

*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 \_\_\_\_\_ ) TRF Docket No.  
to \_\_\_\_\_ ) Case No. 13-1253-**TP** -ATA  
 ) NOTE: Unless you have reserved a Case #, leave the "Case No" fields  
 ) BLANK.

Name of Registrant(s) XO Communications Services, Inc.

DBA(s) of Registrant(s) \_\_\_\_\_

Address of Registrant(s) 13865 Sunrise Valley Dr., Herndon, VA 20171

Company Web Address www.xo.com

Regulatory Contact Person(s) Kelly Faul

Phone 703-547-2536

Fax 703-547-2630

Regulatory Contact Person's Email Address Kelly.faul@xo.com

Contact Person for Annual Report Sharon Adams

Phone 703-547-2615

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

Consumer Contact Information Teresa Miller

Phone 214-261-7509

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"/> 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</u> <u>(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	Carrier's Not Offering BLES	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	Carrier's Not Offering BLES
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</u> or <u>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, Kelly Faul, and am authorized to make this statement on its behalf.

(XO Communications Services, Inc.)

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) 5/28/13

at (Location) Herndon, VA

\*(Kelly Faul, Regulatory Affairs Director)

(Date) 5/28/13

- *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, Kelly Faul 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.

\*(Kelly Faul – Regulatory Affairs Director)

(Date) 5/28/13

*\*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**  
**Superseded Tariff Pages**

Case No.

## INTRASTATE ACCESS SERVICES

## CHECK SHEET

Pages of this tariff, as indicated below, are effective as of the date shown at the bottom of the respective pages. Original and revised pages, as named below, comprise all changes from the original tariff and are currently in effect as of the date on the bottom of this page.

PAGE	REVISION		PAGE	REVISION	PAGE	REVISION
1	13 <sup>th</sup> Rev.	*	31	Original	55	Original
2	9 <sup>th</sup> Rev.	*	31.1	1st Rev.	56	Original
3	Original		31.2	1st Rev.	57	Original
4	Original		31.3	Original	58	Original
5	4 <sup>th</sup> Rev.		31.4	Original	59	Original
6	1st Rev.		31.5	Original	60	Original
7	Original		31.6	1st Rev.	61	Original
8	Original		32	Original	62	Original
9	2nd Rev.		33	Original	63	Original
10	1st Rev.		34	Original	64	Original
11	1st Rev.		35	Original	65	Original
12	1st Rev.		36	Original	66	2nd Rev.
13	Original		37	Original	67	Original
14	Original		38	1st Rev.	68	Original
15	Original		39	1st Rev.	69	1 <sup>st</sup> Rev.
16	Original		40	1st Rev.	70	1st Rev.
17	Original		41	Original	71	Original
18	Original		42	Original	72	Original
19	Original		43	Original	73	Original
20	1st Rev.		44	Original	74	Original
21	Original		45	Original	75	Original
22	Original		46	Original		
23	Original		47	Original		
24	Original		48	Original		
25	Original		49	Original		
26	Original		50	Original		
27	Original		51	Original		
28	1st Rev.		52	Original		
29	Original		53	Original		
30	Original		54	Original		

\* - indicates those pages included with this filing

Issued: April 23, 2013

Effective: May 23, 2013

Kelly Faul – Regulatory Affairs Director  
13865 Sunrise Valley Dr.  
Herndon, VA 20171

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INTRASTATE ACCESS SERVICES

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SECTION 2 - REGULATIONS, (CONT'D.)

2.6 Allowances for Interruptions in Service, (Cont'd.)

2.6.3 Use of alternative service provided by the Company

Should the Customer elect to use an alternative service provided by the Company during the period that a service is interrupted, the Customer must pay the tariffed rates and charges for the alternative service used.

2.6.4 Cancellation For Service Interruption

Cancellation or termination for service interruption is permitted only if any circuit experiences a single continuous outage of 8 hours or more or cumulative service credits equaling 16 hours in a continuous 12-month period. The right to cancel service under this provision applies only to the single circuit which has been subject to the outage or cumulative service credits.

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INTRASTATE ACCESS SERVICES

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## SECTION 2 - REGULATIONS, (CONT'D.)

2.7 Cancellation of Service

If a customer cancels a Service Order or terminates services before the completion of the term for any reason whatsoever other than a service interruption (as defined in 2.6.1 above), Customer agrees to pay to Company the following sums which shall become due and owing as of the effective date of the cancellation or termination and be payable within the period set forth in Section 2.5.2: 1) all Non-Recurring charges reasonably expended by Company to establish service to the customer, plus 2) any disconnection, early cancellation or termination charges reasonably incurred by the Company on behalf of the customer; plus, 3) all recurring charges specified in the applicable Service Order or Tariff for the balance of the then current term discounted at the prime rate announced in the Wall Street Journal on the date of cancellation. Inclusion of early termination liability by the company in its tariff or a contract does not constitute a determination by the Commission that the termination liability imposed by the company is approved or sanctioned by the Commission. Customers shall be free to pursue whatever legal remedies they may have should a dispute arise.

The terms and conditions specified in Section 3.2.3 will apply for cancellation of an access service request.

2.8 Transfers and Assignments

Neither the Company nor the customer may assign or transfer its rights or duties in connection with the services and facilities provided by the Company without the written consent of the other party, except that the company may assign its rights and duties (a) to any subsidiary, parent company or affiliate of the Company, (b) pursuant to any sale or transfer of substantially all the assets of the Company; or (c) pursuant to any financing, merger or reorganization of the Company.



