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PUCO

September 1, 2010

Ms. Renee Jenkins
Docketing Division
Public Utilities Commission of Ohio
180 East Broad Street, 11th Floor
Columbus, OH 43215-3793

90-5005-TP-TR F

Re: *In the Matter of the Application of Ayersville Telephone Company to Transition its Intrastate Access Rates in its Edge Out Exchanges Pursuant to Case No. 08-117-TP-WVR, Case No. 10-1271-TP-ATA*

Dear Ms. Jenkins:

Enclosed are the original and nine (9) copies of the *Telecommunications Application Form for ILECs Not Subject to Alternative Regulation* for filing on behalf of Ayersville Telephone Company in the above-captioned matter. Please time stamp and return the additional two (2) copies of the Application to our courier.

Thank you for your assistance.

Very truly yours,

BAILEY CAVALIERI LLC



William A. Adams

WAA:sg

Enclosure

The Public Utilities Commission of Ohio
TELECOMMUNICATIONS APPLICATION FORM
for
ILECs Not Subject to Alternative Regulation
(Effective November 14, 2008)

RECEIVED-DOCKETING DIV
2010 SEP -1 PM 3:01
PUCO

In the Matter of the Application of Ayersville Telephone Company) TRF Docket No. **90-5005-TP-TRF**
to Transition its Intrastate Access Rates in its Edge Out Exchanges) Case No. **10 - 1271-TP - ATA**
Pursuant to Case No. 08-117-TP-WVR) NOTE: Unless you have reserved a Case # or are filing a Contract,
leave the "Case No" fields BLANK.

Name of Company Ayersville Telephone Company
Address of Company 27932 Watson Road, Defiance, OH 43512-8850
Company Web Address _____
Regulatory Contact Person(s) William A. Adams Phone 614.229.3278 Fax 614.221.0479
Regulatory Contact Person's Email Address William.Adams@baileycavalieri.com
Date September 1, 2010

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]

NOTE:

- 1) Not-For-Profit companies must use the NFP application Form (See 05-1303-TP-COI (No not use this App Form).
- 2) For requirements for various applications, see the identified section of Ohio Administrative Code Section 4901.
- 3) 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.
- 4) This form must accompany:
 - ✓ All automatic approval/notice applications filed by incumbent local exchange companies (ILECs) not subject to a qualifying alternative regulation plan when making an application pursuant to Case Nos. 84-944-TP-COI, 86-1144-TP-COI, 89-564-TP-COI, or 99-563-TP-COI.
 - ✓ All non-automatic approval applications filed by incumbent local exchange companies (ILECs) not subject to a qualifying alternative regulation plan when making an application pursuant to Section 4909.18, Ohio Revised Code.

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

Retail Filings

- ☐ 1 (AEC) Application For Approval Of A Customer Contract For Competitive Services (pursuant to 84-944-TP-COI & 86-1144-TP-COI)
☐ a. Stand-Alone Contract (90-day approval, 7 copies)
☐ b. Pre-Approved Contract (0-day notice, 7 copies)
- ☐ 2 (ACO) ILEC Application for Change in Ownership Pursuant to 4905.402, Ohio Revised Code (30-day approval, 10 copies)
- ☐ 3 (ALI) Small, For-Profit, ILEC Application For A Limited Increase In Non-Basic Rates (60-day approval, 10 copies)
- ☐ 4 (ATA) Application For Tariff Amendment - Retail Tariff - That Does Not Result In An Increase In Rates
Small, for-profit ILECs (45-day approval, 10 copies)
- ☐ 5 (ZTA) Tariff Notification Not For An Increase In Rates Involving Message Toll, Toll-Free Service, 900 And 900-Like Services, 500 Service, Calling Card, Prepaid Calling Card, Private Line, and Speed Dialing In Accordance With Waiver Granted in 99-563-TP-COI (5/11/2000 and 11/21/2002) (0-day notice, 7 copies)
NOTE: Notifications do not require or imply Commission Approval.
- ☐ 6 (Non-Auto) All Others (non-automatic approval, indicate appropriate 3 letter code for case type in Case No. above)

