
GENERAL RULES AND REGULATIONS

C. USE OF SERVICE AND FACILITIES (Continued)

5. Government Objections to Service

The Telephone Company has the right and the duty to refuse to institute service for a potential customer or to discontinue the service of an existing customer if not doing so would be in violation of Section 4901:1-3-12 of the Commission's Code of Rules and Regulations or of an order issued to the Company by a court of competent jurisdiction.

6. Telephone Numbers

The subscriber has no property right in the telephone number or any right to continuance of service through any particular central office, and the Telephone Company may change the telephone number of the central office designation or both, of a subscriber whenever it deems it advisable in the conduct of its business to do so.

7. Alterations

The customer agrees to notify the Company promptly whenever alterations or new construction on premises owned or leased by him necessitates changes in the Company's facilities; the customer agrees to pay the Company's current charges for such changes.

8. Maintenance and Repairs

- a. All costs associated with that maintenance and repair of facilities furnished by the Company will be borne by the Company, except as specified elsewhere in this tariff.
- b. The Company will be reimbursed for any loss or damage to its facilities on the customer's premises resulting from intentional destruction or any other cause, except from fire or unavoidable accidents.

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FAYETTEVILLE, OHIO

GENERAL RULES AND REGULATIONS

D. ESTABLISHMENT AND FURNISHING OF SERVICE

1. Application for Service

- a. Application for Service must be made on the Telephone Company's standard form of application. These applications become contracts when accepted in writing by the Telephone Company, or upon the establishment of service. Applicants for service are required to pay in advance at the time application is made, all charges accruing for the first billing period of exchange service and equipment, and the service connection charge if applicable. The terms and conditions specified in such contracts are subject to these General Rules and Regulations, the General Exchange Service Tariffs and the Local Exchange Service Tariffs for the particular exchange from which service is to be furnished. Any change in rates, rules or regulations shall act as a modification of the contract to that extent, without further notice.
- b. Requests from subscribers for additional service, equipment, etc., may be made verbally, if the original contract provides for such additional service and equipment as may be ordered, and no advance payment will be required. A move from one location to another (Outside Move) within the same Exchange Area is not considered to terminate the contract and orders for such moves may be made verbally.

2. Service Requirements for Basic Local Exchange Service (BLES)

- a. The Company shall conduct its operations as to ensure that the service is available, adequate, and reliable consistent with applicable industry standards.
- b. The Company shall provide Basic Local Exchange Service (BLES) pursuant to the following standards:
 - 1) BLES shall be installed within five business days of the receipt by a telephone company of a completed application for new access line service, unless the customer requests or agrees to a later date.

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GENERAL RULES AND REGULATIONS

D. ESTABLISHMENT AND FURNISHING OF SERVICE (Continued)

2. Service Requirements for Basic Local Exchange Service (BLES) (Continued)

- b. The Company shall provide Basic Local Exchange Service (BLES) pursuant to the following standards: (Continued)
 - 2) The requirement to install BLES in paragraph E.2.b. (1) above, is not applicable where any of the following exist:
 - a) A customer or applicant has not met pertinent tariff requirements.
 - b) The need for special equipment or service.
 - c) Military action, war, insurrection, riot, or strike.
 - d) The customer misses an installation appointment.
 - 3) The Company will make reasonable efforts to repair a BLES outage within twenty-four hours, excluding Sundays and legal holidays, after the outage is reported to the Company.
 - 4) A BLES outage or service-affecting problem will be repaired within seventy-two hours after it is reported to the Telephone Company.
 - 5) If a BLES outage is reported to the Telephone Company and lasts more than seventy-two hours, the Company will credit every affected BLES customer, of which the Company is aware, in the amount of one month's charges for BLES.
 - 6) The customer credit in paragraph E.2.b. (5) above is not applicable if the condition or failure to repair occurs as a result of any of the following:
 - a) A customer's negligent or willful act.
 - b) Malfunction of customer-owned telephone equipment or inside wire.
 - c) Military action, war, insurrection, riot, or strike.
 - d) Customer missing a repair appointment.

