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March 19, 2012

Ms. Betty McCauley  
Secretary  
Public Utilities Commission of Ohio  
180 East Broad Street, 10<sup>th</sup> Floor  
Columbus, OH 43215-3793

*Electronically Filed*

Re: **Case No. 12-0557-TP-ATA** — Application for Tariff Revisions to MCC Telephony of the Midwest, LLC Access Services Tariff (PUCO Tariff No. 3) – **Final Approved Pages**

Dear Ms. McCauley:

On February 6, 2012, MCC Telephony of the Midwest, LLC submitted proposed revisions to its Ohio intrastate access services tariff. Attached, please find the final approved pages, effective March 8, 2012:

Revised Pages	Revision Level
1, 3, 5, 7-10, 12, 13, 24, 26, 30-32, 37, 39, 46, 52	1 <sup>st</sup> Revised
62	Original

Thank you for your assistance with this matter.

Sincerely,



Winafred Brantl

*Counsel for MCC Telephony of the Midwest, LLC*

Enclosures

**CHECK SHEET**

Sheet No.	Revision		Sheet No.	Revision		Sheet No.	Revision		Sheet No.	Revision
Title	Original		30	1 <sup>st</sup> Revised	*	60	Original			
1	1 <sup>st</sup> Revised	*	31	1 <sup>st</sup> Revised	*	61	Original			
2	Original		32	1 <sup>st</sup> Revised	*	62	Original	*		
3	1 <sup>st</sup> Revised	*	33	Original						
4	Original		34	Original						
5	1 <sup>st</sup> Revised	*	35	Original						
6	Original		36	Original						
7	1 <sup>st</sup> Revised	*	37	1 <sup>st</sup> Revised	*					
8	1 <sup>st</sup> Revised	*	38	Original						
9	1 <sup>st</sup> Revised	*	39	1 <sup>st</sup> Revised	*					
10	1 <sup>st</sup> Revised	*	40	Original						
11	Original		41	Original						
12	1 <sup>st</sup> Revised	*	42	Original						
13	1 <sup>st</sup> Revised	*	43	Original						
14	Original		44	Original						
15	Original		45	Original						
16	Original		46	1 <sup>st</sup> Revised	*					
17	Original		47	Original						
18	Original		48	Original						
19	Original		49	Original						
20	Original		50	Original						
21	Original		51	Original						
22	Original		52	1 <sup>st</sup> Revised	*					
23	Original		53	Original						
24	1 <sup>st</sup> Revised	*	54	Original						
25	Original		55	Original						
26	1 <sup>st</sup> Revised	*	56	Original						
27	Original		57	Original						
28	Original		58	Original						
29	Original		59	Original						

\* Indicates New or Revised Sheet

Issued: February 6, 2012

Effective: March 8, 2012

Issued under authority of the Public Utilities Commission of Ohio in Case No. 10-0127-TP-ACE.

Mr. Calvin Craib, President  
MCC Telephony of the Midwest, LLC  
100 Crystal Run Road, Middletown, NY 10941

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**EXPLANATION OF SYMBOLS AND  
ABBREVIATIONS USED IN THIS TARIFF**

The following symbols and abbreviations shall be used in this Tariff for the purposes listed below:

- (C) - To signify changed regulation
- (D) - To signify discontinued rate or regulation
- (I) - To signify a rate increase
- (M) - To signify matter relocated within the Tariff without change  
(unless accompanied by another symbol)
- (N) - To signify a new rate or regulation
- (R) - To signify a rate reduction
- (S) - To signify reissued matter.
- (T) - To signify a change in text, but no change in rate or regulation

**ABBREVIATIONS**

BHMC	- Busy Hour Minutes of Capacity
FGD	- Feature Group D
ISDN	- Integrated Services Digital Network
kbps	- Kilobits per second; 1000s of bits per second
LEC	- Local Exchange Company
Mbps	- Megabits per second; millions of bits per second
MOU	- Minutes of Use
PICC	- Presubscribed Interexchange Carrier Charge
PIU	- Percent of Interstate Use
TFD	- Toll Forwarded Digits

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**APPLICATION OF TARIFF**

This Tariff contains regulations, rates and charges applicable to the provision of intrastate Switched Access, Toll VoIP-PSTN Traffic and other miscellaneous services, hereinafter referred to collectively as service(s), provided by MCC Telephony of the Midwest, LLC, hereinafter referred to as the Company, to customers. The provision of such services by the Company as set forth in this Tariff does not constitute a joint undertaking with the Customer for the furnishing of any service.

