



December 23, 2011

MS. Renee Jenkins  
Docketing Division Chief  
The Public Utilities Commission of Ohio  
180 East Broad Street  
Columbus, Ohio 43215-3793

Re: **Case No. 11-6021**

Dear Ms. Jenkins:

Onvoy, Inc. d/b/a Onvoy Voice Services is a CLEC in Ohio. The purpose of this filing is to reflect recently enacted FCC rules pursuant to the FCC's Report and Order and Further Notice of Rulemaking, Docket Nos. WC Docket No. 10-90, *et al*, FCC 11-161 (Released November 18, 2011).<sup>1</sup> The FCC's Rules in this Order become effective on December 29, 2011. This filing adds language to Onvoy's Ohio PUC Tariff No.2 to reflect the FCC's directive regarding the treatment of VOIP-PSTN traffic. This filing includes the following: the Public Utilities Commission of Ohio Telecommunications Filing Form, Exhibits A through C.

If there are any questions concerning this response, please contact me at 952-230-4183 or by email at [mary.buley@onvoy.com](mailto:mary.buley@onvoy.com).

Sincerely,

/s/ Mary T. Buley  
Senior Regulatory and Interconnection Manager  
*Enclosures*

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<sup>1</sup> *In the matter of Connect American Fund, A National Broadband Plan for Our Future, Establishing Just and Reasonable Rates for Local Exchange Carriers, High Cost Universal Support, Developing an Unified Intercarrier Compensation Regime, Federal State Joint Board on Universal Service, Lifeline and Link-Up, Universal Service Reform- Mobility Fund*, Report and Order and Further Notice of Proposed Rulemaking, Docket Nos. WC Docket No. 10-90, *et al*., FCC 11-161, Released November 18, 2011.

**The Public Utilities Commission of Ohio**  
**TELECOMMUNICATIONS FILING FORM**

(Effective: 01/20/2011)

This form is intended to be used with most types of required filings. It provides check boxes with rule references for the most common types of filings. It does not replace or supersede Commission rules in any way.

In the Matter of the Application of Onvoy, Inc.  
to Revise Intrastate Access Tariff Pages

)  
)  
)  
)

TRF Docket No. 90-\_\_\_\_\_

Case No. 11 - 6021 - **TP** - ATA

**NOTE:** Unless you have reserved a Case #, leave the "Case No" fields  
**BLANK.**

Name of Registrant(s) Onvoy, Inc.

DBA(s) of Registrant(s) Onvoy Voice Services

Address of Registrant(s) 300 South Highway 169, Suite 700, Minneapolis, MN 55426

Company Web Address www.onvoy.com

Regulatory Contact Person Mary T. Buley

Phone 952-230-4183

Fax 952-230-4200

Regulatory Contact Person's Email Address 300 South Highway 169, Suite 700, Minneapolis, MN 55426

Contact Person for Annual Report Mary T. Buley

Phone 952-230-4183

Address (if different from above) \_\_\_\_\_

Consumer Contact Information Onvoy Customer Care

Phone 800-933-1224

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.]

**Notes:**

Section I and II are Pursuant to Chapter 4901:1-6 OAC.

Section III – Carrier to Carrier is Pursuant to 4901:1-7 OAC, and Wireless is Pursuant to 4901:1-6-24 OAC.

Section IV – Attestation.

(1) Indicate the Carrier Type and the reason for submitting this form by checking the boxes below.

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

(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) An Incumbent Local Exchange Carrier (ILEC) offering basic local exchange service (BLES) outside its traditional service area should choose CLEC designation when proposing to offer BLES outside its traditional service area or when proposing to make changes to that service.

**All Filings that result in a change to one or more tariff pages require, at a minimum, the following 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 I – Part I - Common Filings

