

*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 Fort Jennings Telephone )  
Company to Establish a Pole Attachment and Conduit )  
Occupancy Tariff )  
 )

TRF Docket No. 90-5020-TP-TRF

Case No. 15 - 0940 - TP - ATA

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

Name of Registrant(s) Fort Jennings Telephone Company

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

Address of Registrant(s) 65 W. Third Street, Fort Jennings, OH 45844

Company Web Address www.fjtelephone.com

Regulatory Contact Person(s) Michael Metzger Phone 419-286-2181 Fax 419-286-2193

Regulatory Contact Person's Email Address mike@fjtelephone.com

Contact Person for Annual Report Michael Metzger Phone 419-286-2181

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

Consumer Contact Information Michael Metzger Phone 419-286-2181

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](http://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 1-6-14(H) (Auto 30 days)	<input type="checkbox"/> ATA 1-6-14(H) (Auto 30 days)	<input type="checkbox"/> ATA 1-6-14(H) (Auto 30 days)
Introduce non-recurring charge, surcharge, or fee to BLES			<input type="checkbox"/> ATA 1-6-14(H) (Auto 30 days)
Introduce or Increase Late Payment	<input type="checkbox"/> ATA 1-6-14(I) (Auto 30 days)	<input type="checkbox"/> ATA 1-6-14(I) (Auto 30 days)	<input type="checkbox"/> ATA 1-6-14(I) (Auto 30 days)
Revisions to BLES Cap.	<input type="checkbox"/> ZTA 1-6-14(F) (0 day Notice)		
Introduce BLES or expand local service area (calling area)	<input type="checkbox"/> ZTA 1-6-14(H) (0 day Notice)	<input type="checkbox"/> ZTA 1-6-14(H) (0 day Notice)	<input type="checkbox"/> ZTA 1-6-14(H) (0 day Notice)
Notice of no obligation to construct facilities and provide BLES	<input type="checkbox"/> ZTA 1-6-27(C) (0 day Notice)	<input type="checkbox"/> ZTA 1-6-27(C) (0 day Notice)	
Change BLES Rates	<input type="checkbox"/> TRF 1-6-14(F) (0 day Notice)	<input type="checkbox"/> TRF 1-6-14(F)(4) (0 day Notice)	<input type="checkbox"/> TRF 1-6-14(G) (0 day Notice)
To obtain BLES pricing flexibility	<input type="checkbox"/> BLS 1-6-14 (C)(1)(c) (Auto 30 days)		
Change in boundary	<input type="checkbox"/> ACB 1-6-32 (Auto 14 days)	<input type="checkbox"/> ACB 1-6-32 (Auto 14 days)	
Expand service operation area			<input type="checkbox"/> TRF 1-6-08(G)(0 day)
BLES withdrawal			<input type="checkbox"/> ZTA 1-6-25(B) (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

<b>Certification</b>	<b>ILEC</b> (Out of Territory)	<b>CLEC</b>	<b>Telecommunications</b> <b>Service Provider</b> <b>Not Offering Local</b>	<b>CESTC</b>	<b>CETC</b>
* See Supplemental form	<input type="checkbox"/> ACE 1-6-08 * (Auto 30- day)	<input type="checkbox"/> ACE 1-6-08 * (Auto 30 day)	<input type="checkbox"/> ACE 1-6-08 * (Auto 30 day)	<input type="checkbox"/> ACE 1-6-10 (Auto 30 day)	<input type="checkbox"/> UNC1-6-09 * (Non-Auto)

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

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

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

<b>Carrier to Carrier</b>	<b>ILEC</b>	<b>CLEC</b>
Interconnection agreement, or amendment to an approved agreement	<input type="checkbox"/> NAG 1-7-07 (Auto 90 day)	<input type="checkbox"/> NAG 1-7-07 (Auto 90 day)
Request for Arbitration	<input type="checkbox"/> ARB 1-7-09 (Non-Auto)	<input type="checkbox"/> ARB 1-7-09 (Non-Auto)
Introduce or change c-t-c service tariffs,	<input checked="" type="checkbox"/> ATA 1-7-14 (Auto 30 day)	<input type="checkbox"/> ATA 1-7-14 (Auto 30 day)
Request rural carrier exemption, rural carrier suspension or modification	<input type="checkbox"/> UNC1-7-04 or 05 (Non-Auto)	
Changes in rates, terms & conditions to Pole Attachment, Conduit Occupancy and Rights-of-Way.	<input type="checkbox"/> UNC 1-7-23(B) (Non-Auto)	
<b>Wireless Providers</b> See 4901:1-6-24	<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, Fort Jennings Telephone Company, and am authorized to make this statement on its behalf.