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## 1. GENERAL REGULATIONS

### 1.1 Explanation of Terms

#### Access Services

The term “Access Services” includes all services and facilities provided by the Company for the origination or termination of any intrastate telecommunications or other communications services that have the ability to reach the public switched telephone network (“PSTN”) regardless of the technology used in transmission.

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#### Advance Payment

The term “Advance Payment” denotes the requirement for partial or full payment required before the start of service.

#### Bit

The term “Bit” denotes the smallest unit of information in a binary system of notation.

#### Bits Per Second (bps)

The term “Bits Per Second” denotes the number of bits transmitted in one second interval.

#### Commission

The term “Commission” denotes the Public Utilities Commission of Ohio.

#### Company

The term “Company” denotes MCC Telephony of the Midwest, LLC.

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**1. GENERAL REGULATIONS (Cont'd)****1.1 Explanation of Terms (Cont'd)****Constructive Order**

The term "Constructive Order" denotes affirmative actions which constitute an order by a carrier for the Company's services with or without the existence of a written Service Order. These include, but are not limited to the carrier-Customer's delivery of traffic to the Company for termination to the Company's End Users or acceptance by the carrier-Customer of traffic from the Company's End Users or any other acceptance of the Company's services. Selection of the carrier-Customer by Company's End User as that User's PIC also constitutes a Constructive Order by the carrier-Customer for the Company's switched access services.

**Customer**

The term "Customer" denotes (1) the person, firm, any carrier authorized to operate in the State of Ohio, or other entity that, expressly pursuant to a Service Order or constructively as described below, orders Service(s) or is liable for charges under this Tariff; or (2) the person or entity in whose name service is rendered, as evidenced by the signature on the application or contract for that service, or by the receipt and/or payment of bills regularly issued in his name regardless of the identity of the actual user of the service.

**Customer-Designated Premises**

The term "Customer-Designated Premises" denotes the Premises at which a Customer is deemed to receive or deliver traffic for origination or termination of Access Services, as applicable.

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N**Customer-Provided Equipment**

The term "Customer-Provided Equipment" denotes all equipment, facilities and software connected to or interfacing with the Company's network and services that is owned, installed or otherwise provided by the Customer, its affiliates and commercial associates, or any party other than the Company or a vendor or party acting pursuant to express arrangements with the Company.

**Direct-Trunked Transport**

The term "Direct-Trunked Transport" denotes the transport between the serving wire center of the customer's premises and a Company end office.

**1. GENERAL REGULATIONS (Cont'd)****1.1 Explanation of Terms (Cont'd)**End Office

The term “End Office” denotes Company facilities at which End Office Switching functionality, as defined below, is provided.

End Office Switching

The term “End Office Switching” denotes the switching function to interconnect End user connections ( including connections that have been concentrated at a Remote Switching Location) with each other or with trunks. The Company may provide End Office Switching at the same switching center from which it provides Tandem Switching or other intermediary switching functions.

End User

The term “End User” denotes a person or entity that is a subscriber to, or customer of, the residential and business communications services of the Company, including services which are defined by the Federal Communications Commission as VoIP-PSTN Traffic.

Feature Group D Switched Access Service (“FGD”)

FGD provides trunk side access to Company End Office switches with an associated uniform 101-XXXX access code for the Customer’s use in originating and terminating communications. No access code is required for calls to a customer over FGD if the end user’s telephone exchange service is arranged for presubscription to that customer.



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**1. GENERAL REGULATIONS (Cont'd)****1.1 Explanation of Terms (Cont'd)**D  
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DRecurring Charge

The term "Recurring Charge" denotes a monthly flat-rated or usage sensitive charge that applies for a specific rate element.

Service Commencement Date (SCD)

The date upon which the Company notifies the Customer that the requested service or facility is available for use. The Company and the Customer may mutually agree on a substitute SCD. If the Company does not have an executed service order from the Customer, the SCD will be the first date on which the service or facility was used by the Customer.

Service Order

A request for services executed by the Customer and the Company in a format devised by the Company. The Company does not require a written service order for the initiation of services to carrier-Customers. Carrier-Customers may commit to a request for services via an express written service order or by a constructive service order as described elsewhere in this Tariff.

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TServing Wire Center

The wire center from which the Customer designated premises would normally obtain dial tone from the Company.