<b>Carrier Type</b> <input type="checkbox"/> <b>Other</b> (explain below)	<input type="checkbox"/> <b>For Profit ILEC</b>	<input type="checkbox"/> <b>Not For Profit ILEC</b>	<input type="checkbox"/> <b>CLEC</b>
Change terms & conditions of existing BLES	<input type="checkbox"/> ATA <u>1-6-14(H)</u> (Auto 30 days)	<input type="checkbox"/> ATA <u>1-6-14(H)</u> (Auto 30 days)	<input type="checkbox"/> ATA <u>1-6-14(H)</u> (Auto 30 days)
Introduce non-recurring charge, surcharge, or fee to BLES			<input type="checkbox"/> ATA <u>1-6-14(H)</u> (Auto 30 days)
Introduce or Increase Late Payment	<input type="checkbox"/> ATA <u>1-6-14(I)</u> (Auto 30 days)	<input type="checkbox"/> ATA <u>1-6-14(I)</u> (Auto 30 days)	<input type="checkbox"/> ATA <u>1-6-14(I)</u> (Auto 30 days)
Revisions to BLES Cap.	<input type="checkbox"/> ZTA <u>1-6-14(F)</u> (0 day Notice)		
Introduce BLES or expand local service area (calling area)	<input type="checkbox"/> ZTA <u>1-6-14(H)</u> (0 day Notice)	<input type="checkbox"/> ZTA <u>1-6-14(H)</u> (0 day Notice)	<input type="checkbox"/> ZTA <u>1-6-14(H)</u> (0 day Notice)
Notice of no obligation to construct facilities and provide BLES	<input type="checkbox"/> ZTA <u>1-6-27(C)</u> (0 day Notice)	<input type="checkbox"/> ZTA <u>1-6-27(C)</u> (0 day Notice)	
Change BLES Rates	<input type="checkbox"/> TRF <u>1-6-14(F)</u> (0 day Notice)	<input type="checkbox"/> TRF <u>1-6-14(F)(4)</u> (0 day Notice)	<input type="checkbox"/> TRF <u>1-6-14(G)</u> (0 day Notice)
To obtain BLES pricing flexibility	<input type="checkbox"/> BLS <u>1-6-14(C)(1)(c)</u> (Auto 30 days)		
Change in boundary	<input type="checkbox"/> ACB <u>1-6-32</u> (Auto 14 days)	<input type="checkbox"/> ACB <u>1-6-32</u> (Auto 14 days)	
Expand service operation area			<input type="checkbox"/> TRF <u>1-6-08(G)(0 day)</u>
BLES withdrawal			<input type="checkbox"/> ZTA <u>1-6-25(B)</u> (0 day Notice)
<b>Other*</b> (explain) _____			

## Section I – Part II – Customer Notification Offerings Pursuant to Chapter 4901:1-6-7 OAC

Type of Notice	Direct Mail	Bill Insert	Bill Notation	Electronic Mail
<input type="checkbox"/> 15-day Notice	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> 30-day Notice	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>Date Notice Sent:</b>				

## Section I – Part III –IOS Offerings Pursuant to Chapter 4901:1-6-22 OAC

IOS	Introduce New	Tariff Change	Price Change	Withdraw
<input type="checkbox"/> IOS	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

## Section II – Part I – Carrier Certification - Pursuant to Chapter 4901:1-6-08, 09 & 10 OAC

Certification	ILEC (Out of Territory)	CLEC	Telecommunications Service Provider Not Offering Local	CESTC	CETC
* See Supplemental form	<input type="checkbox"/> ACE <u>1-6-08</u> * (Auto 30- day)	<input type="checkbox"/> ACE <u>1-6-08</u> *(Auto 30 day)	<input type="checkbox"/> ACE <u>1-6-08</u> *(Auto 30 day)	<input type="checkbox"/> ACE <u>1-6-10</u> (Auto 30 day)	<input type="checkbox"/> UNC <u>1-6-09</u> *(Non-Auto)

\*Supplemental Certification forms can be found on the Commission Web Page.

## Section II – Part II – Certificate Status & Procedural

Certificate Status	ILEC	CLEC	Telecommunications Service Provider Not Offering Local
Abandon all Services		<input type="checkbox"/> ABN <u>1-6-26</u> (Auto 30 days)	<input type="checkbox"/> ABN <u>1-6-26</u> (Auto 30 days)
Change of Official Name *	<input type="checkbox"/> ACN <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> ACN <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> CIO <u>1-6-29(C)</u> (0 day Notice)
Change in Ownership *	<input type="checkbox"/> ACO <u>1-6-29(E)</u> (Auto 30 days)	<input type="checkbox"/> ACO <u>1-6-29(E)</u> (Auto 30 days)	<input type="checkbox"/> CIO <u>1-6-29(C)</u> (0 day Notice)
Merger *	<input type="checkbox"/> AMT <u>1-6-29(E)</u> (Auto 30 days)	<input type="checkbox"/> AMT <u>1-6-29(E)</u> (Auto 30 days)	<input type="checkbox"/> CIO <u>1-6-29(C)</u> (0 day Notice)
Transfer a Certificate *	<input type="checkbox"/> ATC <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> ATC <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> CIO <u>1-6-29(C)</u> (0 day Notice)
Transaction for transfer or lease of property, plant or business *	<input type="checkbox"/> ATR <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> ATR <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> CIO <u>1-6-29(C)</u> (0 day Notice)

