

March 14, 2012

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

RE: Armstrong Telecommunications, Inc., 90-9327-TP-TRF and 12-0948-TP-ATA

Dear Docketing Division:

On behalf of Armstrong Telecommunications, Inc. (ATI), enclosed are revised pages to its Ohio P.U.C.O. Tariff No. 3. There are two revisions being made with this filing.

One revision is to add switched access rates for The Nova Telephone Company territory where ATI plans to operate soon. The other revision is to add language incorporating a requirement of the Federal Communications Commission as found in its November 18, 2011 Report and Order and Further Notice of Proposed Rulemaking in WC Docket No. 10-90 and other dockets. The Order required that intrastate and interstate toll VoIP-PSTN traffic all be billed at interstate switched access rates. This revision adds language providing ATI a methodology to bill interstate switched access rates for toll VoIP-PSTN traffic. An effective date of April 13, 2012 is requested.

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2	28.2	Original
2	28.3	Original
2	29	First
9	83	Original
9	84	Original

If there are any questions, I can be reached at 704.782.7738 or 704.699.9451 (cell).

Sincerely,

/s/ Jerry Weikle

Jerry Weikle  
Consultant to Armstrong Telecommunications, Inc.

cc: James D. Mitchell

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ISSUED: March 14, 2012

Effective: April 13, 2012

Issued under authority of the Public Utilities Commission of Ohio in  
Case No. 06-417-TP-ACE.

Dru A. Sedwick, Secretary  
Armstrong Telecommunications, Inc.  
One Armstrong Place  
Butler, Pennsylvania 16001

## CHECKSHEET

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32	Original	58	Original	82	1st
33	Original	59	Original	83	Original *
34	1st	60	Original	84	Original *
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36	1st				

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## SECTION 2 - RULES AND REGULATIONS (CONT'D)

## 2.9 OBLIGATIONS OF THE CUSTOMER (CONT'D)

## 2.9.7 Mixed Interstate and Intrastate Access Service (CONT'D)

When mixed interstate and intrastate Access Service is provided, all charges, including nonrecurring charges, usage charges, and optional features, will be prorated between interstate and intrastate. The percentage provided in the reports as set forth in 2.9.7 will serve as the basis for prorating the charges. The percentage of an Access Service to be charged as intrastate is applied in the following manner:

- a. For nonrecurring chargeable rate elements, multiply the percent intrastate use times the quantity of chargeable elements times the state tariff rate per element.
- b. For usage sensitive chargeable rate elements, multiply the percent intrastate use times actual use (measure or Company assumed average use) times the stated rate.

## 2.9.8 Identification and Rating of Toll VoIP-PSTN Traffic

(N)

(A) Scope

This section governs the identification and billing of VoIP-PSTN Traffic, unless the parties have agreed otherwise, pursuant to the Federal Communications Commission Report and Order in WC Docket Nos. 10-90, etc., FCC Release No. 11-161 (November 18, 2011) ("FCC November 18<sup>th</sup> Order").

- (1) For purposes of this tariff section, "VoIP-PSTN Traffic" is defined, consistent with 47 C.F.R. § 51.701 (b)(3), as interexchange (access) telecommunications traffic exchanged between Telephone Company and another telecommunications carrier in Time Division Multiplexing ("TDM") format that originates and/or terminates in IP format and that otherwise meets the definitions in 47 C.F.R. § 51.701 (b)(1) or (b)(2). Telecommunications traffic originates and/or terminates in IP format if it originates from and/or terminates to an end-user customer of a service that requires Internet protocol-compatible customer premises equipment. The Telephone Company does not originate or terminate traffic in IP format.

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## SECTION 2 - RULES AND REGULATIONS (CONT'D)

(N)

## 2.9 OBLIGATIONS OF THE CUSTOMER (CONT'D)

## 2.9.8 Identification and Rating of Toll VoIP-PSTN Traffic (CONT'D)

(B) Interstate Rates Apply

(1) Intrastate, interexchange VoIP-PSTN Traffic identified in accordance with this tariff section will be billed at rates equal to the Telephone Company's applicable tariffed interstate switched access rate as specified in the Telephone Company's applicable federal access tariff.