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**1. GENERAL REGULATIONS (Cont'd)****1.1 Explanation of Terms (Cont'd)****Tandem Transport**

The term “Tandem Transport” denotes the transport between an access tandem and end offices that subtend the access tandem. Tandem Transport consists of circuits used in common by multiple customers from the tandem to an end office.

**Terminal Equipment**

The term “Terminal Equipment” denotes telecommunication devices, apparatus and associated wiring on the Customer-designated premises.

**Toll VoIP-PSTN Traffic**

The term “Toll VoIP-PSTN Traffic” denotes interexchange traffic exchanged between the Company and a Customer in Time-Division-Multiplexing format that originates and/or terminates in IP format.

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N**Wire Center**

The term “Wire Center” denotes a building in which one or more central offices, used for the provision of exchange services, are located.

**1. GENERAL REGULATIONS (Cont'd)****1.9 Liabilities and Obligations (Cont'd)****1.9.3 Obligations of the Customer (Cont'd)**

The Customer is responsible for ensuring that all customer-provided equipment connected to the Company's network equipment and facilities is compatible with such equipment and facilities. The magnitude and character of the voltages and currents impressed on customer-provided equipment and wiring by the connection, operation or maintenance of such equipment and wiring shall be such as not to cause damage to the Company-provided equipment and wiring or the Customer-provided equipment and wiring, or injury to the Company employees or to other persons. Any additional protective equipment required to prevent such damage or injury shall be provided by the Company at the Customer's expense. The Customer shall provide the personnel, power and space required to operate all facilities and associated equipment installed on the premises of the Customer

The Customer shall be responsible for providing Company personnel access to premises of the Customer at any reasonable hour for the purpose of testing the facilities or equipment of the Company.

**1.9.4 Service Orders**

The signing of a service order by the Customer and acceptance by the Company initiates the respective obligations of the parties as set forth in this Tariff. Should a Customer use the Company's service without a service order, the Company may require that the Customer execute a written service order within a reasonable time from the inception of service. Customers using the Company's service without an executed service order agree to comply with the general regulations and other provisions contained in this Tariff.

A carrier-Customer may affirmatively request the Company's services either expressly by placing a written request for the Company's service or constructively by (a) sending traffic to and/or accepting traffic from Company End-User-Customers and then submitting BNA requests to the Company, or (b) allowing Company End-User Customers to choose the carrier-Customer as their PIC and once processed, allowing Company End-User Customers to utilize the carrier-Customer as their primary IXC. A carrier-Customer which has constructively ordered Company's services is responsible for payment of charges and compliance with the Company's regulations and applicable law.

1.9.4.1 Service orders, whether written or constructive, are subject to the service order charge described in Section 2.4.1.D.

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**1. GENERAL REGULATIONS (Cont'd)****1.11 Determination of Jurisdiction****1.11.1 Reserved for Future Use****1.11.2 Switched Access**

A Customer ordering Switched Access Service must provide its projected Percentage Interstate Usage (PIU) (in whole numbers) for each category of service to the Company. These percentages will be used to allocate usage and charges between interstate and intrastate traffic categories until a revised report is provided. Reported PIU factors are used only where the call detail is insufficient to determine the actual jurisdiction of traffic.

Except as otherwise arranged between a Customer and the Company, Customers must provide an updated PIU calculation quarterly, by the 10th day of January, April, July and October. The new PIU must reflect usage percentages from the preceding calendar quarter's traffic and will be used as the basis for calculating the current quarter's jurisdictional billing breakout between interstate and intrastate services. If Customer fails to update its PIU, the Company, at its discretion, may use the previously submitted PIU figure. In the absence of any PIU report from the Customer, the Company may apply a default presumption of 50 percent interstate traffic and 50 percent intrastate traffic.

Customer must retain records of call detail from which the PIU has been calculated. Upon request by the Company, these records must be made available for inspection as reasonably necessary for verification purposes. The Company may conduct an audit at any time.

In the event of a billing dispute or if a regulatory agency inquires regarding the PIU figure in use, the Customer shall provide sufficient data for the Company to respond fully to the agency questions and shall cooperate fully in resolving any inquiries.

## 2. SWITCHED ACCESS

### 2.1 General

Switched Access Service, which is available to customers for their use in furnishing their services to end users, provides a two-point communications path between a customer's premises and an end user's premises. It provides for the use of terminating, switching, transport facilities and subscriber common lines. Switched Access Service provides for the ability to originate calls from an end user's premises to a customer's premises, and to terminate calls from a customer's premises to an end user's premises in the LATA where it is provided. Switched Access Service must be ordered separately for each LATA in which the Customer desires to originate or terminate calls. Toll VoIP-PSTN Traffic is discussed in Section 5 of this Tariff.

