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Rebecca J. Donahue
Docket Manager
Law and External Affairs

Internet: rebecca.j.donahue@embarq.com

December 8, 2006

Ms. Reneé Jenkins
Docketing Division
Public Utilities Commission of Ohio
180 East Broad Street
Columbus, OH 43215-3793

PUCO

2006 DEC -8 PM 3:01

RECEIVED-DOCKETING DIV

RE: Application of United Telephone Company of Ohio d/b/a Embarq for
Approval of a Negotiated Agreement Amendment with Granite Telecommunications,
LLC

PUCO Case No: 06-1437-TP-AEC
90-5041-TP-TRF

Dear Ms. Jenkins:

Enclosed for filing are the original plus seven copies of Amendment No. 2 to the Master Interconnection, Collocation and Resale Agreement between United Telephone Company of Ohio d/b/a Embarq and Granite Telecommunications, LLC.

This agreement should be appended to the original agreement that was filed with this Commission on May 5, 2005 in Case 05-604-TP-NAG.

Thank you for your assistance in this matter.

Sincerely,


Becky Donahue

Enclosures

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BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO

RECEIVED-DOCKETING DIV
2006 DEC -8 PM 3:01
PUCO

In the Matter of the Application of)
United Telephone Company of Ohio d/b/a)
Embarq for the Approval of a Negotiated)
Agreement Amendment with Granite)
Telecommunications, LLC Under Section 252)
of the Telecommunications Act of 1996)

Case No. 06-1437-TP-AEC

APPLICATION FOR APPROVAL OF A NEGOTIATED AGREEMENT UNDER THE
TELECOMMUNICATIONS ACT OF 1996

United Telephone Company of Ohio d/b/a Embarq applies to the Commission for review and approval of the attached Amendment to Interconnection, Collocation and Resale Agreement that is dated November 6, 2006, ("the Amendment") between United Telephone Company of Ohio d/b/a Embarq ("Embarq") and Granite Telecommunications, LLC ("CLEC"), pursuant to the provisions of Section 252(e) of the Telecommunications Act of 1996, Pub. L. 104-104, 110 Stat. 56 (1996) (codified at 47 U.S.C. 151 et seq.) ("the Act").

The Agreement, which establishes the rates, terms and conditions for interconnection, collocation and resale, was arrived at through negotiations between Embarq and CLEC as contemplated by Section 252(a) of the Act.

The Amendment is filed pursuant to the procedures set forth in Section 252(e) of the Act. Under Sections 252(e) (1) and (2), the Commission must approve the Amendment unless the Amendment or a portion thereof "...discriminates against a telecommunications carrier not a party to the agreement" or "...implementation of such agreement or portion is not consistent with the public interest, convenience and necessity."

The attached Amendment does not discriminate against any telecommunications carrier that is not a party to the Amendment. Embarq will make the Amendment available to any other carrier operating in Embarq service territory. However, the Amendment does not preclude different arrangements with other carriers. In addition, this Amendment does not impact any other company's right to negotiate or arbitrate under the Act.

The attached Amendment is consistent with the public interest, convenience and necessity because it allows for interconnection, collocation and resale by the CLEC. The Amendment represents the end product of good faith negotiations between Embarq and CLEC. This is exactly the type of private negotiation and agreement envisioned by the Congress when it crafted the Act. Therefore, the implementation of the Amendment will be consistent with the public interest, convenience and necessity.

Embarq requests that the Commission approve the Amendment.

Respectfully submitted,



Joseph R. Stewart (Ohio Reg. No. 0028763)
Attorney for United Telephone Company of Ohio
d/b/a Embarq
50 West Broad Street, Suite 3600
Columbus, Ohio 43215-5918
Telephone: 614/220-8625
Facsimile: 614/224-3902
joseph.r.stewart@embarq.com

CERTIFICATE OF SERVICE

Copies of the foregoing Application for Approval of an Amendment to Negotiated Agreement between United Telephone Company of Ohio d/b/a Embarq and Granite Telecommunications, LLC were served on the following person by first class mail, postage prepaid on this 8th day of December, 2006.



Joseph R. Stewart (Ohio Reg. No. 0028763)
Attorney for United Telephone Company of Ohio
d/b/a Embarq
50 West Broad Street, Suite 3600
Columbus, Ohio 43215-5918
Telephone: 614/220-8625
Facsimile: 614/224-3902
joseph.r.stewart@embarq.com

Geoff Cookman
Granite Telecommunications, LLC
100 Newport Ave Ext
Quincy, MA 02170

The Public Utilities Commission of Ohio
TELECOMMUNICATIONS APPLICATION FORM
(Effective: 10/01/2004)

(Pursuant to Case Nos. 99-998-TP-COI and 99-563-TP-COI)

In the Matter of the Application of United Telephone Company
of Ohio d/b/a Embarq for Approval of a Negotiated Agreement
With Granite Telecommunications, LLC.