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GENERAL RULES AND REGULATIONS

D. ESTABLISHMENT AND FURNISHING OF SERVICE (Continued)

3. Payment of Charge for Service

a. Deposits

- 1) The Company may, in order to safeguard its interest, require a deposit. The deposit will not exceed two hundred thirty percent (230%) of the customer's average monthly bill based upon the customer's service account billing history for the same recurring regulated charges for the class of service seeking to be established with the telecommunications provider.

b. Bills are due not less than fourteen days from the date of the postmark.

c. The customer is responsible for the payment of charges for all services furnished including, but not limited to, calls originated or accepted at a customer's service location.

d. Payment for service will be individually categorized as local service and toll service. Any payment arrangement agreed upon by the Company and the customer must also individually categorize local service and toll service.

e. Partial payments will be applied to regulated local service charges first, before being applied to toll charges.

f. Failure to pay Charges for Service

1) Regular Monthly Bills

- a) A residence customer's monthly service bill which has remained unpaid for a period of more than fifteen (15) calendar days following the date of the bill, if mailed, or delivered by other means, shall be considered a delinquent bill.

- b) A business customer's monthly service bill which has remained unpaid for a period of more than fifteen (15) calendar days following the date of the bill, if mailed, or delivered by other means, shall be considered a delinquent bill.

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GENERAL RULES AND REGULATIONS

D. ESTABLISHMENT AND FURNISHING OF SERVICE (Continued)

3. Payment of Charge for Service (Continued)

f. Failure to pay Charges for Service

2) Late Payment Charges

- a) A Late Payment charge of 1.5% per month applies to all past due balances; except that the charge is not applicable until a Residential or Business customer's amount past due exceeds \$20.35 (Butler) or \$20.89 (Fayetteville).
- b) Customers with past due balances that sign up for electronic payments will receive a one-time waiver of the late payment charge.
- c) The Late Payment Charge will not be assessed until at least nineteen days after the postmark on the customer's bill. The Late Payment Charge will not apply to any portion of the bill that is in bona fide dispute, any previous late payment fees included in the amount due, or to service establishment charges for lifeline services.
- d) Final collection procedures, temporary disconnection of service, and the requirements for deposit are unaffected by the application of a late charge. The late payment charge does not extend the time for payment or otherwise enlarge or change the rights of the customer. Notice of intention to pay late will not avoid this charge.
- g. The Company may disconnect BLES for nonpayment of any amount past due on a billed account not earlier than fourteen days after the due date of the customer's bill, provided that the customer is given notice of the disconnection seven days before the disconnection.
- h. When a residential subscriber's local service is disconnected for nonpayment, the Company shall maintain the subscriber's access to emergency services for a period of at least fourteen days following such disconnection.

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GENERAL RULES AND REGULATIONS

D. ESTABLISHMENT AND FURNISHING OF SERVICE (Continued)

3. Payment of Charge for Service (Continued)

- i. Such notice of disconnection may be included on the customer's next bill, provided the bill is postmarked at least seven days prior to the date of disconnection of service reflected on the bill, and provided that the disconnection language is clearly highlighted such that it stands apart from the customer's regular bill language. The notice will identify the total dollar amount that must be paid to maintain BLES, the earliest date disconnection may occur, and the following statement:

"If you have a complaint in regard to this disconnection notice that cannot be resolved after you have called TDS Telecom, or for general utility information, residential and business customers may contact the Public Utilities Commission of Ohio for assistance at 1-800-686-7826 (toll free) or for TTY at 1-800-686-1570 (toll free) from 8:00 a.m. to 5:00 p.m. weekdays, or at www.puco.ohio.gov."

For residential disconnection notices, the text will also include:

"Residential customers may also contact the Ohio Consumers' Counsel for assistance with complaints and utility issues at 1-877-742-5622 (toll free) from 8:00 a.m. to 5:00 p.m. weekdays, or at www.pickocc.org."

- j. The Company will, unless prevented from doing so by circumstances beyond the telephone company's control or unless the customer requests otherwise, reconnect a customer whose basic local exchange service was disconnected for nonpayment of past due charges not later than one business day after the day the earlier of the following occurs:
- 1) The receipt by the Company of the full amount of past due charges.
 - 2) The receipt by the Company of the first payment under a mutually agreed upon payment arrangement.