Michael Metzger, General Manager


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) 5-15-15 at (Location) Fort Jennings, Ohio

\*(Signature and Title) 

General Manager

(Date) 5-15-15

- *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, Michael Metzger 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)  General Manager

(Date) 5-15-15

*\*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**

**(Current Tariff Sheet)**

**New tariff filing, no current tariff sheets apply.**

# **EXHIBIT B**

**(Proposed Tariff Sheets)**

POLE ATTACHMENT AND CONDUIT OCCUPANCY TARIFF  
P.U.C.O NO. 6

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**FORT JENNINGS TELEPHONE COMPANY**  
**POLE ATTACHMENT AND CONDUIT OCCUPANCY TARIFF**

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Issued: May 15, 2015

Effective: September 1, 2015

In Accordance with Case No. 15-0940-TP-ATA  
Issued by the Public Utilities Commission of Ohio  
Michael Metzger, General Manager  
Fort Jennings, Ohio

POLE ATTACHMENT AND CONDUIT OCCUPANCY TARIFF  
P.U.C.O NO. 6

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CHECKLIST

This tariff contains the following listed pages, each of which is effective on the date shown thereon.

<u>Section</u>	<u>Revision</u>	<u>Sheet</u>
Checklist	Original	1
Table of Contents	Original	1
1	Original	1, 2, 3, 4

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POLE ATTACHMENT AND CONDUIT OCCUPANCY TARIFF  
P.U.C.O NO. 6

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1. POLE ATTACHMENTS AND CONDUIT OCCUPANCY

A. Terms and Conditions

1. This tariff shall apply to all parties, including affiliates of the Attaching Entity, which attach to Fort Jennings Telephone Company (referred to as "Company") poles and occupy conduit, except those parties that attach to the Company's poles and occupy conduit pursuant to a separate agreement.
2. The services in this tariff will be provided in accordance with Chapter 4901:1-3 of the Ohio Administrative Code.
3. Should any phrase, sentence, paragraph or section of this Rate Schedule be held to contravene any part of Chapter 4901:1-3, only that portion of this Rate Schedule which so contravenes the Rule, and not the entire Rate Schedule, shall be suspended until modified so as to comply with the requirements of Chapter 4901:1-3.

B. Restrictions on Access

1. Access to poles and conduit owned by the Company is restricted to Attaching Entities (as that term is defined in Ohio Revised Code Chapter 4901:1-3) in accordance with the provisions and definitions of Public Utilities Commission Chapter 4901:1-3.
2. The Company may deny an Attaching Entity access to its poles and conduits, on a nondiscriminatory basis where there is insufficient capacity or for reasons of safety, reliability, and generally applicable engineering purposes.

C. Limitation on Liability

1. The Company reserves to itself the right to locate and maintain its poles and conduit to operate its facilities in conjunction therewith in such a manner as will best enable it to fulfill its own service requirements. Except in the event of the Company's gross negligence or willful default, the Company shall not be liable to the Attaching Entity for any interruption of or interference with the operation of the Attaching Entity's services arising in any manner out of the use of the Company's poles and conduit. The Company shall make an immediate report to the Attaching Entity of the occurrence of any damage to the Attaching Entity's facilities.

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1. POLE ATTACHMENTS AND CONDUIT OCCUPANCY (Cont'd)

D. Indemnification

1. Except as may be caused by the negligence of the party seeking indemnification, the Attaching Entity and the Company shall each defend, indemnify and save harmless the other against and from any and all liabilities, claims, suits, fines, penalties, damages, losses, fees, costs and expenses (including reasonable attorney's fees) including, but not limited to, those which may be imposed upon, incurred by or asserted against the party seeking indemnification by reason of (a) any work done upon the poles and conduit or any part thereof by the indemnifying party or any of its agents, contractors, servants, or employees, or (b) any use or occupation of said poles and conduit or any part thereof by the indemnifying party, or (c) any act or omission on the part of the indemnifying party or any of its agents, contractors, servants, or employees, for which the Company may be found liable.
2. The Attaching Entity shall indemnify, save harmless and defend the Company from any and all claims and demands of whatever kind which arise directly or indirectly from the operations of the Attaching Entity's attachments, including, without limitation, taxes, special charges by others, claims and demands for damages or loss due to infringement of copyright, libel, slander, unauthorized use of television broadcast programs, or unauthorized use of other program material. The Attaching Entity shall also hold the Company harmless against all claims and demands for infringement of patents with respect to the manufacture, use and operation of the Attaching Entity's attachments to the Company's poles or occupied conduit.