\* Other exhibits may be required under the applicable rule(s). ACN, ACO, AMT, ATC, ATR and CIO applications see the 4901:1-6-29 Filing Requirements on the Commission's Web Page for a complete list of exhibits.

## Section III – Carrier to Carrier (Pursuant to 4901:1-7), and Wireless (Pursuant to 4901:1-6-24)

Carrier to Carrier	ILEC	CLEC
Interconnection agreement, or amendment to an approved agreement	<input type="checkbox"/> NAG <u>1-7-07</u> (Auto 90 day)	<input type="checkbox"/> NAG <u>1-7-07</u> (Auto 90 day)
Request for Arbitration	<input type="checkbox"/> ARB <u>1-7-09</u> (Non-Auto)	<input type="checkbox"/> ARB <u>1-7-09</u> (Non-Auto)
Introduce or change c-t-c service tariffs,	<input type="checkbox"/> ATA <u>1-7-14</u> (Auto 30 day)	<input checked="" type="checkbox"/> ATA <u>1-7-14</u> (Auto 30 day)
Request rural carrier exemption, rural carrier suspension or modification	<input type="checkbox"/> UNC <u>1-7-04 or 05</u> (Non-Auto)	
Changes in rates, terms & conditions to Pole Attachment, Conduit Occupancy and Rights- of-Way.	<input type="checkbox"/> UNC <u>1-7-23(B)</u> (Non-Auto)	
<b>Wireless Providers</b> See <u>4901:1-6-24</u>	<input type="checkbox"/> RCC [Registration & Change in Operations]	<input type="checkbox"/> NAG [Interconnection Agreement or

Section IV. – Attestation

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

Scott Sawyer  
(Name)

Please Check ALL that apply:

☒ 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 attest that customer notices accompanying this filing form were sent to affected customers, as specified in Section II, in accordance with Rule 4901:1-6-7, Ohio Administrative Code.

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

Executed on (Date) 12/23/11 at (Location) Barrington, Rhode Island  
\*(Signature and Title) [Signature] (Date) 12/23/11

- 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, Scott Sawyer verify that I have utilized the Telecommunications Filing Form for most 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) [Signature], General Counsel (Date) 12/23/2011

\*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 Affected Tariff Pages

Three Pages from Onvoy's Ohio P.U.C. No. 2 Intrastate Access Tariff

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Issued: May 23, 2008

Effective: June 25, 2008

Issued under authority of the Public Utilities Commission of Ohio Case No. 08-0624-TP-ACE.

Issued By: Mary T. Buley, Senior Regulatory & Interconnection Manager  
Onvoy Voice Services  
300 South Highway 169, Suite 700  
Minneapolis, MN 55426

A/72545618.2

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CHECKSHEET

<u>Page</u>	<u>Revision</u>	<u>Page</u>	<u>Revision</u>	<u>Page</u>	<u>Revision</u>
1	Original	26	Original	51	Original
2	Original	27	Original	52	Original
3	Original	28	Original	53	Original
4	1 <sup>st</sup> Revised	29	Original	54	Original
5	Original	30	Original	55	Original
6	Original	31	Original	56	Original
7	Original	32	Original	57	Original
8	Original	33	Original	58	Original
9	Original	34	Original	59	Original
10	Original	35	Original	60	Original
11	Original	36	Original	61	Original
12	Original	37	Original	62	Original
13	Original	38	Original	63	Original
14	Original	39	Original	64	Original
15	Original	40	Original	65	Original
16	Original	41	Original	66	Original
17	Original	42	Original	67	Original
18	Original	43	Original	68	Original
19	Original	44	Original	69	Original
20	Original	45	Original	70	Original
21	Original	46	Original	71	1 <sup>st</sup> Revised
22	Original	47	Original		
23	Original	48	Original		
24	Original	49	Original		
25	Original	50	Original		

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Issued: September 13, 2011

Effective: September 13, 2011

Issued under authority of the Public Utilities Commission of Ohio Case No. 08-0624-TP-ACE.

