

May 18, 2011

Via Electronic Filing

Public Utilities Commission of Ohio 180 East Broad Street Columbus, OH 43215 – 3793

RE: US LEC Communications, Inc. compliance with Case No. 10-1010-TP-ORD

Dear Sir or Madam:

US LEC Communications, Inc hereby submits an application, via electronic filing, to modify the applicable pages to remove detariffed services in compliance with case No. 10-1010-TP-ORD.

Due to the fact that PUCO tariffs Number 1 and 2 are both being submitted, the Exhibits A, B, and C are modified as follows:

Exhibit A.I; Exhibit A pertaining to Tariff No. 1

Exhibit A.2; Exhibit A pertaining to Tariff No. 2

Exhibit B.I; Exhibit B pertaining to Tariff No. 1

Exhibit B.2; Exhibit B pertaining to Tariff No. 2

Exhibit C.I; Exhibit C pertaining to Tariff No. 1

Exhibit C.2; Exhibit C pertaining to Tariff No. 2

Exhibits D, E, and F are applicable to both tariffs.

Should you have any questions please feel free to contact me at (585) 340-2709, or by email at Katherine. Hoagland@PAETEC.com.

Sincerely,

Katherine Hoagland

Tariff & Regulatory Analyst

Attachments

# The Public Utilities Commission of Ohio TELECOMMUNICATIONS APPLICATION FORM for

## **DETARIFFING AND RELATED ACTIONS**

Per the Commission's 01/19/2011 "Implementation Order" in Case No. 10-1010-TP-ORD (Effective: 01/20/2011 through 05/20/2011)

In the Matter of the Application of US LEC Communications, Inc.	) ) )		<b>TP</b> - <b>A</b> 7	ΓΑ Case No. leave the "Case No."
to Detariff Services and make other changes related to the Implementation of Case No. 10-1010-TP-ORD	,			
Name of Registrant(s) <u>US LEC Communications, Inc.</u>				
DBA(s) of Registrant(s)				
Address of Registrant(s) 600 WillowBrook Office Park Fairp	ort, NY 14	<u>450</u>		
Company Web Address www.paetec.com				
Regulatory Contact Person(s) <u>Judith Messenger</u>		Phone 58	85-340-2822	Fax <u>585.770.2498</u>
Regulatory Contact Person's Email Address <u>Judith.Messenger</u>	r@paetec.c	<u>om</u>		
Contact Person for Annual Report <u>Judith Messenger</u>				Phone <u>585-340-2822</u>
Address (if different from above)				
Consumer Contact Information <u>Laura Silivestro</u>				Phone <u>585-340-3094</u>
Address (if different from above)				

#### Part I - Tariffs

## Please indicate the Carrier Type and the reason for submitting this form by checking the boxes below.

NOTE: All cases are ATA process cases, tariffs are effective the day they are filed, and remain in effect unless the Commission acts to suspend.

Carrier Type	☐ ILEC	□ CLEC	☐ CTS
Tariff for Basic Local Exchange Service (BLES) and/or other services required to be tariffed pursuant to 4901:1-6-11(A); detariffing of all other services		$\boxtimes$	
Other changes required by Chapter 4901:1-6 (Describe in detail in Exhibit C)		$\boxtimes$	

## Part II - Exhibits

Note that the following exhibits are required for all filings using this form.

Included	Identified As:	Description of Required Exhibit:
	Exhibit A	The existing affected tariff pages.
	Exhibit B	The proposed revised tariff pages.
	Exhibit C	Narrative summarizing all changes proposed in the application, and/or other
		information intended to assist Staff in the review of the Application.
	Exhibit D	One-time customer notice of detariffing and related changes consistent with rule
		4901:1-06-07
	Exhibit E	Affidavit that the Customer Notice described in Exhibit C has been sent to
		Customers.

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

#### **AFFIDAVIT**

## Compliance with Commission Rules

I am an officer/agent of the applicant corporation, US LEC Communications, Inc.

, and am authorized to make this statement on its behalf.

I attest that these tariffs comply with all applicable rules for the state of Ohio. I understand that tariff notification filings do not imply Commission approval and that the Commission's rules, 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) 5/19/11

at (Location) Fairport, NY 14450

(Date) 5/13/11

John Messenger,

Vice President and Associate General Counsel

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, John Messenger

verify that I have utilized the Telecommunications Application Form for Detariffing and Related Actions 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)

,Vice President & Associate General Counsel (Date)

5/13/11

\*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.1

## **CHECK SHEET**

The pages of this tariff are effective as of the date shown. The original and revised pages named below contain all changes from the original tariff and are in effect on the date shown.

11.			
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2	Fourth *	27	Original
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4	Original	29	Original
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6	Original	31	Original
7	Original	32	Original
8	Original	33	Original
9	Original	34	Original
10	Original	35	First
11	Original	36	Original
12	Original	37	Original
13	Original	38	Original
14	Original	39	Original
15	Original	40	Original
16	Original	41	Original
17	Original	42	Original
18	Original	43	Original
19	Original	44	Original
20	Original	45	Original
21	Original	46	Original
22	Original	47	Original
23	Original	48	Original
24	Original	49	Original
25	Original	50	Original

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Issued By: Senior Manager – Regulatory Affairs

6801 Morrison Boulevard Charlotte, North Carolina 28211

## **CHECK SHEET**

The pages of this tariff are effective as of the date shown. The original and revised pages named below contain all changes from the original tariff and are in effect on the date shown.