E. Assurance of Payment and Insurance

1. The Attaching Entity shall provide to the Company a performance bond in the amount of Fifteen Thousand Dollars (\$15,000). The purpose of the bond is to insure the Attaching Entity's performance of all of its obligations and any License issued hereunder and for the payment by the Attaching Entity of any claims, liens, taxes, liquidated damages, penalties and fees due to Company which arise by reason of the construction, operation, maintenance or removal of The Attaching Entity's Facilities on or about Company's Poles and Conduits.

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Issued: May 15, 2015

Effective: September 1, 2015

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POLE ATTACHMENT AND CONDUIT OCCUPANCY TARIFF  
P.U.C.O NO. 6

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1. POLE ATTACHMENTS AND CONDUIT OCCUPANCY (Cont'd)

E. Assurance of Payment and Insurance (Cont'd)

2. The Attaching Entity shall obtain and maintain insurance, including endorsements insuring the contractual liability and indemnification provisions of this License Agreement, issued by an insurance carrier licensed to do business in the state in which The Attaching Entity's Facilities are to be located and having an A.M. Best Company rating of A minus or better, and reasonably satisfactory to the Company to protect the Company, other authorized Attaching Entities, municipal and governmental authorities and Joint Users from and against all claims, demands, causes of action, judgments, costs, including reasonable attorneys' fees, expenses and liabilities of every kind and nature which may arise or result, directly or indirectly, from or by reason of such loss, injury or damage as covered by any License issued hereunder.
3. Licensee shall maintain the following amounts of insurance, Commercial General Liability Insurance with limits of not less than \$1,000,000 per occurrence and \$2,000,000 annual aggregate. Umbrella or Excess Liability Insurance with limits of not less than \$10,000,000 per occurrence and in the aggregate. Workers Compensation Insurance in statutory amounts and Employers Liability Insurance in the amount \$1,000,000 per accident. Automobile Liability insurance covering any auto with combined single limits of \$1,000,000.
4. All insurance must be effective before the Attaching Entity attaches to any pole or occupies any conduit and shall remain in force until such attachments have been removed from all such poles.
5. The Attaching Entity's property insurance policy shall contain a waiver-of subrogation clause running to the Company. This must be reflected on the certificate of insurance provided by the Attaching Entity. Such policy shall be the primary remedy for all losses covered by the policy.

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POLE ATTACHMENT AND CONDUIT OCCUPANCY TARIFF  
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1. POLE ATTACHMENTS AND CONDUIT OCCUPANCY (Cont'd)

F. Rates

1. The rate provided below entitles a customer to attach to the poles and occupy conduit in all of the Company's franchise area. The Attachment Fee applies per pole, per year for each one foot of space occupied by Attaching Party's Attachments. The conduit rate applies to each foot of conduit occupied.
  - \$2.47 for all pole attachments
  - At this time, Company does not have any conduit resale capacity.
2. Field survey or inspection: Actual costs and expenses.
3. Make-ready work: Actual costs and expenses.
4. Labor: Actual costs and expenses.
5. Contractors: Actual costs and expenses.

G. Payment Terms

1. Attachment and occupancy fees are payable annually in advance. Fees are calculated on the number of attachments and feet of conduit occupied.
2. All fees and charges are due and payable 30 days after presentation of an invoice. Late payments will be assessed a late payment charge of 1% per month on all unpaid balances concurring on the date due and payable.

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Issued: May 15, 2015

Effective: September 1, 2015

In Accordance with Case No. 15-0940-TP-ATA  
Issued by the Public Utilities Commission of Ohio  
Michael Metzger, General Manager  
Fort Jennings, Ohio

## **EXHIBIT C**

### **(Description of Changes)**

Pursuant to the Commission's Finding and Order in Case No. 13-579-AU-ORD, Fort Jennings Telephone Company is establishing a Pole Attachment and Conduit Occupancy tariff, including the applicable calculations for the establishment of new rates.

At this time, Fort Jennings Telephone Company does not have any conduit resale capacity, which the appropriate language is reflected within the Conduit Occupancy tariff.

## **EXHIBIT D**

### **(Pole Attachment and Conduit Occupancy Calculations)**

Pursuant to the Commission's July 30, 2014 Finding and Order in Case No. 13-579-AU-ORD, Fort Jennings Telephone Company submits the attached calculation spreadsheets, to determine Pole Attachment and Conduit Occupancy rates, if applicable.