Issued By: Mary T. Buley, Senior Regulatory & Interconnection Manager  
Onvoy Voice Services  
300 South Highway 169, Suite 700  
Minneapolis, MN 55426

A/72345618.2



## SECTION 1 - DEFINITIONS (CONT'D)

**SPECIAL ACCESS CIRCUIT** - The physical pathway for transmission of information between a dedicated originating point and a dedicated terminating point.

**TERMINATING DIRECTION** - The use of Switched Access Service for the completion of calls from a carrier's premises to an End User premises.

**TRANSMISSION PATH** - An electrical path capable of transmitting signals within the range of the service offering. A transmission path is comprised of physical or derived facilities consisting of any form or configuration of plant used in the telecommunications industry.

**TRUNK** - A communications path connecting two switching systems in a network, used in the establishment of an end-to-end connection.

**TRUNK GROUP** - A set of trunks which are traffic engineered as a unit for the establishment of connections between switching systems in which all of the communications paths are interchangeable.

**WIRE CENTER** - A physical location in which one or more central offices, used for the provision of exchange services, are located.

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Issued: May 23, 2008

Effective: June 25, 2008

Issued under authority of the Public Utilities Commission of Ohio Case No. 08-0624-TP-ACE.

Issued By: Mary T. Buley, Senior Regulatory & Interconnection Manager  
Onvoy Voice Services  
300 South Highway 169, Suite 700  
Minneapolis, MN 55426

A/72545618.2

Exhibit B: Proposed Revised Tariff Pages

Four Proposed Tariff Pages from Onvoy' P.U.C. No. 2

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Issued: December 23, 2011

Effective: January 23, 2011

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Issued By: Mary T. Buley, Senior Regulatory & Interconnection Manager  
Onvoy Voice Services  
300 South Highway 169, Suite 700  
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CHECKSHEET

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1	Original	26	Original	51	Original	
2	Original	27	Original	52	Original	
3	1 <sup>st</sup> Revised	28	Original	53	Original	
4	2 <sup>nd</sup> Revised	29	Original	54	Original	
5	Original	30	Original	55	Original	
6	Original	31	Original	56	Original	
7	Original	32	Original	57	Original	
8	Original	33	Original	58	Original	
9	Original	34	Original	59	Original	
10	Original	35	Original	60	Original	
11	1 <sup>st</sup> Revised	36	Original	61	Original	
12	Original	37	Original	62	Original	
13	Original	38	Original	63	Original	
14	Original	39	Original	64	Original	
15	Original	40	Original	65	Original	
16	Original	41	Original	66	Original	
17	Original	42	Original	67	Original	
18	Original	43	Original	68	Original	
19	Original	44	Original	69	Original	
20	Original	45	Original	70	Original	
21	Original	46	Original	71	1 <sup>st</sup> Revised	
22	Original	47	Original	72	Original	(N)
23	Original	48	Original			
24	Original	49	Original			
25	Original	50	Original			

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Issued: December 23, 2011

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Issued By: Mary T. Buley, Senior Regulatory & Interconnection Manager  
Onvoy Voice Services  
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SECTION 1 - DEFINITIONS (CONT'D)

**SPECIAL ACCESS CIRCUIT** - The physical pathway for transmission of information between a dedicated originating point and a dedicated terminating point.

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**TRUNK** - A communications path connecting two switching systems in a network, used in the establishment of an end-to-end connection.

**TRUNK GROUP** - A set of trunks which are traffic engineered as a unit for the establishment of connections between switching systems in which all of the communications paths are interchangeable.

**VOIP-PSTN TRAFFIC** - VoIP-PSTN Traffic is traffic exchanged between the Company and the Customer in Time Division Multiplexing (TDM) format that originates and/or terminates in Internet Protocol (IP) format.

(N)  
|  
(N)

**WIRE CENTER** - A physical location in which one or more central offices, used for the provision of exchange services, are located.

