

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 the Application for)
Approval of an Agreement Amendment Between)
Sycamore Telephone Company and Allied Wireless)
Communications Corporation Pursuant to Section 252 of)
the Telecommunications Act of 1996)

TRF Docket No. 90-_____

Case No. 12 - 2321 - **TP** - **NAG**

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

Name of Registrant(s): Sycamore Telephone Company

DBA(s) of Registrant(s) _____

Address of Registrant(s): 104 E. 7th Street, Sycamore, OH 44882-9409

Company Web Address: www.syctelco.com

Regulatory Contact Person(s): Steve Ekleberry

Phone 419-927-6012

Fax 419-927-2990

Regulatory Contact Person's Email Address steve.ekleberry@syctelco.com

Contact Person for Annual Report: Steve Ekleberry

Phone 419-927-6012

Address (if different from above) _____

Consumer Contact Information: Steve Ekleberry

Phone 419-927-6012

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

Carrier Type <input type="checkbox"/> Other (explain below)	<input type="checkbox"/> For Profit ILEC	<input type="checkbox"/> Not For Profit ILEC	<input type="checkbox"/> CLEC
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)
Other* (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"/>
Date Notice Sent:				

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	X 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 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)	
Wireless Providers 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, Sycamore Telephone Company, and am authorized to make this statement on its behalf.

Steve Ekleberry
(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) 8/17/12 at (Location) Sycamore, OH
(Signature and Title) [Signature] (Date) 8/17/12

- 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, Steve Ekleberry 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): Treasurer [Signature] (Date) 8/17/12
President
*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

BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO


In the Matter Of The Application)	
For Approval Of An Agreement Amendment)	
Between Sycamore Telephone Company and)	Case No. 12-2321-TP-NAG
Allied Wireless Communications Corporation)	
Pursuant To Section 252 of the)	
Telecommunications Act of 1996.)	

APPLICATION FOR APPROVAL OF AN AGREEMENT
AMENDMENT PURSUANT TO THE TELECOMMUNICATIONS ACT OF 1996

Sycamore Telephone Company hereby files the attached Amendment dated August 2, 2012, (the "Amendment") to the agreement between Sycamore Telephone Company and Allied Wireless Communications Corporation dated November 8, 2010 (the "Agreement") for review and approval by the Commission pursuant to the provisions of Section 252(e) of the Telecommunications Act of 1996, 47 U.S.C. § 252(e) (the "Act"). The Amendment establishes bill-and-keep as the compensation arrangement for IntraMTA Traffic exchanged between the parties effective July 1, 2012. Sycamore Telephone Company requests that the Commission approve the Amendment in the form submitted.

Respectfully submitted,

Sycamore Telephone Company

By: 
Steve Ekleberry
General Manager/Treasurer
104 East 7th Street
Sycamore, Ohio 44887-9409
(419) 927-6012

Attachments: Amendment to Interconnection Agreement (executed copy)
Telecommunications Filing Form

AMENDMENT No. 1
TO THE
TRAFFIC EXCHANGE AND COMPENSATION AGREEMENT
BETWEEN
SYCAMORE TELEPHONE COMPANY
AND
ALLIED WIRELESS

This Amendment No. 1 (the "Amendment") is made by and between Sycamore Telephone Company ("Sycamore") with offices at 104 E 7th Street, Sycamore, Ohio 44882, and Allied Wireless Communications Corporation ("Allied Wireless") with its principal place of business at 1001 Technology Drive, Little Rock, Arkansas 72223, and is effective as of July 1, 2012 (the "Amendment Effective Date").

WHEREAS, Sycamore and Allied Wireless (hereinafter individually referred to as a "Party" or collectively referred to as the "Parties") are Parties to a Traffic Exchange Compensation Agreement dated November 8, 2010 ("Agreement");

WHEREAS, on November 18, 2011, the Federal Communications Commission ("FCC") released a Report and Order and Further Notice of Proposed Rulemaking, *In re Connect America Fund, et al.*, WC Docket 10-90, *et al.*, Report and Order and Further Notice of Proposed Rulemaking, FCC 11-161 (rel. November 18, 2011) (the "USF-ICC Transformation Order"), which adopted Bill-and-Keep as the default compensation for non-access traffic exchanged between LECs and CMRS providers within the scope of 47 C.F.R. § 51.701(b)(2). The FCC ordered that the Bill-and-Keep default should apply immediately;