'n.			
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53	First	78	First
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57	First	82	Original
58	First	83	Original
59	First	84	First
60	First	85	First
61	First	86	First
62	First	87	First
63	First	88	First
64	First	89	First
65	First	90	Original
66	Original	91	Second
67	Original		
68	Original		
69	Original		
70	Original		
71	Original		
72	$1^{\mathrm{st}}$		
73	Original		
74	Original		
75	Original		

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## 8.1 Remote Call Forwarding On-Net

## 8.1.1 Description

Remote Call Forwarding On-Net is a service that utilizes a US LEC switch to automatically forward all incoming calls dialed to the remote call forwarding on-net number to another US LEC service number.

## 8.1.2 <u>Rates</u>

Remote Call Forwarding On-Net (per number)	Non-Recurring	Monthly Recurring
Minimum:	\$75.00	\$18.75
Maximum:	\$125.00	\$31.25

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## 8.2 Operator Services

## 8.2.1 <u>Description</u>

Operator Handled Calling Services are provided to Customers and Users of Company-provided Local Exchange Services, and to Customers and Users of exchange access lines which the Customer has pre-subscribed to the Company's Pre-Subscribed MTS.

## 8.2.2 <u>Definitions</u>

<u>Person-to-Person</u>: Calls completed with the assistance of a Company operator to a particular person, station, department, or PBX extension specified by the calling party. Charges may be billed to the Customer's commercial credit card and/or LEC calling card, calling station, called station, or a designated third-party station. Calls may be dialed with or without the assistance of a Company operator.

<u>Collect Call</u>: Calls completed with the assistance of a Company Operator for which charges are billed -- not to the originating telephone number, but to the destination or terminating number.

Operator Dialed Charge: The end user places the call without dialing the destination number, although the capability to do it himself exists. The end user will dial "0" for local calls and "00" for long distance calls and then requests the operator to dial the called station.

<u>Billed to Non-Proprietary Calling Card</u>: Refers to calls that are dialed by the customer in accordance with standard dialing instructions and billed to a non-proprietary calling card issued by another carrier.

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## 8.2 <u>Operator Services</u> (Cont'd)

## 8.2.3 Rates

Local exchange, IntraLATA, and Long Distance calls may be placed on an Operator Assisted basis. For Operator Assisted calls to Busy Line Verification and Interrupt, or Directory Assistance, additional surcharges specified in this tariff will apply in addition to any applicable Operator charges.

In addition to the usage charges identified above, the following operatorassisted charges will apply:

	Per Call Charges	
	Min:	Max:
Person-to-Person	\$2.62	\$4.38
Collect Calling	\$1.31	\$2.19
Third Number Billing	\$1.31	\$2.19
Calling Card	\$0.56	\$0.94

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## 8.3 <u>Busy Line Verify and Line Interrupt Service</u>

## 8.3.1 <u>Description</u>

Upon request of a calling party the Company will verify a busy condition on a called line.

- A) The operator will determine if the line is clear or in use and report to the calling party.
- B) The operator will interrupt the call on the called line only if the calling party indicates an emergency and requests interruption.

## 8.3.2 Regulations

- A) A charge will apply when:
  - 1) The operator verifies that the line is busy with a call in progress.
  - 2) The operator verifies that the line is available for incoming calls.
  - The operator verifies that the called number is busy with a call in progress and the customer requests interruption.

    The operator will then interrupt the call, advising the called party the name of the calling party. One charge will apply for both verification and interruption.

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90-9096-TP-TRF

- 8.3 Busy Line Verify and Line Interrupt Service (Cont'd)
  - 8.3.2 Regulations (Cont'd)
    - B) No charge will apply:
      - 1) When the calling party advises that the call is to or from an official public emergency agency.
      - 2) Under conditions other than those specified in 8.3.2(a) preceding.
    - C) Busy Verification and Interrupt Service is furnished where and to the extent that facilities permit.
    - D) The Customer shall identify and save the Company harmless against all claims that may arise from either party to the interrupted call or any person.

8.3.3	Rates	Per Request	
		Min:	Max:
	Busy Line Verify Service	\$0.56	\$0.94
	Busy Line Verify and Busy Line Interrupt Service	\$1.16	\$1.94

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## 8.4 <u>Directory Assistance</u>

## 8.4.1 <u>Description</u>

A Customer may obtain Directory Assistance in determining telephone numbers within the State of Ohio by calling the Directory Assistance operator.

Directory Assistance charges apply for all requests for which the Company's facilities are used. Each number requested is charged as shown below. Requests for information other than telephone numbers will be charged the same rate as shown for the applicable request for telephone numbers.

A credit will be given for calls to Directory Assistance when:

- the Customer experiences poor transmission or is cut-off during the call,
- the Customer is given an incorrect telephone number, or
- the Customer inadvertently misdials an incorrect Directory Assistance NPA.

To receive a credit, the customer must notify the Company operator or Business Office of the problem experienced.