Carrier to Carrier Filings

- ☒ 7 (ATA) Application For Tariff Amendment - Access Tariff Applications pursuant to Rule 4901:1-7-14(B) of O.A.C. (30-day approval)
- ☐ 8 (NAG) Negotiated Carrier-to-Carrier Interconnection Agreement under Sections 251 and 252 of the Telecommunications Act (90-day approval) & Rule 4901:1-7 of O.A.C
- ☐ 9 (ARB) Request for Arbitration of a Carrier-to-Carrier Interconnection Agreement under Section 252 of the Telecommunications Act. (non-automatic) & Rule 4901:1-7 of O.A.C

II. The following exhibits corresponding to the list of cases above, at a minimum, are required to be filed:

| | | |
|-------------------------------------|------------------|----------------------------------------------------------------------------------------------------------|
| <input checked="" type="checkbox"/> | 3, 4, 5, 6, 7 | Current Tariff Sheets (to be superseded), if applicable |
| <input checked="" type="checkbox"/> | 3, 4, 5, 6, 7 | Proposed Tariff Sheets |
| <input checked="" type="checkbox"/> | 2, 3, 4, 5, 6, 7 | Rationale or Explanation for Change |
| <input type="checkbox"/> | 1 | Justification for Competitive Treatment |
| <input type="checkbox"/> | 2, 3, 4, 5, 6, 7 | Customer Notice to customers affected by proposal, and statement as to the form and timing of the notice |
| <input type="checkbox"/> | 1, 8 | Copy of Contract |
| <input type="checkbox"/> | 9 | Filing Requirements are specified in 4901:1-7-09(D) of the Ohio Administrative Code |
| <input type="checkbox"/> | | |

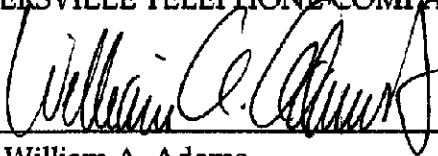
III. Applicant is filing this application under the regulatory requirements:

- ☒ Established by the Commission in Case No. 89-564-TP-COI
☐ Established in 4909.18 Ohio Revised Code.

IV. Applicant respectfully requests the Commission to permit the filing of the proposed tariff sheets, to become effective on the date shown on the proposed tariff sheets (which is a date no earlier than the day after the applicable automatic approval date), modified by any further revisions that have become effective prior to the effective date of the proposed schedule sheets.

Respectfully submitted,

AYERSVILLE TELEPHONE COMPANY

By: 

William A. Adams

BAILEY CAVALIERI LLC

10 West Broad Street, Suite 2100

Columbus, OH 43215-3422

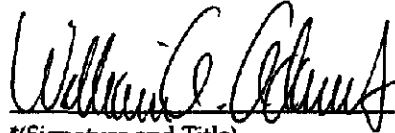
614.229.3278 (direct dial)

614.221.0479 (facsimile)

Attorneys for Ayersville Telephone Company

VERIFICATION

I verify that all of the information submitted herein, and all additional information submitted in connection with this case, is true and correct to the best of my knowledge.


*(Signature and Title)

9/1/10
(Date)

*Verification is required for every filing, and need **not** be notarized except for Applications for a Limited Increase in Rates (ALIs). The verification may be signed by an officer of the applicant, its counsel, or an authorized agent of the applicant, except for ALIs. ALI applications must be signed by an officer of the company and be notarized.

Sworn to and subscribed before me this ____ day of ____ 2010.

Notary Public, State of Ohio
My commission expires _____

EXHIBIT A
(CURRENT TARIFF SHEETS)

AYERSVILLE TELEPHONE COMPANY
DEFIANCE, OHIO

FIRST REVISED SHEET NO. 3
REPLACES ORIGINAL SHEET NO. 3

PUCO NO. 1
Access Service Tariff

CARRIER TOLL RESTRICTION SERVICES

[INTENTIONALLY LEFT BLANK]

(D)

(D)

ISSUED: October 13, 2000

EFFECTIVE: November 28, 2000

In Accordance with Order No. 96-1175-TP-ORD and 00-1923-TP-ATA

RECEIVED

NOV 28 2000

Issued by The Public Utilities Commission of Ohio
The Ayersville Telephone Company
Robert Zimmerman, President
Defiance, Ohio

P.U.C.O. NO. 5
EXPANDED SERVICE AREA

EXPANDED SERVICE AREA

The services, rates, terms, and conditions for the Defiance, Jewell, Florida and Holgate exchanges (the "Edge Out Exchanges") will be identical to those of the Ayersville Exchange. All customers in the Edge Out Exchanges, whether they retain their current telephone number or switch to an Ayersville telephone number, will receive the same local calling area as customers located in the Ayersville Exchange. Therefore, customers in the Edge Out Exchanges will be able to call the following exchanges toll-free: Ayersville, Arthur, Continental, New Bavaria, Defiance, Holgate, and Jewell.