(2) The application of originating interstate access rates to VoIP-PSTN traffic is the subject of reconsideration by the FCC and, in the event that the FCC modifies its November 18, 2011 Order to exclude originating traffic, these charges for originating VoIP-PSTN traffic will be subject to billing and recoupment by the Telephone Company consistent with any FCC order on reconsideration.

(C) Calculation and Application of Percent-VoIP-Usage Factors

The traffic minutes of use ("MOU") to which interstate rates will be applied under this section will be determined by the Telephone Company by calculating a Percent VoIP Usage ("PVU") factor to be applied to the total originating and terminating intrastate access MOU terminated by the Customer, as follows:

(1) The Customer will calculate and furnish to the Telephone Company a factor (the "PVU") representing the percentage of the total intrastate and interstate access MOU that the Customer terminates to the Telephone Company in Ohio that originated from an end-user customer using a service that requires Internet protocol-compatible customer premises equipment plus the total intrastate and interstate access MOU that the Customer receives from the Telephone Company in Ohio and that is terminated by the Customer to an end-user customer using a service that requires Internet protocol-compatible premises equipment.

(2) The Customer shall not modify its reported PIU factor to account for VoIP-PSTN traffic.

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## SECTION 2 - RULES AND REGULATIONS (CONT'D)

(N)

## 2.9 OBLIGATIONS OF THE CUSTOMER (CONT'D)

## 2.9.8 Identification and Rating of Toll VoIP-PSTN Traffic (CONT'D)

(C) Calculation and Application of Percent-VoIP-Usage Factors (CONT'D)

(3) The PVU information and supporting documentation supplied by the Customer shall be based on information that is independently verifiable by the Telephone Company, including but not limited to the number of the Customer's or an underlying service provider's retail VoIP subscriptions in the state (e.g. as reported on FCC Form 477), traffic studies, actual call detail or other relevant and verifiable information. The Telephone Company may reject unverified or unverifiable assertions that the traffic is VoIP-PSTN Traffic.

(4) The Customer shall retain the call detail, work papers and information used to develop the PVU factors for a minimum of one year.

(5) If the Customer does not furnish the Telephone Company with PVU factors, along with the relevant and verifiable supporting documentation described above, the Telephone Company will utilize PVU factors equal to zero.

(6) In the event that the Customer fails to provide satisfactory demonstration of the PVU factors consistent with this tariff, the Telephone Company shall bill and the Customer shall pay intrastate access rates until such time as the Customer complies with the tariff and provides satisfactory information. In the event that the Customer provides satisfactory information subsequently, the interstate access rates shall apply prospectively as of the next billing period and retroactively back to the date upon which the dispute commenced. In the event of a dispute, the Customer shall pay the Telephone Company's intrastate access rates pending the resolution of such dispute, subject to refund by the Telephone Company.

(D) Initial Implementation of PVU Factors

(1) The Telephone Company will apply PVU factors on the next bill date provided that the PVU factors and the relevant and verifiable supporting documentation described above are provided to the Telephone Company at least 15 days prior to the next bill date. Factors that are received less than 15 days before the next bill date, will be applied on the bill date following the next bill date. (N)

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## SECTION 2 - RULES AND REGULATIONS (CONT'D)

(N)

## 2.9 OBLIGATIONS OF THE CUSTOMER (CONT'D)

## 2.9.8 Identification and Rating of Toll VoIP-PSTN Traffic (CONT'D)

(D) Initial Implementation of PVU Factors (CONT'D)

(2) The Telephone Company may choose to provide credits based on the PVU factors on a quarterly basis until such time as the billing system modifications can be implemented.

(E) PVU Factor Updates

The Customer may update the PVU factors quarterly using the method and reporting requirements forth in (C)(1), (2), (3) and (4) preceding. If the Customer chooses to submit such updates, it shall forward to the Telephone Company, no later than 15 days after the first of January, April, July and/or October of each year, revised PVU factors based on data for the prior three months, ending the last day of December, March, June and September, respectively. The revised PVU factors will serve as the basis for future billing and will be effective on the next bill date, and shall serve as the basis for subsequent monthly billing until superseded by new PVU factors. No prorating or back billing will be undertaken based on the updated PVU factors.