## 8.4.2 Rates

Min: Max:
Per Number Requested \$0.56 \$2.00 (I)

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## 8.9 <u>Presubscription Changes:</u>

## 8.9.1 Description

Customer may change the choice of Primary Interexchange Carrier (PIC) at any time. The customer's original PIC choices are activated at no charge upon inception of local service. Subsequent changes are subject to the following charges.

## 8.9.2 Rates

	Per Line/7	Trunk
	Per Occurrence	
	Min:	Max:
InterLATA PIC Change	\$3.75	\$6.25
IntraLATA PIC Change (when available)	\$3.75	\$6.25
Both PIC selections changed simultaneously	\$3.75	\$6.25

## 8.10 <u>Telecommunications Relay Services (TRS):</u>

## 8.10.1 <u>Description</u>

Enables deaf, hard-of-hearing or speech-impaired persons who use a Text Telephone (TT) or similar devices to communicate freely with the hearing population not using TT and vice versa. A Customer will be able to access the state provider to complete such calls. The Company will impose a surcharge to all Customers at a level determined by the Commission.

## 8.11 <u>Calling Card Calls:</u>

## 8.11.1 Description

Calling Cards are available for customers who may want to make calls on their US LEC account from differing locations. Calling card calls will incur the following charges:

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## 8.11 <u>Calling Cards</u> (Cont'd)

## 8.11.2 Rates

Payphone Compensation Surcharges	Min: \$0.18*	Max: \$0.30*
Rate per minute	\$0.19	\$0.31

<sup>\*</sup>per payphone originated call

## 8.12 Emergency Call Forwarding

Issued By:

At the Business Customer's request, the Company may assist in activating or updating their Call Forwarding (or Call Forwarding on their DTO). The Company will provide this assistance at no cost to the Customer if the request is due to a problem with the Company network. If it is not a Company network problem, then the Customer will be billed a non-recurring charge per line.

Emergency Call Forwarding

Non-Recurring Charge
\$99.00 per line

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## <u>SECTION 8 - MISCELLANEOUS SERVICES</u>

## 8.15 <u>Directory Listings</u>

## 8.15.1 <u>Description</u>

For each Customer of Company-provided Exchange Access Service(s), the Company shall arrange for the listing of the Customer's main billing telephone number in the directory(ies) published by the dominant Local Exchange Carrier in the area at no additional charge. At a Customer's option, the Company will arrange for additional listings at the following rates:

## 8.15.2 <u>Rates</u>

	Non-Recurring		Monthly Recurring		
	Min:	Max:	Min.:	Max:	<b>(T</b> )
Each Additional Listing	\$4.72	\$7.88	\$0.90	\$5.00	(1)

## 8.16 <u>Custom Calling Features</u>

## 8.16.1 <u>Description</u>

These features will include Custom Calling and CLASS features such as Call Forwarding, Call Waiting, Caller ID, etc.

8.16.2	Rates	Per Service Order		Per Feature	
		Non-Recurring		Monthly Recurring	
		Min:	Max:	Min.:	Max:
	U	Sustom Calling Feature with the exception of Caller ID)			
	per feature	\$18.75	\$18.75	\$2.06	\$3.44
	Caller ID	\$18.75	\$18.75	\$5.62	\$9.38
	Caller ID Blocking	No charge		No charge	

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# SECTION 11 - PRICE LIST

## 11.6 Remote Call Forwarding On-Net

Non-Recurring Monthly Recurring

Remote Call Forwarding

On-Net (per number) \$100.00 \$25.00

## 11.7 Operator Services

-	Per Call Charges
Person-to-Person	\$3.50
Collect Calling	\$1.75
Third Number Billing	\$1.75
Calling Card	\$0.75

## 11.8 <u>Busy Line Verify and Line Interrupt Service</u>

Per Request

Busy Line Verify Service \$0.75 Busy Line Verify and Busy Line Interrupt Service \$1.55

## 11.9 Directory Assistance

Per Number Requested \$1.99

11.10 <u>Service Implementation</u>

Non-Recurring

Per Service Order \$25.00

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## **SECTION 11 - PRICE LIST**

11.11 Restoration of Service

Non-Recurring

Per Occasion \$25.00

11.12 <u>Maintenance Visit Charge</u>

Non-Recurring

Per Visit \$13.00

11.13 Presubscription Changes:

Per Line/Trunk Per Occurrence

InterLATA PIC Change \$5.00
IntraLATA PIC Change (when available) \$5.00
Both PIC selections changed simultaneously \$5.00

11.14 <u>Calling Card Calls:</u>

Payphone Compensation Surcharges \$0.24 per payphone originated call

Rate per minute \$0.25

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(I)

## **SECTION 11 - PRICE LIST**

## 11.15 RESERVED FOR FUTURE USE

## 11.16 RESERVED FOR FUTURE USE

11.17	<u>Directory</u>	<u>Listings</u>

		Non-Recurring	Monthly Recurring
	Each Additional Listing	\$6.30	\$3.00
11.18	Custom Calling Features		
		Per Service Order	Per Feature
		Non-Recurring	Monthly Recurring
	Custom Calling Feature (with the exception of Caller	ID)	
	per feature	\$25.00	\$2.75
	Caller ID	\$25.00	\$7.50
	Caller ID Blocking	No charge	No charge