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GENERAL RULES AND REGULATIONS

D. ESTABLISHMENT AND FURNISHING OF SERVICE (Continued)

4. Telephone Directories

- a. The Company will make available to its customers at no additional charge a telephone directory in any reasonable format, including but not limited to a printed directory, an electronic directory accessible on the internet or available on a computer disc, or free directory assistance. The telephone directory will include all published telephone numbers in current use with the Telephone Company's local calling area, including numbers for an emergency such as 9-1-1, the local police, the state highway patrol, the county sheriff and fire departments, the Ohio relay service, operator service, and directory assistance.
- b. Upon customer request, the Company will make available to BLES customers the option to have a printed directory at no additional charge.
- c. The Company will also provide to its BLES customers with a free listing in that directory, with reasonable accommodations made for private listings.

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GENERAL RULES AND REGULATIONS

E. APPLICATION OF BUSINESS AND RESIDENCE RATES

1. Business rates apply at the following locations:
 - a. In offices, stores, factories, mines and all other places of a strictly business nature.
 - b. Except as noted under 2. below, in boarding houses; offices of hotels, hall and offices of apartment buildings; quarters occupied by Clubs or Lodges; public, private or parochial schools or colleges, churches, hospitals, libraries and other similar institutions.
 - c. At residence locations when the subscriber has no regular business telephone and the use of the service either by himself, members of his household, or his guests, or parties calling him can be considered as more of a business than of a residence nature, which fact might be indicated by advertising either by business cards, newspapers, handbills, billboards, circulars, motion pictures, screens or other advertising matter such as on vehicles, etc., or when such business use is not such as commonly arises and passes over to residence telephone during the intervals when, in compliance with the law or established custom, business places are ordinarily closed.
 - d. At residence locations, when an extension station or extension bell is located in a shop, office, or other place of business.
 - e. In any locations where the listing of service at that location indicates a business, trade or profession except as specified under 2-c below.
2. Residence rates apply at the following locations:
 - a. In private residence where business listings are not provided.
 - b. In private apartments of hotels, rooming houses, or boarding houses where service is confined to the subscriber's use, and elsewhere in rooming and boarding houses which are not advertised as a place of business or which have less than five rooms for roomers or which furnish meals to less than ten boarders, provided business listings are not furnished.

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GENERAL RULES AND REGULATIONS

E. APPLICATION OF BUSINESS AND RESIDENCE RATES (Continued)

2. (Continued)

- c. In the place of residence of a clergyman or nurse, and in the place of residence of a physician, surgeon or other medical practitioner, dentist or veterinarian provided the subscriber does not maintain an office in the residence.
- d. Societies, clubs, churches and organizations will be furnished service at regular rates for comparable residence service when:
 - 1) such groups are maintained primarily through the collection of dues from members;
 - 2) such groups do not engage in or benefit financially from any commercial or merchandising activity. Any group engaging in this type of activity must demonstrate, upon request, that such activity is incidental to normal operations;
 - 3) such service is maintained continuously throughout the year.

Party line services will not be furnished to such subscribers.

F. CONSTRUCTION CHARGES

1. General

- a. Construction charges are non-recurring charges applicable under certain conditions or for extending company facilities in order to provide telecommunications services. These charges are in addition to applicable charges for the class of service furnished, service connection charges, charges for moves and changes, and other charges that may be applicable.
- b. Reasonable rates and charges for the provision of telecommunications services involve consideration of the costs and degree of risk associated with the provision of the services. Some situations may involve substantial extra cost or risk to the Company, such as, but not limited to the following:
 - 1) the facilities may be temporary;
 - 2) facilities are ordered in advance of actual Applicant demand for service;
 - 3) unusual costs are involved in furnishing the service;
 - 4) the cost of providing service may involve considerable investment to extend facilities beyond existing facilities;

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GENERAL RULES AND REGULATIONS