(F) PVU Factor Verification

(1) Not more than four times in any year, the Telephone Company may request from the Customer a description of the process used to determine the PVU factors, the call detail records, description of the method for determining how the end user originates or terminates calls in IP format, and other information used to determine the Customer's PVU factors furnished to the Telephone Company in order to validate the PVU factors supplied. The Customer shall comply, and shall reasonably supply the requested data and information within 15 days of the Telephone Company's request.

(2) Not more than four times in any year, the Customer may request from the Telephone Company a description of the process used to determine the PVU factors, the call detail records, description of the method for determining how the end user originates or terminates calls in IP format, and other information used to determine the Telephone Company's PVU factors furnished to the Customer in order to validate the PVU factors supplied. The Telephone Company shall comply, and shall reasonably supply the requested data and information within 15 days of the Customer's request.

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SECTION 2 - RULES AND REGULATIONS (CONT'D)

2.9 OBLIGATIONS OF THE CUSTOMER (CONT'D)

(N)

2.9.8 Identification and Rating of Toll VoIP-PSTN Traffic (CONT'D)

(G) PVU Factor Implementation

If a PVU factor calculated and submitted in accordance with the terms of this tariff is provided by the Customer, but cannot be implemented in the Telephone Company's billing systems upon the effective date of this tariff provision, the Telephone Company will adjust the Customer's bills to reflect the PVU retroactively to the effective date of this tariff provision.

(N)

2.10 DETERMINATION OF MILEAGE

Service for which rates are mileage sensitive are rated on the airline distance between the Company's switch location and Customer-designated premises or the end office of the Customer-designated premises.

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SECTION 9 - RATES AND CHARGES (CONT'D)

(N)

9.5 ACCESS SERVICE – The Nova Telephone Company Territory Rates

9.5.1	<u>Carrier Common Line</u>	<u>Per Access Minute</u>	
	Originating	*	
	Terminating	*	
9.5.2	<u>Local Switching</u>	<u>Per Access Minute</u>	
	Originating	**	
	Terminating	**	
9.5.3	<u>Information Surcharge</u>	<u>Per Access Minute</u>	
	Originating	**	
	Terminating	**	
9.5.4	<u>Switched Transport</u>	<u>Non-Recurring</u>	<u>Monthly Recurring</u>
	(A) <u>Entrance Facility</u>		
	Per Point of Termination		
	(1) Voice Grade 2-Wire	**	**
	(2) Voice Grade 4-Wire	**	**
	(3) High Capacity DS1	**	**
	(4) High Capacity DS3	**	**
	(B) <u>Direct-Trunked Transport Termination</u>		
	Per Termination		
	(1) Voice Grade		**
	(2) High Capacity DS1		**
	(3) High Capacity DS3		**

\* Armstrong charges The Nova Telephone Company rates for this element. The Nova Telephone Company Tariff P.U.C.O. No. 1, Section 2 rates apply.

\*\* Armstrong charges The Nova Telephone Company rates for this element. The Nova Telephone Company Tariff P.U.C.O. No. 1, Section 1 rates apply.

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SECTION 9 - RATES AND CHARGES (CONT'D)

(N)

9.5 ACCESS SERVICE - The Nova Telephone Company Territory Rates (CONT'D)

9.5.4 Switched Transport (CONT'D)

	<u>Non-Recurring</u>	<u>Monthly Recurring</u>
(C) <u>Direct-Trunked Transport Facility</u> Per Mile		
(1) Voice Grade		*
(2) High Capacity DS1		*
(3) High Capacity DS3		*
(D) <u>Tandem-Switched Transport</u>		
(1) Tandem-Switched Facility Per Access Minute Per Mile		*
(2) Tandem-Switched Termination Per Access Minute Per Termination		*
(3) Tandem-Switching Per Access Minute		*
(E) <u>Multiplexing</u>		
DS3 to DS1	*	*
DS1 to Voice	*	*

9.5.8 Toll Free Data Base Access Service

Toll Free Access Query, Per Query \*

\* Armstrong charges The Nova Telephone Company rates for this element. The Nova Telephone Company Tariff P.U.C.O. No. 1, Section 1 rates apply.

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