Case No. 06-1437-TP-AEC

Name of Registrant(s) United Telephone Company of Ohio
DBA(s) of Registrant(s) Embarq
Address of Registrant(s) 50 W. Broad Street, Suite 3600, Columbus, OH 43215
Company Web Address www.embarq.com
Regulatory Contact Person(s) Becky Donahue Phone 614-220-8624 Fax 614-224-3902
Regulatory Contact Person's Email Address rebecca.j.donahue@embarq.com
Contact Person for Annual Report Mike Whitney Phone 913-323-4718
Consumer Contact Information Wendy Summerlin Phone 800-238-3095
Date December 8, 2006 TRF Docket No. - - CT-TRF or 90-5041-TP-TRF

Motion for protective order included with filing? ☐ Yes ☒ No

Motion for waiver(s) filed affecting this case? ☐ Yes ☒ No [Note: waiver(s) tolls any automatic timeframe]

Company Type (check all applicable): ☐ CTS (IXC) ☒ ILEC ☐ CLEC ☐ CMRS ☐ AOS

☐ Other (explain) _____

NOTE: This form must accompany all applications filed by telecommunication service providers subject to the Commission's rules promulgated in Case No. 99-998-TP-COI, as well as by ILECs filing an ARB or NAG case pursuant to the guidelines established in Case No. 96-463-TP-UNC. *It is preferable **NOT** to combine different types of filings, but if you do so, you must file under the process with the **longest** applicable review period.*

I. Please indicate the reason for submitting this form (check one)

- ☐ 1 (AAC) Application to Amend Certificate by a CLEC to modify Serving Area (0-day notice, 7 copies)
- ☐ 2 (ABN) Abandonment of all Services
 - ☐ a. CLEC (90-day approval, 10 copies) ☐ b. CTS (14-day approval, 10 copies) ☐ c. ILEC (**NOT** automatic, 10 copies)
- ☐ 3 (ACE) New Operating Authority for providers other than CMRS (30-day approval, 7 copies); *for CMRS, see item No. 15 on this page.*
 - ☐ a. Switched Local ☐ b. Non-switched local ☐ c. CTS ☐ d. Local and CTS ☐ e. Other (explain) _____
- ☐ 4 (ACO) LEC Application to Change Ownership (30-day approval, 10 copies)
- ☐ 5 (ACN) LEC Application to Change Name (30-day approval, 10 copies)
- ☒ 6 (AEC) Carrier-to-Carrier Contract Amendment to an agreement approved in a NAG or ARB case (30-day approval, 7 copies)
NOTE: see item 25 (CTR) on page two of this form for all other contract filings.
- ☐ 7 (AMT) LEC Merger (30-day approval, 10 copies)
- ☐ 8 (ARB) Application for Arbitration (see 96-463-TP-COI for applicable process, 10 copies)
- ☐ 9 (ATA) Application for Tariff Amendment for Tier 1 Services, Application to Reclassify Service Among Tiers, or Change to Non-Tier Service
 - ☐ a. Tier 1 (and Carrier-to-Carrier tariff filings as set-forth in 95-845-TP-COI)
 - ☐ i. Pre-filing submittal (30-day pre-filing submittal with Staff and OCC; **Do Not Docket**, 4 copies)
 - ☐ ii. New End User Service which has been preceded by a 30-day pre-filing submittal with Staff for all submittals and also with OCC for Tier 1 residential services (0-day filing, 10 copies)
 - ☐ iii. New End User Service (**NOT** preceded by a 30-day filing submittal, 30-day approval, 10 copies)
 - ☐ iv. New Carrier-to-Carrier Service which has been preceded by a 30-day pre-filing with Staff (0-day filing, 10 copies)
 - ☐ v. Change in Terms and Conditions, textual revision, correction of error, etc. (30-day approval, 10 copies)
 - ☐ vi. Grandfather service (30-day approval, 10 copies)
 - ☐ vii. Initial Carrier-to-Carrier Services Tariff subsequent to ACE approval (60-day approval, 10 copies)
 - ☐ viii. *Withdrawal of Tier 1 service must be filed as an "ATW", not an "ATA" - see item 12, below*
 - ☐ b. Reclassification of Service Among Tiers (**NOT** automatic, 10 copies)
 - ☐ c. Textual revision with no effect on rates for non-specific or non-tier service (30-day approval, 10 copies)
- ☐ 10 (ATC) Application to Transfer Certificate (30-day approval, 7 copies)
- ☐ 11 (ATR) LEC Application to Conduct a Transaction Between Utilities (30-day approval, 10 copies)
- ☐ 12 (ATW) Application to Withdraw a Tier 1 Service
 - ☐ a. CLEC (60-day approval, 10 copies) ☐ b. ILEC (**NOT** automatic, 10 copies)
- ☐ 13 (CIO) Application for Change in Operations by Non-LEC Providers (0-day notice, 7 copies)
- ☐ 14 (NAG) Negotiated Interconnection Agreement Between Carriers (0-day effective, 90-day approval, 8 copies)
- ☐ 15 (RCC) For CMRS providers only to Register or to Notify of a Change in Operations (0-day notice, 7 copies)
- ☐ 16 (SLF) Self-complaint Application
 - ☐ a. CLEC only -Tier 1 (60-day automatic, 10 copies)
 - ☐ b. Introduce or increase maximum price range for Non-Specific Service Charge (60-day approval, 10 copies)
- ☐ 17 (UNC) Unclassified (explain) _____ (NOT automatic, 15 copies)
- ☐ 18 (ZTA) Tariff Notification Involving only Tier 2 Services
NOTE: Notifications do not require or imply Commission Approval.
 - ☐ a. New End User Service (0-day notice, 10 copies)

