request for Arbitration	☐ ARB 1-7-09 (Non-Auto)	☐ ARB 1-7-09 (Non-Auto)		
Introduce or change c-t-c service tariffs,	☐ ATA 1-7-14 (Auto 30 day)	☐ ATA 1-7-14 (Auto 30 day)		
Introduce or change access service pursuant to 07-464-TP-COI	☐ ATA (Auto 30 day)			
Request rural carrier exemption, rural carrier suspension or modification	☐ UNC 1-7-04 or 1-7-05 (Non-Auto)	☐ UNC 1-7-04 or 1-7-05 (Non-Auto)		
Pole attachment changes in terms and conditions and price changes.	☐ UNC 1-7-23(B) (Non-Auto)	☐ UNC 1-7-05 (Non-Auto)		
CMRS Providers See 4901:1-6-15	☐ RCC [Registration & Change in Operations] (0 day)		☐ NAG [Interconnection Agreement or Amendment] (Auto 90 days)	
Other* (explain) _____				

*NOTE: During the interim period between the effective date of the rules and an Applicant's Detariffing Filing, changes to existing business Tier 2 and all toll services, including the addition of new business Tier 2 and all new toll services, will be processed as 0-day TRF filings, and briefly described in the "Other" section above.

All Section I and II applications that result in a change to one or more tariff pages require, at a minimum, the following exhibits. Other exhibits may be required under the applicable rule(s). ACN, ACO, AMT, ATC, ATR and CIO applications see [the 4901:1-6-14 Filing Requirements on the Commission's Web Page](#) for a complete list of exhibits.

Exhibit	Description:
A	The tariff pages subject to the proposed change(s) as they exist before the change(s)
B	The Tariff pages subject to the proposed change(s), reflecting the change, with the change(s) marked in the right margin.
C	A short description of the nature of the change(s), the intent of the change(s), and the customers affected.
D	A copy of the notice provided to customers, along with an affidavit that the notice was provided according to the applicable rule(s).

Section III. – Attestation

Registrant hereby attests to its compliance with pertinent entries and orders issued by the Commission.

AFFIDAVIT

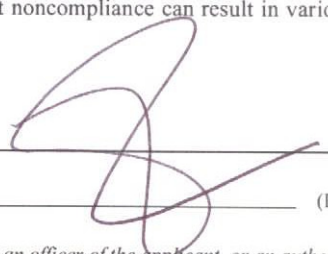
Compliance with Commission Rules and Service Standards

I am an officer/agent of the applicant corporation, Patrick D. Crocker, and am authorized to make this statement on its behalf.
(Name)

I attest that these tariffs comply with all applicable rules, including the Minimum Telephone Service Standards (MTSS) Pursuant to Chapter 4901:1-5 OAC 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 (Date) 01/29/2010 at (Location) Kalamazoo, MI

*(Signature and Title) 

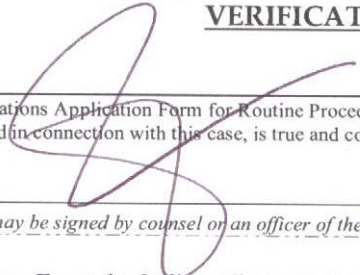
(Date) 1/29/2010

- 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, Patrick D. Crocker

verify that I have utilized the Telecommunications Application Form for Routine Proceedings provided by the Commission 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.

*(Signature and Title) 

Attorney

(Date) 01/29/2010

*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
180 East Broad Street, Columbus, OH 43215-3793**

Or

Make such filing electronically as directed in Case No 06-900-AU-WVR

EXHIBIT A

Existing Tariff Pages

This filing is implementing a new Promotional Offering and consists of Original Page 121. There is no currently existing tariff page.

EXHIBIT B

Proposed Revised Tariff Page

This filing is implementing a new Promotional Offering and consisting of Original Page 121.

8. PROMOTIONAL OFFERINGS

- 8.2 Go Paperless Promotion: Beginning February 1, 2010, First Communications is running a 6 month promotion available to all customers who signup for an online billing account. By signing up for online billing, customers automatically receive email notification for new invoices. They can also view past invoices, make payments and review their call detail.

The "Go Paperless Promotion" provides a \$5.00 credit to residential accounts and a \$10.00 credit to commercial accounts to all eligible customers. The credit recurs monthly as long as the customer maintains their online account.

EXHIBIT C

Nature of the Changes

This filing implements a new Go Paperless Promotion.

Beginning February 1, 2010, First Communications is running a 6 month promotion available to all customers who signup for an online billing account. By signing up for online billing, customers automatically receive email notification for new invoices. They can also view past invoices, make payments and review their call detail.

The "Go Paperless Promotion" provides a \$5.00 credit to residential accounts and a \$10.00 credit to commercial accounts to all eligible customers. The credit recurs monthly as long as the customer maintains their online account.

EXHIBIT D

Customer Notice and Affidavit

The attached customer notification includes the notice of notice to customers of the addition of new a new administrative fee which has been incorporated into the Company's Pricing Guide.

Customers which previously received notice of a new Environmental Impact Fee have been notified that the Environmental Impact Fee will not be charged.

Customer notices provided by bill message for the new Administrative Fee are as follows:

Businesses: Effective January 31, 2010, First Communications will be implementing a monthly Administrative Fee of \$10.00 to your account.

Residences: Effective January 31, 2010, First Communications will be implementing a monthly Administrative Fee of \$5.00 to your account.

Customer notices provided by bill message for customers who previously received a message with regard to a new Environmental Impact fee are as follows:

Businesses: Effective January 31, 2010, First Communications will be implementing a monthly Administrative Fee of \$10.00 to your account. The Environmental Impact Fee will not be charged.

Residences: Effective January 31, 2010, First Communications will be implementing a monthly Administrative Fee of \$10.00 to your account. The Environmental Impact Fee will not be charged.

CUSTOMER NOTICE AFFIDAVIT

STATE OF MICHIGAN :
 : SS
COUNTY OF KALAMAZOO :

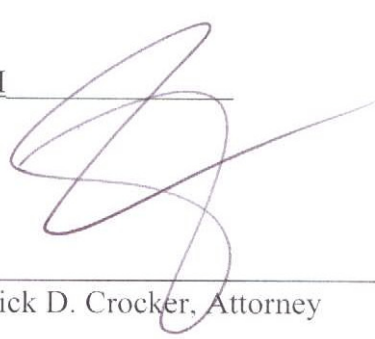
AFFIDAVIT

I, Patrick D. Crocker, am an authorized agent of the applicant corporation, First Communications, LLC, and am authorized to make this statement on its behalf. I attest that customer notices accompanying this affidavit were sent to affected customers through bill message
(type of notice: bill insert, bill message, or direct mail)

between December 16, 2009 and January 16, 2010, in accordance with Rule 4901:1-6-16, Ohio Administrative
(date/time frame)

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

Executed on January 29, 2010 Kalamazoo, MI
(Date) (Location)

/s/  January 29, 2010
Patrick D. Crocker, Attorney (Date)

Subscribed and sworn to before me this 29th day of January, 2010
(Date)


Notary Public: Paula A. Schneider
My Commission Expires: June 24, 2011

PAULA A. SCHNEIDER
Notary Public, State of Michigan
County of Kalamazoo
My Commission Expires 06-24-2011
Acting in the county of Kalamazoo

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

1/29/2010 4:09:01 PM

in

Case No(s). 90-9217-TP-TRF

Summary: Application to implement a new promotional offering electronically filed by Mr. Patrick D. Crocker on behalf of First Communications, LLC