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# EXHIBIT A.2

## **CHECK SHEET**

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9	Original	34	First*
10	Original	35	Original
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13	Original	38	Original
14	Original	39	Original
15	Original	40	Original
16	Original	41	Original
17	Original	42	Original
18	Original	43	Original
19	Original	44	Original
20	Original	45	Original
21	Original	46	Original
22	Original	47	Original
23	Original	48	Original
24	Original	49	Original
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58	Original	83	Original
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60	Original	85	Original
60.1	First *	86	First
61	First *	87	First *
62	First *	88	Second *
63	First *	89	First *
64	First *	90	First *
65	First *		
66	First *		
67	First *		
68	First *		
69	First *		
70	First *		
70.1	First *		
71	Original		
72	Original		
73	Original		
74	Original		
75	Original		

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Maximum

**USAGE RATES**:

## SECTION 5 - MESSAGE TELECOMMUNICATIONS SERVICE

## 5.1 <u>Description</u>

Message Telecommunications Services ("MTS") consist of the furnishing of outbound message telephone service between telephone stations located within the state.

## 5.2 Rates

<u>PROGRAM NAME</u>:Option 1 (1+ Domestic Toll Rates) Option 1 Service is a one-way, dial in-dial out multipoint service allowing customers to originate and terminate calls via US LEC provided local business telephone lines. Option 1 requires a minimum usage of \$100/month and a minimum term of 1 year. Option 1 is only available to customers who subscribe to Local Service with US LEC.

BILLING: 6 second minimum/6 second increments Per minute rates will be prorated.

Minimum

ODIN	JL IMILD.	IVIIIIIIIIIIIII	Maximum	
A)	Domestic Base Rate Per Minute		\$0.11	\$0.25
B)	Domestic Toll Disco	unts		
1.	Minimum Usage:	\$100 (Custo	omer's total montl	hly usage from
	Term	1 Year	2 Years	3 Years
	Percent Discount:	0.00%	10.00%	20.00%
2.	Minimum Usage:	\$500 (Custoservices)	omer's total mon	thly usage from all
	Term	1 Year	2 Years	3 Years
	Percent Discount:	26.00%	30.00%	34.00%

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## 5.2 Rates (Cont'd)

PROGRAM NAME: Option 1 (Cont'd)

<u>BILLING</u>: 6 second minimum/6 second increments Per minute rates will be prorated.

## <u>USAGE RATES</u> (Cont'd):

B) Domestic Toll Discounts (Cont'd)

3. Minimum Usage: \$750 (Customer's total monthly usage from

all services)

Term 1 Year 2 Years 3 Years Percent Discount: 40.00% 43.00% 46.00%

4. Minimum Usage: \$1000 (Customer's total monthly usage from all

services)

Term 1 Year 2 Years 3 Years Percent Discount: 46.00% 48.00% 50.00%

5. Minimum Usage: \$2000 (Customer's total monthly usage from all

services)

Term 1 Year 2 Years 3 Years Percent Discount: 48.00% 50.00% 51.00%

6. Minimum Usage: \$5000 (Customer's total monthly usage from all

services)

Term 1 Year 2 Years 3 Years Percent Discount: 50.00% 51.00% 53.00%

7. Minimum Usage: \$7500 (Customer's total monthly usage from all

services)

 Term
 1 Year
 2 Years
 3 Years

 Percent Discount:
 52.00%
 53.00%
 54.00%

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5.2 <u>Rates</u> (Cont'd)

PROGRAM NAME: Option 1 (Cont'd)

BILLING: 6 second minimum/6 second increments Per minute rates will be prorated.

<u>USAGE RATES</u> (Cont'd):

B) Domestic Toll Discounts (Cont'd)

8. Minimum Usage: \$10000 (Customer's total monthly usage from

all services)

 Term
 1 Year
 2 Years
 3 Years

 Percent Discount:
 53.00%
 54.00%
 55.00%

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## 5.2 <u>Rates</u> (Cont'd)

PROGRAM NAME: Option 1 (Cont'd)

BILLING: 6 second minimum/6 second increments

Per minute rates will be prorated.

## <u>USAGE RATES</u> (Cont'd):

Metro Calling Plan Toll Discounts

Metro Calling Plan provides for special pricing for calls between selected cities served by US LEC. All US LEC Option 1 customers will receive Metro Calling Plan discounts.

## C) Metro Calling Plan – City Availability

1. Minimum Usage: \$100 (Customer's total monthly usage from all

services)

 Term
 1 Year
 2 Years
 3 Years

 Percent Discount:
 0.00%
 10.00%
 20.00%

2. Minimum Usage: \$500 (Customer's total monthly usage from all

services)

 Term
 1 Year
 2 Years
 3 Years

 Percent discount
 34.00%
 36.00%
 40.00%

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## 5.2 <u>Rates</u> (Cont'd)

PROGRAM NAME: Option 1 (Cont'd)

BILLING: 6 second minimum/6 second increments

Per minute rates will be prorated.