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### 2.2 Provision and Description

The Company provides Feature Group D and 8XX Toll-Free Switched Access Services. The service categories are differentiated by their technical characteristics and the manner in which an end user accesses them when originating calls.

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#### 2.2.1 Reserved for Future Use

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#### 2.2.2 Feature Group D

FGD Access, which is available to all customers, provides trunk side access to Company end office switches with an associated uniform 101-XXXX access (C) code for the Customer's use in originating and terminating communications. No access code is required for calls to a customer over FGD if the end user's telephone exchange service is arranged for presubscription to that customer.

#### 2.2.3 8XX Toll-Free Access Service

8XX Toll-Free Access Service is a service offering utilizing originating trunk side Switched Access Service. The service provides for the forwarding of end user dialed 8XX calls to a Company Service Switching Point which will initiate a query to the data base to perform the Customer identification and delivery function. The call is forwarded to the appropriate customer based on the dialed 8XX number.

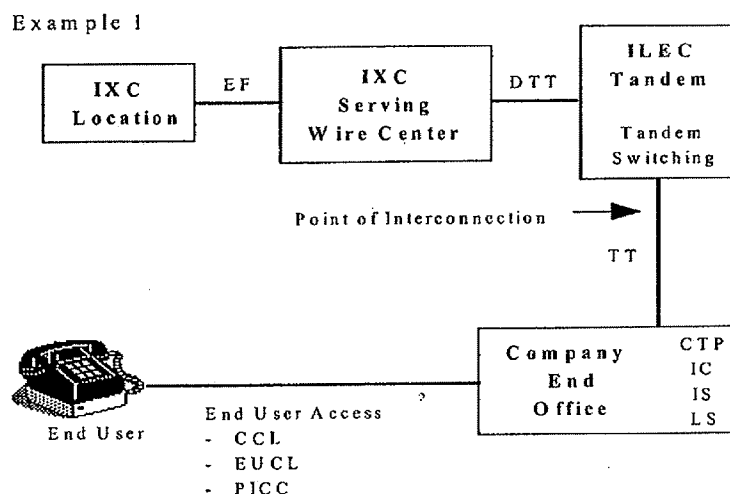
**2. SWITCHED ACCESS (Cont'd)****2.2 Provision and Description (Cont'd)****2.2.4 SS7 Out Of Band Signaling Option**

SS7 Out of Band Signaling option provides the means for transmitting SS7 out of band signaling information over a communications path which is separate from the message path

**2.3 Switched Access Rate Categories**

There are three rate categories which apply to Switched Access Service provided by the Company: Carrier Common Line, Switched Transport and End Office Switching.

The following diagrams depict generic views of the components of Switched Access Service and the manner in which the components are combined to provide a complete access service.

**Company bills:****End Office Rate Elements**

CTP - Common Trunk Port  
IC - Interconnection Charge  
IS - Information Surcharge  
LS - Local Switching

**End User Access**

CCL - Carrier Common Line  
EUCL - End User Common Line [1]  
PICC - Presubscribed IXC Charge [1]

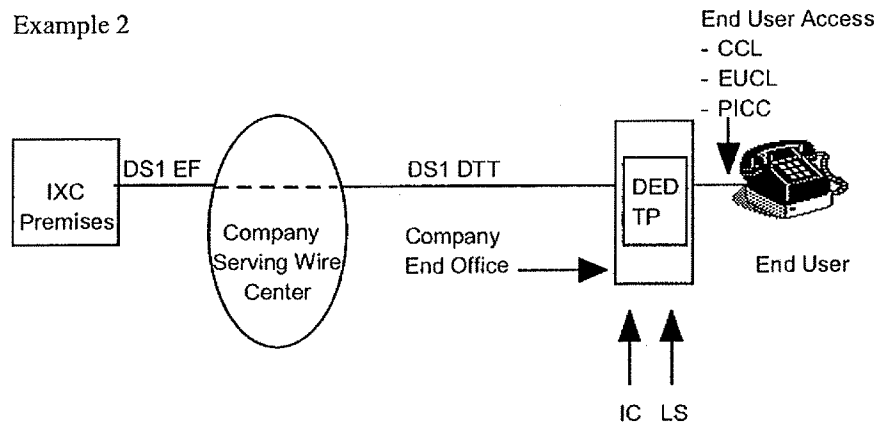
**Tandem Transport (TT)**

Transport Termination  
Transport Facility

[1] Assessed on a flat-rated monthly basis.