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Issued: December 23, 2011

Effective: January 23, 2012

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Issued By: Mary T. Buley, Senior Regulatory & Interconnection Manager  
Onvoy Voice Services  
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Minneapolis, MN 55426

A/72545618.2

## SECTION 10 – VOIP-PSTN TRAFFIC

### 10.1 Voice Over Internet Protocol – Public Switched Telephone Network ("VoIP - PSTN") Traffic

This section governs the identification and treatment of VoIP-PSTN Traffic that is required to be compensated at interstate access rates unless the parties have agreed otherwise in a written agreement.

Company will bill and collect the full Access Reciprocal Compensation on traffic exchanged with Customers when such traffic originates and/or terminates in Internet Protocol format, as set forth in Section 51.913 of the Federal Communications Commission's rules, 47 C.F.R. §51.913, regardless of whether the Company itself delivers such traffic to the called party's premises or delivers the call to the called party's premises via contractual or other arrangements with an affiliated or unaffiliated provider of interconnected Voice over Internet Protocol service.<sup>1</sup>

Intrastate VoIP – PSTN traffic is subject to the Company's applicable interstate switched access rate per minute, as set forth in the Company's F.C.C. Tariff No. 1.

A Customer delivering traffic to Company will identify the percentage of traffic that is VOIP – PSTN Traffic ("Percentage VOIP Usage" or "PVU") and will provide a traffic study or similar analysis that is subject to audit. If a Customer fails to provide this information, Company will assign a default PVU equal to zero.

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<sup>1</sup> See, *In the Matter of Connect America Fund A National Broadband Plan for Our Future Establishing Just and Reasonable Rates for Local Exchange Carriers High-Cost Universal Service Support Developing an Unified Intercarrier Compensation Regime Federal-State Joint Board on Universal Service Lifeline and Link-Up Universal Service Reform – Mobility Fund*, Report and Order and Further Notice of Proposed Rulemaking, Docket Nos. WC Docket No. 10-90, *et al.*, FCC 11-161, (Rel. November 18, 2011).

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Onvoy Voice Services  
300 South Highway 169, Suite 700  
Minneapolis, MN 55426

## Exhibit C

Onvoy, Inc. d/b/a Onvoy Voice Services (Onvoy) is a competitive local exchange carrier and competitive telecommunications services provider in Ohio. The purpose of this filing is to revise Onvoy's Intrastate Access Tariff, Ohio P.U.C. No. 2, to reflect recently enacted FCC rules pursuant to the FCC's Report and Order and Further Notice of Rulemaking, Docket Nos. WC Docket No. 10-90, *et al.*, FCC 11-161 (Released November 18, 2011).<sup>1</sup> The FCC's Rules in this Order become effective on December 29, 2011. This filing adds language to Onvoy's Ohio P.U.C. Tariff No.2 to reflect the FCC's directive regarding the treatment of VOIP-PSTN traffic.

Exhibit B contains the proposed tariff page revisions. Onvoy has revised the Table of Contents, page 3, to reflect the addition of a new Section 10 entitled, VOIP-PSTN Traffic. The Check Sheet for this tariff, page 4, is revised to reflect the proposed revision numbers. The Section on Definitions in this tariff, page 11, is revised to reflect a new definition of VoIP-PSTN Traffic. And finally a new page 72, covering the VoIP-PSTN Traffic is proposed.

Onvoy proposes an effective date of January 23, 2011.

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<sup>1</sup> *In the matter of Connect American Fund, A National Broadband Plan for Our Future, Establishing Just and Reasonable Rates for Local Exchange Carriers, High Cost Universal Support, Developing an Unified Inter-carrier Compensation Regime, Federal State Joint Board on Universal Service, Lifeline and Link-Up, Universal Service Reform- Mobility Fund*, Report and Order and Further Notice of Proposed Rulemaking, Docket Nos. WC Docket No. 10-90, *et al.*, FCC 11-161, Released November 18, 2011.

**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

**12/23/2011 1:12:12 PM**

**in**

**Case No(s). 11-6021-TP-ATA**

Summary: Tariff Onvoy, Inc. Proposed Revisions to its Ohio P.U.C. No.2 Tariff 12.23.11  
electronically filed by Ms. Mary T. Buley on behalf of Onvoy, Inc.