## **USAGE RATES** (Cont'd):

C) Metro Calling Plan Toll Discounts (Cont'd):

3. Minimum Usage: \$750 (Customer's total monthly usage from

all services)

 Term
 1 Year
 2 Years
 3 Years

 Percent Discount:
 43.00%
 46.00%
 47.00%

4. Minimum Usage: \$1000 (Customer's total monthly usage from all

services)

 Term
 1 Year
 2 Years
 3 Years

 Percent discount
 46.00%
 48.00%
 50.00%

5. Minimum Usage: \$2000 (Customer's total monthly usage from all

services)

Term 1 Year 2 Years 3 Years Percent Discount: 65.00% 66.00% 67.00%

6. Minimum Usage: \$5000 (Customer's total monthly usage from all

services)

 Term
 1 Year
 2 Years
 3 Years

 Percent discount
 67.00%
 69.00%
 70.00%

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5.2 <u>Rates</u> (Cont'd)

PROGRAM NAME: Option 1 (Cont'd)

BILLING: 6 second minimum/6 second increments

Per minute rates will be prorated.

## <u>USAGE RATES</u> (Cont'd):

C) Metro Calling Plan Toll Discounts (Cont'd):

7. Minimum Usage: \$7500 (Customer's total monthly usage from all

services)

Term 1 Year 2 Years 3 Years Percent Discount: 69.00% 70.00% 71.00%

8. Minimum Usage: \$10000 (Customer's total monthly usage from

all services)

 Term
 1 Year
 2 Years
 3 Years

 Percent discount
 70.00%
 71.00%
 72.00%

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#### 5.2 Rates (Cont'd)

PROGRAM NAME: Option 1 (Cont'd)

BILLING: 6 second minimum/6 second increments Per minute rates will be prorated.

USAGE RATES (Cont'd):
D) IntraLATA Toll Calling

Note: Free Local Calling Areas Override Calling Bands

The following usage charges apply for customer dialed and operator handled intraLATA calls:

Minimum:		Term	
IntraLATA - Message Rate	1 Year	2 Year	3 Year
Mileage Band			
Local	\$0.045	\$0.041	\$0.037
0-10 Miles	\$0.187	\$0.150	\$0.131
11- 16 Miles	\$0.187	\$0.150	\$0.131
17 – 22 Miles	\$0.187	\$0.150	\$0.131
23 – 30 Miles	\$0.187	\$0.150	\$0.131
31 - 40 Miles	\$0.187	\$0.150	\$0.131
41+ Miles	\$0.187	\$0.150	\$0.131
Maximum:		Term	
	1 Year	<u>Term</u> 2 Year	3 Year
IntraLATA - Message Rate	1 Year	<u>Term</u> 2 Year	3 Year
	1 Year \$0.075		3 Year \$0.063
IntraLATA - Message Rate Mileage Band		2 Year	
IntraLATA - Message Rate Mileage Band Local	\$0.075	2 Year \$0.069	\$0.063
IntraLATA - Message Rate Mileage Band Local 0-10 Miles	\$0.075 \$0.313	2 Year \$0.069 \$0.250	\$0.063 \$0.219
IntraLATA - Message Rate Mileage Band Local 0-10 Miles 11- 16 Miles	\$0.075 \$0.313 \$0.313	2 Year \$0.069 \$0.250 \$0.250	\$0.063 \$0.219 \$0.219
IntraLATA - Message Rate Mileage Band Local 0-10 Miles 11- 16 Miles 17 – 22 Miles	\$0.075 \$0.313 \$0.313 \$0.313	\$0.069 \$0.250 \$0.250 \$0.250	\$0.063 \$0.219 \$0.219 \$0.219

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## 5.2 <u>Rates</u> (Cont'd)

PROGRAM NAME: Option 1 (Cont'd)

BILLING: 6 second minimum/6 second increments Per minute rates will be prorated.

## USAGE RATES (Cont'd):

D) IntraLATA Toll Calling

Note: Free Local Calling Areas Override Calling Bands

The following usage charges apply for customer dialed and operator handled intraLATA calls:

Minimum:		Term	
IntraLATA - Flat Rate	1 Year	2 Year	3 Year
Mileage Band			
Local	Free	Free	Free
0-10 Miles	\$0.045	\$0.041	\$0.037
11- 16 Miles	\$0.045	\$0.041	\$0.037
17 – 22 Miles	\$0.045	\$0.041	\$0.037
23 - 30 Miles	\$0.045	\$0.041	\$0.037
31 - 40 Miles	\$0.045	\$0.041	\$0.037
41+ Miles	\$0.045	\$0.041	\$0.037
Maximum:		Term	
Maximum: IntraLATA - Flat Rate	1 Year	<u>Term</u> 2 Year	3 Year
Maximum: IntraLATA - Flat Rate Mileage Band	1 Year		3 Year
IntraLATA - Flat Rate	1 Year Free		3 Year Free
IntraLATA - Flat Rate Mileage Band		2 Year	
IntraLATA - Flat Rate Mileage Band Local	Free	2 Year Free	Free
IntraLATA - Flat Rate Mileage Band Local 0-10 Miles	Free \$0.075	2 Year Free \$0.069	Free \$0.063
IntraLATA - Flat Rate Mileage Band Local 0-10 Miles 11- 16 Miles	Free \$0.075 \$0.075	2 Year Free \$0.069 \$0.069	Free \$0.063 \$0.063
IntraLATA - Flat Rate Mileage Band Local 0-10 Miles 11- 16 Miles 17 – 22 Miles	Free \$0.075 \$0.075 \$0.075	2 Year Free \$0.069 \$0.069 \$0.069	Free \$0.063 \$0.063 \$0.063

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## 5.2 <u>Rates</u> (Cont'd)

PROGRAM NAME: Option 2 (Non-Committal Rate)

Option 2 Service is a one-way, dial in-dial out multipoint service allowing customers to originate and terminate calls via US LEC provided local telephone lines. Option 2 requires no minimum usage and no minimum term.