F. CONSTRUCTION CHARGES (Continued)

2. Definitions

- a. Advance in Aid of Construction: Funds provided to the Company by the applicant under the terms of a construction agreement, which may be refundable.
- b. Applicant: A person, business or agency applying for telecommunications services for a location that currently does not have facilities established. This would include developers.
- c. Application: A request to the Company for telecommunications services. This does not include an inquiry as to the availability or charges for such services.
- d. Contribution in Aid of Construction: Funds provided to the Company by the applicant under the terms of a construction agreement or construction tariff which are not refundable.
- e. Construction Allowance: The portion of new construction and facilities provided at no charge.
- f. Cost: Costs associated with the construction of new facilities include, but are not limited to, engineering, labor, materials, equipment, government fees and charges, right-of-ways, road crossings, road boring, trenching, etc.
- g. Developer: An Applicant who is responsible for requesting placement and subsequent payment of telecommunications services in a new area for permanent residential and/or business telecommunications services prior to, or in conjunction with, a request for telecommunications services by a customer located in that new area. The new area to be developed is defined as a tract of land which is divided or proposed to be divided into 5 or more lots, parcels, or units.
- h. Easement: A right given to another person or entity to trespass upon land that person or entity does not own. Easements are used for roads, private property, etc. given to utility companies for the right to bury cables or access utility lines.
- i. Group Application/Group Project: A request for telecommunications services to 4 or less premises which are located one-half mile or less between each other by individuals who wish to establish telecommunications services at the same time.
- j. Line Extension: Company outside plant that is required to extend Company facilities and service beyond the existing facilities of the Company
- k. New Construction: The placement of those additional facilities required to extend telecommunications services from the nearest existing working facility within the wire center to the Applicant(s) premises.

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GENERAL RULES AND REGULATIONS

F. CONSTRUCTION CHARGES (Continued)

2. Definitions (Continued)

- l. Permanent Service: Service provided at a premise that has a permanent foundation and connections to basic utilities such as water, gas, and electricity.
- m. Right of Way: Legal access to land not owned by the Company for the purpose of digging trenches, laying cable or planting poles.
- n. Service Drop: Service conductor six pair or smaller delivering service to the customer premise from the service provider's last network access point.
- o. Special Construction: When an Applicant(s) requests specific and/or unusual plant, equipment, or services to be installed.
- p. Temporary Service: Service to premises or enterprises which are temporary in character, or where it is known in advance that the service will be a limited duration. Service which, in the opinion of the Company, is for operations of a speculative character is also considered temporary service.

3. Extension of Telephone Facilities

a. General

- 1. The provisions of this section apply only to requests for the extension of basic local exchange service to applicants, who in the Company's judgment, will be permanent customers of the Company. Provisions for Temporary Service and Seasonal Service are listed elsewhere in this tariff.
- 2. The Company will determine the location and type of facilities required to provide the quantity and class of service, and to meet quality of service standards unless other arrangements have been agreed upon.
- 3. New construction is based on actual route and average conditions that will enable the Company to extend service to Applicant(s) at a reasonable cost without adding an undue burden to the general body of existing customers.
- 4. Where new construction is required, the Company will consult with other utilities to minimize construction costs (e.g., sharing trenches, poles, etc.).
- 5. The Company will construct, own, and maintain outside plant facilities using standard specifications, engineering, design, and materials, unless other arrangements have been agreed upon.
- 6. Reinforcement of existing physical plant will be provided at the Company's expense except where facilities on private property are provided by the Applicant(s).

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GENERAL RULES AND REGULATIONS

F. CONSTRUCTION CHARGES (Continued)

3. Extension of Telephone Facilities (Continued)

a. General (Continued)

7. Upon request by an Applicant for service; the Company will provide, without charge, a preliminary sketch and rough estimate of the construction costs to be paid by the applicant(s).
8. Any construction performed by the Applicant must be authorized and approved by the Company.
9. The Company must receive a Service Order or signed agreement plus payment of any agreed upon Construction Charges before construction begins.
10. The start and completion time will depend on when the Company can coordinate for joint engineering and construction with other utilities; and obtain the material, labor and facilities necessary to complete the new construction.
11. An Applicant(s) ordering service at more than one premise is treated as separate applications at each premise.

b. Specific to Single Applicants and Group Applicants/Projects

1. A single Applicant's request may be combined with another Applicant or added to a Group Applicant/Project when there is one-half mile or less of construction between Applicants and/or the grouping results in lower charges (or no increase in construction charges) for all Applicants involved.
2. When the Company receives a group application or project for telecommunications services, any applicable construction charges for shared facilities will be divided between the Applicants.
3. If an Applicant disconnects service, no refund or adjustment is made to the Construction Charge applicable to the Applicant's premises regardless of any future reconnection of basic telephone service by the Applicant or upon connection of telephone service to a new applicant. Upon disconnect, any outstanding construction charge amounts become due and payable immediately. Charges to remaining Group Applicants will not be affected by disconnects.