**FORT JENNINGS TELEPHONE COMPANY**  
**For Year 2014**

POLE AND CONDUIT RENTAL CALCULATION INFORMATION  
Financial Information

1 Telecommunications Plant-in-Service	\$ 3,814,328
2 Gross Investment - Poles	21,705
3 Gross Investment - Conduit	N/A
4 Accumulated Depreciation - Total Plant-in-Service	2,298,120
5 Accumulated Depreciation - Poles	30,387
6 Accumulated Depreciation - Conduit	N/A
7 Depreciation Rate - Poles	5.00%
8 Depreciation Rate - Conduit	N/A
9 Net Current Deferred Operating Income Taxes - Poles	-
10 Net Current Deferred Operating Income Taxes - Conduit	-
11 Net Current Deferred Operating Income Taxes - Total	-
12 Net Non-current Deferred Operating Income Taxes - Poles	(2,980)
13 Net Non-current Deferred Operating Income Taxes - Conduit	N/A
14 Net Non-current Deferred Operating Income Taxes - Total	297,527
15 Pole Maintenance Expense	-
16 Pole Rental Expense	1,745
17 Pole Expense (15) + (16)	<u>1,745</u>
18 Conduit Maintenance Expense	-
19 Conduit Rental Expense	-
20 Conduit Expense (18) + (19)	<u>-</u>
21 General & Administrative Expense	246,406
22 Operating Taxes	\$ 9,548
Operational Data (Actual)	
23 Equivalent Number of Poles	75
24 Conduit System Trench Kilometers	N/A
25 Conduit System Duct Kilometers	N/A
26 Number of inner-ducts <b>(if no inner-ducts enter 2)</b>	N/A



### Maximum Pole Attachment Charge

\$	274.93	Gross Cost of a Bare Pole
	7.4074%	Space Factor
	12.12%	Carrying Charge Rate
\$	2.47	<b>Maximum Pole Attachment Charge per annum</b>

### Gross cost of a bare pole

\$	21,705	Gross Investment Poles
	0.95	Factor to remove investment in crossbars, etc.
\$	20,620	Gross investment in <u>bare</u> poles
	75	Number of Poles
\$	274.93	<b>Gross cost of a bare pole</b>

### Space Factor

37.5	average pole height (feet)*
24	unusable space*
13.5	usable space
1	space occupied by attachment (feet)
7.4074%	<b>Space Factor</b> (space occupied/usable space)

\*Avg pole height and unusable space are rebuttable presumptions

### Net Investment in Bare Poles

\$	21,705	Gross Investment Poles
	30,387	(less ) Accumulated depreciation Poles
	-	(less) Net Current Deferred Operating Income Taxes-Poles
	(2,980)	(less) Net Non-Current Deferred Operating Income Taxes-Poles
\$	(5,702)	Net Pole Investment
	0.95	Factor to remove investment in crossbars, etc.
\$	(5,417)	Net investment in <u>bare</u> poles

<u>Carrying Charge Rate</u>	
8.04%	Maintenance Factor
6.46%	General and Administrative Factor
0.00%	Depreciation Factor
0.25%	Taxes Factor
-2.63%	Cost of Capital Factor
12.12%	Carrying Charge Rate
<u>Maintenance Factor</u>	
\$ -	Pole Maintenance Expense
1,745	Pole Rental Expense
1,745	
\$ 21,705	Gross Investment Poles
8.04%	Maintenance Factor
<u>General and Administrative Factor</u>	
\$ 246,406	General and Administrative Expense
3,814,328	Total Plant in Service
6.46%	General and Adm. Factor (G&A expense/Net TPIS)
<u>Depreciation Factor</u>	
5.00%	Depreciation Rate-Poles
0	Fully Depreciated? Yes = 0, No=1
0.00%	Depreciation Factor
<u>Taxes Factor</u>	
\$ 9,548	Operating Taxes
\$ 3,814,328	Total Plant in Service
0.25%	Taxes Factor
<u>Cost of Capital Factor</u>	
10.00%	SLEC default Cost of Capital per Entry
(5,702)	Net Investment in Poles
21,705	Gross Investment in Poles
-2.63%	Cost of Capital Factor

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

**Commission of Ohio Docketing Information System on**

**5/14/2015 9:34:07 PM**

**in**

**Case No(s). 15-0940-TP-ATA**

Summary: Tariff to Establish a Pole Attachment and Conduit Occupancy Tariff electronically filed by Richard W. Jordan on behalf of Fort Jennings Telephone Company