BILLING: 6 second minimum/6 second increments

## **USAGE RATES**:

A. Domestic Base Rate Per Minute Minimum Maximum \$0.20 \$0.30

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## 8.1 Operator Services

## 8.1.1 <u>Description</u>

Operator Handled Calling Services are provided to Customers and Users of Company-provided Network Services, and to Customers and Users of exchange access lines which the Customer has pre-subscribed to the Company's Pre-Subscribed MTS.

## 8.1.2 <u>Definitions</u>

<u>Person-to-Person</u>: Calls completed with the assistance of a Company operator to a particular person, station, department, or PBX extension specified by the calling party. Charges may be billed to the Customer's commercial credit card and/or LEC calling card, calling station, called station, or a designated third-party station. Calls may be dialed with or without the assistance of a Company operator.

<u>Collect Call</u>: Calls completed with the assistance of a Company Operator for which charges are billed -- not to the originating telephone number, but to the destination or terminating number.

Operator Dialed Charge: The end user places the call without dialing the destination number, although the capability to do it himself exists. The end user will dial "0" for local calls and "00" for long distance calls and then requests the operator to dial the called station.

<u>Billed to Non-Proprietary Calling Card</u>: Refers to calls that are dialed by the customer in accordance with standard dialing instructions and billed to a non-proprietary calling card issued by another carrier.

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## 8.1 Operator Services (Cont'd)

## 8.1.1 Rates

Local exchange, IntraLATA, and Long Distance calls may be placed on an Operator Assisted basis. For Operator Assisted calls to Busy Line Verification and Interrupt, or Directory Assistance, the surcharges specified in Section 8.2.3 and Section 8.3.2 will apply in addition to any applicable Operator charges.

In addition to usage charges at the Company's Option 2 (Non-Committal) rate, the following operator-assisted charges will apply:

Minimum	Maximum
\$3.67	\$6.13
\$1.68	\$2.82
\$1.76	\$2.94
\$0.86	\$1.44
\$0.60	\$1.00
	\$3.67 \$1.68 \$1.76 \$0.86

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## 8.2 Busy Line Verify and Line Interrupt Service

## 8.2.1 Description

Upon request of a calling party the Company will verify a busy condition on a called line.

- A) The operator will determine if the line is clear or in use and report to the calling party.
- B) The operator will interrupt the call on the called line only if the calling party indicates an emergency and requests interruption.

## 8.2.2 <u>Regulations</u>

- A) A charge will apply when:
  - 1) The operator verifies that the line is busy with a call in progress.
  - 2) The operator verifies that the line is available for incoming calls.
  - 3) The operator verifies that the called number is busy with a call in progress and the customer requests interruption. The operator will then interrupt the call, advising the called party the name of the calling party. One charge will apply for both verification and interruption.

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## 8.2 <u>Busy Line Verify and Line Interrupt Service (Cont'd.)</u>

## 8.2.2 Regulations (Cont'd.)

- B) No charge will apply:
  - 1) When the calling party advises that the call is to or from an official public emergency agency.
  - 2) Under conditions other than those specified in 8.2.2(a) preceding.
- C) Busy Verification and Interrupt Service is furnished where and to the extent that facilities permit.
- D) The Customer shall identify and save the Company harmless against all claims that may arise from either party to the interrupted call or any person.

## 8.2.3 Rates

Busy Line Verify Service (each request)	Minimum \$0.71	Maximum \$1.19
Busy Line Verify and Busy Line Interrupt Service (each request)	\$1.05	\$1.75

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## **SECTION 8 - MISCELLANEOUS SERVICES**

#### 8.3 **Directory Assistance**

#### 8.3.1 **Description**

A Customer may obtain Directory Assistance in determining telephone numbers within the State of Ohio by calling the Directory Assistance operator.

#### 8.3.2 Rates

Issued by:

A) Directory Assistance charges apply for all requests for which the Company's facilities are used. Each call is charged as shown below. Requests for information other than telephone numbers will be charged the same rate as shown for the applicable request for telephone numbers.

Minimum Maximum Per Call \$0.56 (intraLATA)

- \$1.50 (intraLATA)
- B) A credit will be given for calls to Directory Assistance when:
  - the Customer experiences poor transmission or is cut-off during the call,
  - the Customer is given an incorrect telephone number, or
  - the Customer inadvertently misdials an incorrect Directory Assistance NPA.

To receive a credit, the customer must notify the Company operator or Business Office of the problem experienced.

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> Greg Lunsford- Regulatory Manager 6801 Morrison Boulevard Charlotte, North Carolina 28211

### 10.1 <u>Message Telecommunications Service ("MTS") Rates</u>

PROGRAM NAME:Option 1 (1+ Domestic Toll Rates) Option 1 Service is a one-way, dial in-dial out multipoint service allowing customers to originate and terminate calls via US LEC provided local business telephone lines. Option 1 requires a minimum usage of \$100/month and a minimum term of 1 year. Option 1 is only available to customers who subscribe to Local Service with US LEC.

BILLING: 6 second minimum/6 second increments Per minute rates will be prorated.