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GENERAL RULES AND REGULATIONS

F. CONSTRUCTION CHARGES (Continued)

3. Extension of Telephone Facilities (Continued)

c. Specific to Land Developments

1. The cost and provisioning of facilities covered by one LDA cannot be used for subsequent developments unless provided so in a subsequent LDA.
2. The Developer, at its own cost, provide the Company with a copy of the recorded development plot identifying property boundaries, and with easements satisfactory to the utility for occupancy and maintenance of distribution and service lines and related facilities.
3. Rights-of-way and easements suitable to the utility must be furnished by the developer at no cost to the Company and in reasonable time to meet service requirements.
4. No underground communication facilities shall be installed by a Company until the final grades have been established and furnished to the Company. In addition, the easement strips, alleys and streets must be graded to within six inches of final grade by the developer before the Company will commence construction. Such clearance and grading must be maintained by the developer during construction by the Company.
5. Regardless of who provides the facilities, the Developer holding title to the property will grant and convey to the Company all necessary non-exclusive easements. The easements will provide for the Company to construct, reconstruct, augment, operate, maintain and remove such telecommunications facilities, and appurtenances, from time to time, as the Company may require upon, over, under and across the property.
6. The width and length of the easement will be determined at the time of the request for facilities. In general, all easements will be a standard width of ten feet along the front and rear lot lines and five feet wide along both sides of the lot lines, unless otherwise agreed upon.
7. If, subsequent to construction, the clearance or grade is changed in such a way as to require relocation of any facilities, the cost of such relocation shall be borne by the developer or subsequent owners.
8. The developer shall provide the trenching backfill (including any imported backfill required), compaction, repaving, and any earthwork required to install underground facilities all in accordance with the reasonable specifications and schedules of other utilities in the same area when feasible. At its option, if the Company's cost is equal to or less than that which the developer would otherwise have to bear, the Company may elect at the developer's expense to perform the activities necessary to fulfill the developer's responsibility hereunder.

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GENERAL RULES AND REGULATIONS

F. CONSTRUCTION CHARGES (Continued)

3. Extension of Telephone Facilities (Continued)

c. Specific to Land Developments (Continued)

9. When developer is required to provide a trench for other underground facilities, the Company shall use common trench as long as the Company's design layout, easement specification, routing and scheduling requirements can be met, unless otherwise agreed upon by Company and Developer in writing or as otherwise established by the Commission.
10. The Developer will allow the Company to inspect the trenching provided by the Developer, and allow for phased inspection of trenching.

d. Specific to Cluster and Mobile Homes Developments

1. Legally sufficient easement must be made available to the Company to accommodate the placing and maintaining of the common communications serving facilities. The surface of the easement area must be brought to final grade prior to the installation of buried or underground telecommunications facilities.
2. A trailer stake (a T shaped stake) must be installed by the Developer at the back side on the mobile homes between every two mobile home parking lots for the purpose of attaching the network interface device (NID) or protector, on the outside of the mobile home unless the Company approves some other arrangement. In no case will the Company provide service when the protector/NID is attached to the mobile home.
3. A Construction Allowance will only be provided to mobile homes located on a permanent pad or foundation. When the mobile home is not mounted on a permanent pad or foundation, such service is considered temporary.

e. Construction Allowance

The following Construction Allowances apply to residential line extensions:

1. Each Applicant with an active service order request will be provided with a one-time construction allowance per premises up to 1000 feet with a maximum of 300 feet on private property.