**2. SWITCHED ACCESS (Cont'd)****2.3 Switched Access Rate Categories (Cont'd)**

Example 2

Company bills:

EF - Entrance Facility [1]  
 DTT - Direct-Trunked Transport [1]

## End Office Rate Elements

DED TP - Dedicated Trunk Port [1]  
 IC - Interconnection Charge  
 IS - Information Surcharge  
 LS - Local Switching

## End User Access

CCL - Carrier Common Line  
 EUCL - End User Common Line [1]  
 PICC - Presubscribed IXC Charge [1]

## Tandem Transport (TT)

Transport Termination  
 Transport Facility

[1] Assessed on a flat-rated monthly basis.

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## 2. SWITCHED ACCESS (Cont'd)

### 2.3 Switched Access Rate Categories (Cont'd)

#### 2.3.3 End Office Switching

The End Office Switching rate category provides the local end office switching and end user termination functions necessary to complete the transmission of Switched Access communications to and from the end users served by the Company's end office.

End Office Switching is comprised of one or more of the following: a Local Switching rate, a Common (shared) Trunk Port rate, a Dedicated Trunk Port rate, an Interconnection charge and an Information surcharge.

The End Office Switching rates are set forth in 2.6.3, following.

##### 2.3.3.A Local Switching

The Local Switching rate element provides local dial switching for Feature Group D.

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##### 2.3.3.B Common Trunk Port

The end office Common Trunk Port rate provides for the termination of tandem transport trunks in shared end office ports. The end office Common Trunk Port rate is assessed on a per-MOU basis to all trunkside originating and terminating access minutes utilizing tandem routing to an end office.

##### 2.3.3.C Dedicated Trunk Port

The end office Dedicated Trunk Port rate provides for the termination of a trunk to a dedicated trunk port in an end office . The rate is assessed per month for each FG trunk in service directly routed (via DTT) between the SWC and the end office.



**2. SWITCHED ACCESS (Cont'd)****2.4 Obligations of the Customer (Cont'd)****2.4.1 Ordering Requirements (Cont'd)**

2.4.1.A Reserved for Future Use

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2.4.1.B For Feature Group D Switched Access Service, the Customer shall specify the number of busy hour minutes of capacity (BHMC) from the Customer's premises to the end office by Feature Group and by traffic type. This information is used to determine the number of transmission paths. Customers may, at their option, order FGD by specifying the number of trunks and the end office. When a customer orders FGD in trunks, the Customer is responsible to assure that sufficient access facilities have been ordered to handle its traffic. When ordering by trunk quantities rather than BHMC quantities to an end office, the Customer must also provide the Company an estimate of the amount of traffic it will generate to and/or from each end office to assist the Company in its own efforts to project further facility requirements.

In addition, for Feature Group D with the Out of Band Signaling/SS7 signaling option, the Customer shall specify the switching point codes and trunk circuit identification codes for trunks with the Out of Band Signaling/SS7 signaling option, and the STP point codes.

2.4.1.C For 8XX Toll-Free Access Service, the Customer shall order the service in accordance with the preceding provisions set forth for Feature Group D. If the Customer desires any of the optional features available with 8XX Toll-Free Access Service, the Customer shall so specify on the order for service.

2.4.1.D The Company will assess a service order charge for each request, including but not limited to Access Service Requests (ASRs) and Local Service Requests (LSRs), submitted by a Customer. Rates for this charge are provided in Section 2.6.6.A.

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**2. SWITCHED ACCESS (Cont'd)****2.5 Rate Regulations (Cont'd)****2.5.3 Measuring Access Minutes**

Customer traffic to end offices will be measured (i.e., recorded or assumed) by the Company at End Office switches. Originating and terminating calls will be measured (i.e., recorded or assumed) by the Company to determine the basis for computing chargeable access minutes. In the event the Customer message detail is not available because the Company lost or damaged tapes or experienced recording system outages, the Company will estimate the volume of lost Customer access minutes of use based on previously known values.

Access minutes will be recorded to the nearest one second for any particular call. Access minutes or fractions thereof are accumulated over the billing period for each end office and are then rounded up to the nearest access minute for each end office.