### **USAGE RATES**:

A) Domestic Base Rate Per Minute \$0.15

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### 10.1 <u>Message Telecommunications Service ("MTS") Rates</u> (Cont'd)

PROGRAM NAME: Option 1 (Cont'd)

BILLING: 6 second minimum/6 second increments

Per minute rates will be prorated.

### <u>USAGE RATES</u> (Cont'd):

D) IntraLATA Toll Calling

Note: Free Local Calling Areas Override Calling Bands

The following usage charges apply for customer dialed and operator handled intraLATA calls:

Term		
1 Year	2 Year	3 Year
\$0.06	\$0.055	\$0.050
\$0.25	\$0.200	\$0.175
\$0.25	\$0.200	\$0.175
\$0.25	\$0.200	\$0.175
\$0.25	\$0.200	\$0.175
\$0.25	\$0.200	\$0.175
\$0.25	\$0.200	\$0.175
	\$0.06 \$0.25 \$0.25 \$0.25 \$0.25 \$0.25	\$0.06 \$0.055 \$0.25 \$0.200 \$0.25 \$0.200 \$0.25 \$0.200 \$0.25 \$0.200 \$0.25 \$0.200

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### 10.1 <u>Message Telecommunications Service ("MTS") Rates</u> (Cont'd)

PROGRAM NAME: Option 1 (Cont'd)

BILLING: 6 second minimum/6 second increments

Per minute rates will be prorated.

### <u>USAGE RATES</u> (Cont'd):

D) IntraLATA Toll Calling

Note: Free Local Calling Areas Override Calling Bands

The following usage charges apply for customer dialed and operator handled intraLATA calls:

	<u>Ter</u>	<u>m</u>	
IntraLATA - Flat Rate	1 Year	2 Year	3 Year
Mileage Band			
Local	Free	Free	Free
0-10 Miles	\$0.06	\$0.055	\$0.050
11- 16 Miles	\$0.06	\$0.055	\$0.050
17 – 22 Miles	\$0.06	\$0.055	\$0.050
23 – 30 Miles	\$0.06	\$0.055	\$0.050
31 - 40 Miles	\$0.06	\$0.055	\$0.050
41+ Miles	\$0.06	\$0.055	\$0.050

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### **SECTION 10 - PRICE LIST**

### 10.1 Message Telecommunications Service ("MTS") Rates (Cont'd)

PROGRAM NAME: Option 2 (Non-Committal Rate)

Option 2 Service is a one-way, dial in-dial out multipoint service allowing customers to originate and terminate calls via US LEC provided local telephone lines. Option 2 requires no minimum usage and no minimum term.

BILLING: 6 second minimum/6 second increments

#### **USAGE RATES:**

A. Domestic Base Rate Per Minute \$0.25

PROGRAM NAME: Switched Long Distance Plan

BILLING: 30 second minimum/6 second increments

Per minute rates will be prorated.

US LEC Switched Long Distance service offers smaller single and multi-line business customers the ability to select US LEC as their Presubscribed Interexchange Carrier for the completion of Intrastate calls. Switched Long Distance can be used in conjunction with other US LEC toll products or as a stand-alone offering. Switched Long Distance is available throughout the entire US LEC service area. However, Switched Long Distance will not be available from payphones or cellular phones.

Per Minute Calls to All Areas \$.06

A Monthly Recurring Charge (MRC) is required for any and all locations as follows.

Multi-line Business per line \$4.25 Centrex Lines per line \$2.00

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### 10.3 Operator Services

Per Call Charges	
Person-to-Person	\$4.90
Collect Calling	\$2.25
Third Number Billing	\$2.35
Operator Dialed Surcharge	\$1.15
Calling Card	\$0.80

### 10.4 <u>Busy Line Verify and Line Interrupt Service</u>

Busy Line Verify Service	\$0.95
(each request)	

Busy Line Verify and Busy Line \$1.40 Interrupt Service (each request)

### 10.5 <u>Directory Assistance</u>

Per Call \$1.10 (intraLATA)

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65	First	90	First *
66	Original	91	Third *
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69	First *		
70	First *		
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### **SECTION 8 - MISCELLANEOUS SERVICES**

### 8.1 RESERVED FOR FUTURE USE

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### **SECTION 8 - MISCELLANEOUS SERVICES**

#### 8.9 Presubscription Changes:

### 8.9.1 <u>Description</u>

Customer may change the choice of Primary Interexchange Carrier (PIC) at any time. The customer's original PIC choices are activated at no charge upon inception of local service. Subsequent changes are subject to the following charges.

### 8.9.2 Rates

	Per Line/Trunk	
	Per Occurrence	
	Min: Max	
InterLATA PIC Change	\$3.75	\$6.25
IntraLATA PIC Change (when available)	\$3.75	\$6.25
Both PIC selections changed simultaneously	\$3.75	\$6.25

#### 8.10 Telecommunications Relay Services (TRS):

### 8.10.1 Description

Enables deaf, hard-of-hearing or speech-impaired persons who use a Text Telephone (TT) or similar devices to communicate freely with the hearing population not using TT and vice versa. A Customer will be able to access the state provider to complete such calls. The Company will impose a surcharge to all Customers at a level determined by the Commission.