Service will be available where facilities permit.

Issued: November 29, 2005

Effective: May 15, 2006

In Accordance with Case No. 05-1443-TP-UNC
Issued by the Public Utilities Commission of Ohio
Phil Maag, General Manager
Defiance, Ohio

EXHIBIT B
(PROPOSED TARIFF SHEETS)

P.U.C.O. No. 1
ACCESS SERVICE TARIFF

(D)

Only for the Edge Out Exchanges of Defiance, Jewell, Florida and Holgate (as set forth in Section 10, Original Sheet 1 of the Ayersville Telephone Company's ("Telephone Company") Tariff P.U.C.O. No. 5) ("Edge Out Exchanges"), the intrastate switched access rates will be set in accordance with the PUCO's Finding and Order issued May 28, 2008 in Case No. 08-117-TP-WVR as applicable by Case No. 08-699-TP-WVR. The intrastate switched access rates for the Edge Out Exchanges shall be reduced annually by one third of the difference between the intrastate switched access rates charged by the Telephone Company in the Ayersville Exchange (as "frozen" in 1997) and the current switched access rates set forth in NECA Tariff No. 5, in accordance with the following calculations:

(N)

- Effective February 22, 2010: $\frac{2}{3}$ multiplied by (Telephone Company Ayersville Exchange 1997 "frozen" intrastate switched access rates minus NECA switched access rates effective February 22, 2010) plus NECA switched access rates effective February 22, 2010;
- Effective February 22, 2011: $\frac{1}{3}$ multiplied by (Telephone Company Ayersville Exchange 1997 "frozen" intrastate switched access rates minus NECA switched access rates effective February 22, 2010) plus NECA switched access rates effective February 22, 2010; and,
- Effective February 22, 2012: then current NECA switched access rates.

(N)

P.U.C.O. No. 5
EXPANDED SERVICE AREA

EXPANDED SERVICE AREA

The services, rates, terms, and conditions for the Defiance, Jewell, Florida and Holgate exchanges (the "Edge Out Exchanges") will be identical to those of the Ayersville Exchange, except as otherwise specifically provided. All customers in the Edge Out Exchanges, (N) whether they retain their current telephone number or switch to an Ayersville telephone number, will receive the same local calling area as customers located in the Ayersville Exchange. Therefore, customers in the Edge Out Exchanges will be able to call the following exchanges toll-free: Ayersville, Arthur, Continental, New Bavaria, Defiance, Holgate, and Jewell.

Service will be available where facilities permit.

Service is not currently offered in the Edge Out Exchanges. (N)

Issued: _____

Effective: _____

In Accordance with Case No. 10-1271-TP-ATA
Issued by the Public Utilities Commission of Ohio
Phillip Maag, General Manager
Defiance, Ohio

EXHIBIT C

On June 11, 2008, Ayersville Telephone Company ("Ayersville") filed a "Me Too" request for waiver of the requirement set forth in Case No. 06-1344-TP-ORD that carriers operating out-of-territory must reduce intrastate access charges from existing rates to the rate of the ILEC in whose territory that carrier is operating in those "edge out" areas. In its May 28, 2008 Finding and Order in Case No. 08-117-TP-WVR, the Commission deemed such "Me Too" waiver requests approved unless suspended. Ayersville's "Me Too" request for waiver was deemed approved. Therefore, Ayersville was granted an 18-month extension (i.e., until February 22, 2010) to begin the three-year transition period to reduce its intrastate access service charges in its out-of-territory exchanges.

Ayersville does not have and has never had customers in its "edge out" exchanges and the late filing of this tariff amendment has not caused any harm to any carriers. Nevertheless, Ayersville hereby modifies its tariff to reflect the appropriate rates if it begins serving customers outside its traditional service territory. Ayersville also is amending its tariff to make clear that it is not currently offering service in its "edge out" exchanges. Because no customers are impacted by this filing, no notice is required.