For originating calls over Feature Group D, usage measurement begins when the originating Feature Group D switch receives the first wink supervisory signal forwarded from the Customer's point of termination. C  
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The measurement of originating call usage ends when the originating Feature Group D switch receives disconnect supervision from either the originating end user's end office, indicating the originating end user has disconnected, or the Customer's point of termination, whichever is recognized first by the switch. C

For terminating calls over Feature Group D, the measurement of access minutes begins when the terminating Feature Group D switch receives answer supervision from the terminating end user's end office, indicating the terminating end user has answered. C  
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The measurement of terminating call usage over Feature Group D ends when the terminating Feature Group D switch receives disconnect supervision from either the terminating end user's end office, indicating the terminating end user has disconnected, or the Customer's point of termination, whichever is recognized first by the switch. C  
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**2. SWITCHED ACCESS (Cont'd)****2.6 Rates and Charges (Cont.)****2.6.3 End Office Switching \***

## 2.6.3.A Local Switching

- Originating
- Terminating

## 2.6.3.B Common Port Charge

## 2.6.3.C Reserved for Future Use

## 2.6.3.D Reserved for Future Use

## 2.6.3.E Dedicated Trunk Port Charge

**2.6.4 8XX Toll-Free Access Service \***

## 2.6.4.A Customer ID Charge (Per Query)

**2.6.5 Order Modification Charges \***

## 2.6.5.A Service Date Change Charge

## 2.6.5.B Partial Cancellation Charge

## 2.6.5.C Expedited Order Charge

**2.6.6 Nonrecurring Charges \***

## 2.6.6.A. Service Order Charge (Per Request)

## 2.6.6.B Service Installation Charge

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Note: Service Rearrangement Charges are calculated as a percentage of the Service Installation Charge. See discussion, above, in Section 2.5.1.

\* MCC Telephony of the Midwest, LLC, in the territory served by Verizon, is mirroring the switched access rates of Verizon as they are now set forth in Verizon North, Inc.'s P.U.C.O. Tariff No. 2 which concurs in Verizon Telephone Companies FCC Tariff No. 14, and as they may be subsequently revised, added to or supplemented.

## 5. TOLL VOIP-PSTN TRAFFIC

### 5.1 General

The Toll VoIP-PSTN Traffic category consists of all traffic that (i) is exchanged in Time Division Multiplexing ("TDM") format and (ii) originates and/or terminates in Internet protocol ("IP") format. See Federal Communications Commission Report and Order in WC Docket Nos. 10-90, etc., FCC Release No. 11-161 (Nov. 18, 2011) ("FCC Order"). Intrastate Toll VoIP-PSTN Traffic services are tariffed within the Company's state access tariff consistent with the FCC Order.

### 5.2 Application of this Tariff

Except where expressly noted, intrastate Toll VoIP-PSTN Traffic is ordered and provided consistent with all provisions of this Tariff, including those in Section 2 – Switched Access.

5.2.1 This section of the tariff does not preclude carriers from negotiating different rates, terms and conditions governing compensation for toll VoIP-PSTN traffic; however until such time as negotiations produce a mutually acceptable written agreement, the terms of this section shall apply.

5.2.2 This tariff does not supersede rates, term and conditions governing compensation for Toll VoIP-PSTN traffic in existing (applicable) interconnection agreements, to the extent any exist.

5.2.3 Rates, term and conditions governing compensation for toll VoIP-PSTN traffic in this section apply prospectively.

### 5.3 Rating of Toll VoIP-PSTN Traffic

Consistent with the FCC Order, intrastate Toll VoIP-PSTN Traffic will be billed at rates equal to those tariffed for the Company's functionally equivalent interstate switched access services as described in Section 2 of the Company's federal access services tariff (MCC Telephony, LLC FCC Tariff No. 1).

The intrastate switched access rates in this tariff are the same as the interstate rates for Switched Access rate elements. Therefore, no percentage or VoIP factor is necessary to identify and rate the intrastate Toll VoIP-PSTN Traffic, nor are modifications to the rates and/or billing necessary as a result of the Toll VoIP-PSTN provisions of the FCC Order.

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

**Commission of Ohio Docketing Information System on**

**3/19/2012 4:14:38 PM**

**in**

**Case No(s). 12-0557-TP-ATA**

Summary: Tariff Filing of Final Approved Revisions to MCC Telephony of the Midwest, LLC's Ohio Intrastate Access Services Tariff. electronically filed by Ms. Winifred R Brantl on behalf of MCC Telephony of the Midwest, LLC