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11.10 Service Implementation

Non-Recurring

Per Service Order \$25.00

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### 11.11 Restoration of Service

Non-Recurring

Per Occasion \$25.00

### 11.12 Maintenance Visit Charge

Non-Recurring

Per Visit \$13.00

### 11.13 Presubscription Changes:

	Per Line/Trunk
	Per Occurrence
InterLATA PIC Change	\$5.00
IntraLATA PIC Change (when available)	\$5.00
Both PIC selections changed simultaneously	\$5.00

### 11.14 RESERVED FOR FUTURE USE

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59	First *	84	First *
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62	First	88	Second
63	First	89	Second *
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65	First		
66	First		
67	First		
68	First		
69	First		
70	First		
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71	Original		
72	First *		
73	First *		
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### <u>SECTION 5 - MESSAGE TELECOMMUNICATIONS SERVICE</u>

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### **SECTION 8 - MISCELLANEOUS SERVICES**

### 8.1 <u>RESERVED FOR FUTURE USE</u>]

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### **SECTION 8 - MISCELLANEOUS SERVICES**

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#### **SECTION 8 - MISCELLANEOUS SERVICES**

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Ohio Price List.

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SECTION 10 - PRICE LIST [RESERVED FOR FUTURE USE] [RESERVED FOR FUTURE USE] [RESERVED FOR FUTURE USE] Services and products formerly on this page have been detariffed and may now be found in the Company's

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# EXHIBIT C.1

SECTION	DESCRIPTION	PG(s)	EXPLANATION
N/A	UPDATE CHECK SHEETS	2, 3,	N/A
N/A	UPDATE TABLE OF CONTENTS	5	N/A
SECTION 2.8.1.B	MISCELLANEOUS SERVICES	67> 72	Pertains to Non-BLES products
SECTION 2.13	MISCELLANEOUS SERVICES	75, 76	Pertains to Non-BLES products
SECTION 2.14	CALLING FEATURES	78	Pertains to Non-BLES products
SECTION 2.15	RATE SCHEDULE	89> 91	Pertains to Non-BLES products

# EXHIBIT C.2

SECTION	DESCRIPTION	PG(s)	EXPLANATION
N/A	UPDATE CHECK SHEETS	4,3	N/A
N/A	MTS SERVICES	52> 60	Pertains to Non-BLES products
SECTION 2.8.1.B	MISCELLANEOUS SERVICES	72> 76	Pertains to Non-BLES products
SECTION 2.13	RATE SCHEDULE	83> 86	Pertains to Non-BLES products
SECTION 2.14	RATE SCHEDULE	89	Pertains to Non-BLES products

## EXHIBIT D

Beginning on May 16, 2011, the prices, service descriptions, and the terms and conditions for services other than local flat rate service that you are provided by PAETEC will no longer be on file at the Public Utilities Commission of Ohio (PUCO).

This modification does not automatically result in a change in the prices, terms, or conditions of those services to which you currently subscribe. PAETEC must still provide a customer notice at least fifteen days in advance of rate increases, changes in terms and conditions and discontinuance of existing services. Additionally, you will be able to view the company's future service offerings in a price list online at www.paetec.com or you can request a copy of this information by contacting us at the address and phone number listed on your invoice.

Since these services will no longer be on file with the Commission, this means that the agreement reached between the customer and the company will control new services or changes in service. For any new services or changes in service, it will be important that you carefully review and confirm the price, terms and conditions.

If you have any questions about this matter, please call PAETEC at the toll free number listed on your invoice, or visit us at www.paetec.com You may also visit the consumer information page on the PUCO's website at puco.ohio.gov for further information.

Beginning on May 16, 2011, the prices, service descriptions, and the terms and conditions for services other than a primary line provided by PAETEC will no longer be on file at the Public Utilities Commission of Ohio (PUCO).

This modification does not automatically result in a change in the prices, terms, or conditions of those services to which you currently subscribe. PAETEC must still provide a customer notice at least fifteen days in advance of rate increases, changes in terms and conditions and discontinuance of existing services. Additionally, you will be able to view the company's future service offerings in a price list online at <a href="https://www.paetec.com">www.paetec.com</a> or you can request a copy of this information by contacting us at the address and phone number listed on your invoice.

Since these services will no longer be on file with the Commission, this means that the agreement reached between the customer and the company will control new services or changes in service. For any new services or changes in service, it will be important that you carefully review and confirm the price, terms and conditions.

If you have any questions about this matter, please call PAETEC at the toll free number listed on your invoice, or visit us at www.paetec.com.

## EXHIBIT E

#### CUSTOMER NOTICE AFFIDAVIT

### **AFFIDAVIT**

I, John Messenger, am an authorized agent of the applicant corporation, US LEC Communications, Inc., and am authorized to make this statement on its behalf. I attest that the customer notices accompanying this affidavit were sent to affected customers through a bill message on invoices beginning March 26, 2011 in accordance with Rule 4901:1-6-07, Ohio Administrative Code. I declare under penalty of perjury that the foregoing is true and correct.

Signature

May 16, 2011

This foregoing document was electronically filed with the Public Utilities

**Commission of Ohio Docketing Information System on** 

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in

Case No(s). 11-3139-TP-ATA

Summary: Tariff electronically filed by Ms. Katherine A Hoagland on behalf of US LEC Communications, Inc.