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GENERAL RULES AND REGULATIONS

F. CONSTRUCTION CHARGES (Continued)

4. Applicant Provided Facilities and Construction

a. General

1. With the approval of the Company, an Applicant(s) may be allowed to engineer, design, furnish and install facilities some or all of the construction and/or materials in lieu of a paying some or all of the Construction Charges.
2. The Company and the Applicant will enter into a written agreement for the provision of the requested facilities. The agreement will delineate the Company's responsibilities, the Applicant(s) responsibilities, the associated construction costs, allowances and Construction Charges. For Developers, this information can be included in the Land Development Agreement.
3. The Applicant must use the same quality and quantity of materials and methods utilized by the Company for the construction unless the Company has provided written authorization to the Applicant, approving other materials and/or construction.
4. The Applicant must allow the Company to inspect the plans, material, placement of the facilities, and perform conformance testing. The Applicant will inform the Company at least seven working days prior to the construction of facilities by the Applicant so that the Company can schedule its representative to inspect the plans, material and placement of facilities.
5. A Company Representative must be on site when cable is being plowed or if cable is placed in a trench, the trench must be left open until the Company Representative has inspected and approved the installation.
6. All review and inspection work provided by the Company will be charged to the Applicant at the Company's rates for such work.

b. Specific to Single or Group Applicants

The applicant(s) must meet the following specific criteria for any work done in public rights-of-way prior to receiving Company approval:

- Signed liability agreement holding the Company harmless for any action taken as a result of said construction activities;
- Company specified insurance requirements;
- Bonded to cover workmanship and damage;
- Public and Personal Safety Standards; and,
- Approval of appropriate governing bodies.

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GENERAL RULES AND REGULATIONS

F. CONSTRUCTION CHARGES (Continued)

4. Applicant Provided Facilities and Construction (Continued)

c. Specific to a Developer

1. The Developer must use standard Company specifications in engineering and designing the placement of facilities.
2. The Developer must secure all material.
3. The Developer must provide labor to place the facilities within the development and extend facilities from the closest existing telecommunications facilities of the Company to the development.
4. The Developer must submit job prints, material list, and reimbursable cost amount to the Company for approval prior to the construction of the facilities. The Developer's plans must include trench and backfill plans, specifications, schedules, and coordination of inspection schedules. All permits, rights-of-way and easements shall have been secured and recorded as necessary.
5. Once work is complete and the Company has inspected and conformance tested the facilities, the Developer will transfer ownership of all telephone facilities placed, along with their attendant easements, to the Company. Prior to the transfer, all costs for the facilities and work shall have been paid in full. The transfer will be free and clear of any and all liens and encumbrances, and shall be accompanied by an indemnification holding the Company harmless from all claims arising from the purchase and placement of the telephone facilities.

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GENERAL RULES AND REGULATIONS

F. CONSTRUCTION CHARGES (Continued)

5. Agreements & Charges

- a. Any applicant for service requesting the Company to prepare detailed plans, specifications, or cost estimates may be required to provide a deposit to the Company for an amount equal to the estimated cost of preparation. The estimate will be valid for 90 days after presentation to the applicant(s) unless the Company extends the date. If the applicant authorizes the Company to proceed with the construction of new facilities, the deposit will be credited to the cost; otherwise the deposit shall be nonrefundable.
- b. A Land Development Agreement (LDA) signed by both the Company and the Developer s required. The Company will provide the Developer with a copy of the signed agreement.
- c. A written agreement or contract signed by both the Company and the Applicant, other than a Developer, is required. The Company will provide the Applicant with a copy of the signed written agreement or contract.
- d. The Company will provide the Applicant(s) the estimated construction charges to be paid by the Applicant(s) in writing. The estimated construction charges will be good for thirty days after the Company provides a bill to the Applicant(s).
- e. Construction Charges will be associated with the premises for which they were established rather than the Applicant(s). Credit for Construction Charges may not be transferred from one premise to another.
- f. With the approval of the Company and at the option of the Company, arrangements may be made for the payment of the Construction Charge for a single Applicant or a group of Applicants in monthly installments over a reasonable period, generally, not to exceed one year. Failure of an Applicant(s) to make monthly installments of Construction Charge may result in suspension or termination of telephone service. All unpaid installments become due upon termination of service.