**EXHIBIT B**  
**Revised Tariff Pages**

## INTRASTATE ACCESS SERVICES

## CHECK SHEET

Pages of this tariff, as indicated below, are effective as of the date shown at the bottom of the respective pages. Original and revised pages, as named below, comprise all changes from the original tariff and are currently in effect as of the date on the bottom of this page.

PAGE	REVISION		PAGE	REVISION	PAGE	REVISION
1	14 <sup>th</sup> Rev.	*	31	Original	55	Original
2	9 <sup>th</sup> Rev.		31.1	1st Rev.	56	Original
3	Original		31.2	1st Rev.	57	Original
4	Original		31.3	Original	58	Original
5	4 <sup>th</sup> Rev.		31.4	Original	59	Original
6	1st Rev.		31.5	Original	60	Original
7	Original		31.6	1st Rev.	61	Original
8	Original		32	Original	62	Original
9	2nd Rev.		33	Original	63	Original
10	1st Rev.		34	Original	64	Original
11	1st Rev.		35	Original	65	Original
12	1st Rev.		36	Original	66	2nd Rev.
13	Original		37	Original	67	Original
14	Original		38	1st Rev.	68	Original
15	Original		39	1st Rev.	69	1 <sup>st</sup> Rev.
16	Original		40	1st Rev.	70	1st Rev.
17	Original		41	Original	71	Original
18	Original		42	Original	72	Original
19	Original		43	Original	73	Original
20	1st Rev.		44	Original	74	Original
21	Original		45	Original	75	Original
22	Original		46	Original		
23	Original		47	Original		
24	Original		48	Original		
25	Original		49	Original		
26	Original		50	Original		
27	Original		51	1st Rev.	*	
28	1st Rev.		52	1st Rev.	*	
29	Original		53	Original		
30	Original		54	Original		

\* - indicates those pages included with this filing

Issued: May 29, 2013

Effective: June 30, 2013

Kelly Faul – Regulatory Affairs Director  
13865 Sunrise Valley Dr.  
Herndon, VA 20171

INTRASTATE ACCESS SERVICES

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**SECTION 2 - REGULATIONS, (CONT'D.)**

2.6 Allowances for Interruptions in Service, (Cont'd.)

2.6.3 Use of alternative service provided by the Company

Should the Customer elect to use an alternative service provided by the Company during the period that a service is interrupted, the Customer must pay the tariffed rates and charges for the alternative service used.

(D)

(D)

INTRASTATE ACCESS SERVICES

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SECTION 2 - REGULATIONS, (CONT'D.)

2.7 Cancellation of Service

If a customer cancels a Service Order or terminates services before the completion of the term for any reason whatsoever, Customer agrees to pay to Company the following sums which shall become due and owing as of the effective date of the cancellation or termination and be payable within the period set forth in Section 2.5.2: 1) all Non-Recurring charges reasonably expended by Company to establish service to the customer, plus 2) any disconnection, early cancellation or termination charges reasonably incurred by the Company on behalf of the customer; plus, 3) all recurring charges specified in the applicable Service Order or Tariff for the balance of the then current term discounted at the prime rate announced in the Wall Street Journal on the date of cancellation. Inclusion of early termination liability by the company in its tariff or a contract does not constitute a determination by the Commission that the termination liability imposed by the company is approved or sanctioned by the Commission. Customers shall be free to pursue whatever legal remedies they may have should a dispute arise.

(C)

The terms and conditions specified in Section 3.2.3 will apply for cancellation of an access service request.

2.8 Transfers and Assignments

Neither the Company nor the customer may assign or transfer its rights or duties in connection with the services and facilities provided by the Company without the written consent of the other party, except that the company may assign its rights and duties (a) to any subsidiary, parent company or affiliate of the Company, (b) pursuant to any sale or transfer of substantially all the assets of the Company; or (c) pursuant to any financing, merger or reorganization of the Company.

**EXHIBIT C**  
**Transmittal**

**VIA ELECTRONIC FILING**

May 28, 2013

Public Utilities Commission of Ohio  
Attention: Docketing Division  
180 East Broad Street  
Columbus, Ohio 43215-3793

**Re: XO Communications Services, Inc, P.U.C.O. Tariff No. 3 Revision  
Case No.**

To Whom It May Concern:

Please find enclosed an electronic copy of revisions to XO Communications Services, Inc. ("XO"), P.U.C.O. Tariff No. 3. These revisions modify Regulations language.

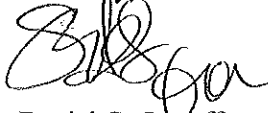
The following revised pages have been included with this filing:

**14th Revised Page 1  
1<sup>st</sup> Revised Page 4  
1<sup>st</sup> Revised Page 51  
1<sup>st</sup> Revised Page 52**

This tariff is being filed with an issued date of May 29, 2013 and an effective date of June 30, 2013.

If you have any questions, please contact me at 703-547-2635 or [daniel.ostroff@xo.com](mailto:daniel.ostroff@xo.com).

Sincerely,



Daniel G. Ostroff  
Senior Regulatory Analyst

Enclosures

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

**Commission of Ohio Docketing Information System on**

**5/28/2013 3:08:16 PM**

**in**

**Case No(s). 13-1253-TP-ATA**

Summary: Tariff Tariff revisions to modify regulations language. electronically filed by Mr. Dan Ostroff on behalf of Ostroff, Daniel G Mr.