WHEREAS, on December 23, 2011, the FCC issued a Reconsideration Order, *In re Connect America Fund, et al.*, WC Docket 10-90, *et al.*, Order on Reconsideration, FCC 11-189 (rel. December 23, 2011) extending the effective date of Bill-and-Keep within the scope of 47 C.F.R. § 51.701(b)(2) to July 1, 2012;

WHEREAS, the FCC made clear that the adoption of Bill-and-Keep as the default compensation for non-access traffic exchanged between LECs and CMRS providers constitutes a change in law. Section 15 of the Agreement allows the Parties to renegotiate any provision(s) of the Agreement affected by a change in law governing the Agreement;

WHEREAS, the FCC has addressed certain limitations on the transport and provisioning responsibilities of the Parties with respect to the exchange of non-access traffic within the scope of 47 C.F.R. § 51.701(b)(2) in the USF-ICC Transformation Order at 47 C.F.R. § 51.709(c);

WHEREAS, Sycamore represents that it is a rural, rate of return regulated LEC as defined in 47 U.S.C. §153 and 47 C.F.R. §51.903;

WHEREAS, the Parties desire to amend the existing Agreement to conform to the FCC's USF-ICC Transformation Order regarding adoption of Bill-and-Keep as the default compensation for non-access traffic exchanged between LECs and CMRS providers within the scope of 47 C.F.R. § 51.701(b)(2) and to apply 47 C.F.R. § 51.709(c) such that Sycamore's transport and provisioning obligations stop at the meet point.

NOW, THEREFORE, in consideration of the mutual provisions contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby agree as follows:

1. Definitions.

For purposes of this Amendment the following definition applies:

1.1 "Bill-and-Keep" is an arrangement where neither of two (2) interconnecting networks charges the other for terminating traffic that originates on the other network. Instead, each network recovers from its own end users the cost of both originating traffic that it delivers to the other network and terminating traffic that it receives from the other network.

2. Amendments to the Agreement.

(a) Effective as of July 1, 2012, Section 1.0 of Attachment A to the Agreement is deleted in its entirety and replaced with the following:

"Reciprocal Compensation Traffic shall be exchanged on a Bill-and-Keep basis within the scope of 47 C.F.R. § 51.701(b)(2)."

(b) Section 4.2 (Indirect Interconnection) of the Agreement is hereby amended to include the following additional language at the end of Section 4.2:

"Sycamore will be responsible for transport to Allied Wireless' interconnection point when it is located within Sycamore's service area. When Allied Wireless' interconnection point is located outside of Sycamore's service area, Sycamore's transport and provisioning obligation stops at its meet point and Allied Wireless is responsible for the remaining transport to its interconnection point."

(c) Sycamore shall notify Allied Wireless within ten (10) days of any change in its status as a rural, rate of return regulated LEC. In the event of any such change, Sycamore will, upon Allied Wireless' request, commence negotiations on a further amendment to the Agreement within thirty (30) days of such request.

(d) Any and all other provisions of the Agreement requiring or purporting to require reciprocal compensation for the exchange of non-access traffic between the Parties is hereby

IN WITNESS WHEREOF, the Parties hereto have caused this Amendment to be executed by their respective duly authorized representatives on the date indicated below.

**Allied Wireless Communications
Corporation**

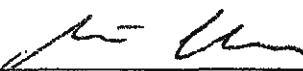
By: 

Name: BRIAN Foster

Title: Director, Telco + Switch Eng

Date: 07-30-2012

Sycamore Telephone Company

By: 

Name: Steve Ekleberry

Title: GM / Treasurer

Date: 8/2/12

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

8/24/2012 9:32:54 AM

in

Case No(s). 12-2321-TP-NAG

Summary: Application Application for Approval of an Agreement Amendment Between Sycamore Telephone Company and Allied Wireless Communications Corp Pursuant to Section 252 of the Telecommunications Act of 1996 electronically filed by Ms. Teresa L Thomas on behalf of Sycamore Telephone Company