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GENERAL RULES AND REGULATIONS

F. CONSTRUCTION CHARGES (Continued)

5. Agreements and Charges (Continued)

- g. Additional construction charges may apply based on actual costs for such items as, but not limited to:
 - 1. Extraordinary construction, maintenance or replacement of current facilities;
 - 2. Overtime work at the Applicant's request
 - 3. Special installation, equipment and assembly not normally provided;
 - 4. Easements & Right of Way
 - 5. Trenching and backfill
- h. Receipt of the Applicant(s) payment(s) by the Company for the Applicant's required construction charges will be considered an application for service and the date to move forward with the construction of the new facilities.
- i. If the Applicant's share of the actual cost to provide new service exceeds the Applicant's estimated costs to provide new service, the Applicant may be responsible for additional Construction Charge. If the Applicant's share of the actual Construction Charge is less than the estimated Construction Charge, the Company may provide a refund, or credit for excess amount to the Applicant.
- j. The Company will determine whether any Aid-To-Construction is required. The amount and detail of the payment or refund for the Aid-to-Construction will be provided in the LDA.
- k. Any refunds of Aid to Construction will be non-interest bearing. In no case will any refund exceed the original amount of Aid to Construction.
- l. If the Applicant cancels service prior to construction beginning, a charge will not be assessed. If the Applicant cancels service after construction begins, a charge equal to the costs incurred will be assessed and due immediately.
- m. Basis for Charges

Basis for Charges where the Company furnishes a facility or service for which a rate or charge is not specified in the Company's tariffs, charges will be based on the costs incurred by the Company (including return) and may include:
 - 1. Nonrecurring charges;
 - 2. Recurring charges;
 - 3. Termination liabilities; or
 - 4. Combinations of 1), 2) and 3)

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GENERAL RULES AND REGULATIONS

F. CONSTRUCTION CHARGES (Continued)

5. Agreements and Charges (Continued)

n. Basis for Cost Computation

The costs referred to in F.2.f. preceding may include one or more of the following items to the extent they are applicable:

1. Costs to install the facilities to be provided including estimated costs for the rearrangements of existing facilities. These costs include:
 - a) Equipment and materials provided or used;
 - b) Engineering, labor and supervision;
 - c) Transportation; and
 - d) Rights of way and/or any required easements.
2. Cost of maintenance;
3. Depreciation on the estimated cost installed of any facilities provided, based on the anticipated useful service life of the facilities with an appropriate allowance for the estimated net salvage;
4. Administrative expenses, taxes on the basis of reasonable average cost for these items;
5. License preparation, processing and related fees
6. Any other identifiable costs related to the facilities provided; or
7. An amount for return and contingencies.

6. Other Types of Construction or Special Conditions

a. Special Types of Construction or Unusual Conditions

Additional Construction Charges may apply to the following situations:

1. Where a special type of construction is desired by an Applicant or a specific route for extensions is requested to meet an Applicant's special requirements and where the construction or route so requested differs from the normal standards of the Company and is not legally required by ordinance, covenant, tract restriction or otherwise.

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GENERAL RULES AND REGULATIONS

F. CONSTRUCTION CHARGES (Continued)

6. Other Types of Construction or Special Conditions (Continued)

a. Special Types of Construction or Unusual Conditions (Continued)

2. Where existing aerial facilities are requested to be relocated underground in an area where the Company would not, except for such request, relocate its facilities underground.
3. Where, at the request of the Applicant, the Company constructs a greater quantity of facilities than the Company would otherwise construct or normally utilize.
4. Where construction of facilities is required to meet unusual conditions such as (but not limited to) providing service in hazardous and/or inaccessible locations.

b. Temporary Construction or Seasonal Service

1. Where construction is required to provide service on a temporary basis, the Applicant will be required to pay a Construction Charge equal to the estimated cost of installing and removing the temporary facilities, less estimated salvage at the time of removal. In the event the facilities are reusable for providing permanent service without rearrangement or modification, at the time the temporary service is disconnected, a portion of the Construction Charge assessed may be refunded, depending upon the circumstances in each case. Removal of facilities will be at the option of the Company, if installation of the temporary facilities was made to permanent standards and permanent easements were granted.
2. Where construction is required to provide service on a seasonal basis, or meet other unusual demands, additional construction charges may be assessed on a case-by-case basis.

c. Relocation and Rearrangement of Existing Facilities

When the Company is requested to relocate or rearrange existing facilities for which no specific charge is quoted in this tariff, the customer requesting such relocation or rearrangement may be required to bear the costs incurred with the request.

GENERAL RULES AND REGULATIONS

G. INITIAL CONTRACT PERIODS AND TERMINATION OF SERVICE

1. Initial Contract Periods

- a. Except as hereinafter provided, the initial (or minimum) contract period for all services and facilities is one month at the same location.
- b. The length of contract period for directory listings, and where the listing actually appears in the directory, is the directory period. The directory period is from the day on which the directory is first distributed to the subscribers to the day the succeeding directory is first distributed to subscribers.
- c. The Telephone Company may require a contract period longer than one month at the same location in connection with special (non-standard) types or arrangements of equipment or for unusual construction necessary to meet special demands, and involving extra costs.

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GENERAL RULES AND REGULATIONS

G. INITIAL CONTRACT PERIODS AND TERMINATION OF SERVICE (Continued)

2. Termination of Service by Subscribers

- a. Service may be terminated prior to the expiration of the initial contract period upon notice being given to the Telephone Company, and upon payment of the termination charges given below, in addition to all charges due for the balance of the initial month.
 - 1) In case of service for which the initial contract period is one month, the charges due for the balance of the initial month.
 - 2) After requested by the customer, the company will disconnect the service and the customer will not be liable for any service rendered to that address after the disconnect date.
 - 3) In case of directory listing and where the listing has appeared in the directory, the charges due to the end of the directory period, except that in the following cases, charges will be continued only to the date of termination of the extra listing subject, however, to a minimum charge of one month.
 - a) The contract for the main service is terminated;
 - b) The listed party becomes a subscriber to same class of exchange service;
 - c) The listed party moves to a new location;
 - d) The listed party dies.
 - 4) Where a contract for service with a one (1) month minimum period is canceled before establishment of the service is completed, a charge not to exceed the service charge specified is applied if all or a portion of the facilities has been installed.
 - 5) Contracts for periods of longer than one month covering service whose installations required line extensions may be terminated upon payment of all charges that would accrue to the end of the contract period, or the contract will be transferred to a new applicant who is to occupy the same premises and will subscribe to the service effective on the day following termination by the original subscriber.
- b. Service may be terminated after the expiration of the initial contract period upon payment of all charges due to the date of termination of service.
- c. No minimum or termination charge will apply in the event the service is terminated because of condemnation, destruction or damage to property by fire or other cause beyond the control of the customer.

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GENERAL RULES AND REGULATIONS

G. INITIAL CONTRACT PERIODS AND TERMINATION OF SERVICE (Continued)

3. Termination of Service By the Company

- a. The Company may deny or discontinue service without request by the customer, provided adequate notice has been given to the customer, as required:
 - 1) For failure to pay all charges due the Company, as outlined in paragraph D.3.d., of this Tariff.
- b. The Company may deny or disconnect service without request by the customer and without prior notice only:
 - 1) If a condition is dangerous or hazardous of life, physical safety or property exists; or
 - 2) Upon order by any court, the Commission, or other duly authorized public authority; or
 - 3) If fraudulent or unauthorized use of service is detected and the Company has reasonable grounds to believe the affected customer is responsible for the tampering; or
 - 4) If the Company's service is used in a manner disruptive to the service of other customers; or
 - 5) In extraordinary circumstances where unlimited access to the toll network may result in substantial loss of revenue to the Company. In such cases, reasonable efforts will be undertaken to discuss such circumstances with the customer.

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GENERAL RULES AND REGULATIONS

H. OBLIGATION OF CUSTOMER

1. The calling party (or customer) shall be solely responsible for establishing the identity of the person or persons with whom connection is made at the called station.

I. DEFERRED PAYMENTS ON INSTALLATION CHARGES

If an application for residential telephone service is accepted, the Company will offer the option of deferred payment arrangements on the telephone installation charges. If the deferred option is chosen, the installation charges shall be spread over a period of three (3) consecutive months.

J. TAXES OR FEES TO BE BILLED TO CUSTOMERS

1. General
 - a. When a municipality or political subdivision imposes upon the Company, any license, occupation, franchise, permit, inspection or other similar tax, such tax, fee or charge shall be billed to the telephone customers receiving service within the municipality or political subdivision, allocated uniformly on the basis of each such customer's monthly charges for the types of service made subject to such tax, fee or charge.

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(Part 5 of 6) electronically filed by Ms. Rachelle A Ladwig on behalf of LITTLE MIAMI
TELEPHONE CORPORATION ASSOC MGR