- ☐ b. Change in Terms and Conditions, textual revision, correction of error, etc. (0-day notice, 10 copies)
☐ c. Withdrawal of service (0-day notice, 10 copies)
☐ 19 Other (explain) _____ (NOT automatic, 15 copies)

THE FOLLOWING ARE TRF FILINGS ONLY, NOT NEW CASES (0-day notice, 3 copies)

- ☐ 20 Introduction or Extension of Promotional Offering
☐ 21 New Price List Rate for Existing Service
☐ a. Tier 1 ☐ b. Tier 2
☐ 22 Designation of Registrant's Process Agent(s)
☐ 23 Update to Registrant's Maps
☐ 24 Annual Tariff Option For Tier 2 Services – indicate which option you intend to adopt to maintain the tariff. NOTE, changing options is only permitted once per calendar year.
☐ Paper Tariff ☐ Electronic Tariff. If electronic, provide the tariff's web address: _____

THE FOLLOWING ARE CTR FILINGS ONLY, NOT NEW CASES (0-day notice, 7 copies)

- ☐ 25 Application to establish, revise, or cancel an end-user contract. (NOTE: see item 6 on page 1 of this form for carrier-to-carrier contract amendments)
 CTR Docket No. _____ - _____ - TP – CTR (Use same CTR number throughout calendar year)

II. Please indicate which of the following exhibits have been filed. The numbers (corresponding to the list on page (1) and above) indicate, at a minimum, the types of cases in which the exhibit is required:

<input type="checkbox"/>	[all]	A copy of any motion for waiver of O.A.C. rule(s) associated with this filing. NOTE: the filing of a motion for waiver tolls any automatic timeframe associated with this filing.
<input type="checkbox"/>	[3]	Completed Service Requirements Form.
<input type="checkbox"/>	[3, 9(vii)]	A copy of registrant's proposed tariffs. (Carrier-to-Carrier resale tariff also required if facilities-based)
<input type="checkbox"/>	[3]	Evidence that the registrant has notified the Ohio Department of Taxation of its intent to conduct operations as a telephone utility in the State of Ohio.
<input type="checkbox"/>	[3]	Brief description of service(s) proposed.
<input type="checkbox"/>	[3a-b,3d]	Explanation of whether applicant intends to provide <input type="checkbox"/> resold services, <input type="checkbox"/> facilities-based services, or <input type="checkbox"/> both resold and facilities-based services.
<input type="checkbox"/>	[3a-b,3d]	Explanation as to whether CLEC currently offers CTS services under separate CTS authority, and whether it will be including those services within its CLEC filing, or maintaining such CTS services under a separate affiliate.
<input type="checkbox"/>	[3a-b,3d]	Explanation of how the proposed services in the proposed market area are in the public interest.
<input type="checkbox"/>	[3a-b,3d]	Description of the proposed market area.
<input type="checkbox"/>	[3a-b,3d]	Description of the class of customers (e.g., residence, business) that the applicant intends to serve.
<input type="checkbox"/>	[3a-b,3d]	Documentation attesting to the applicant's financial viability, including the following: 1) An executive Summary describing the applicant's current financial condition, liquidity, and capital resources. Describe internally generated sources of cash and external funds available to support the applicant's operations that are the subject of this certification application. 2) Copy of financial statements (actual and pro forma income statement and a balance sheet). Indicate if financial statements are based on a certain geographical area(s) or information in other jurisdictions 3) Documentation to support the applicant's cash and funding sources.
<input type="checkbox"/>	[3a-d]	Documentation attesting to the applicant's technical and managerial expertise relative to the proposed service offering(s) and proposed service area.
<input type="checkbox"/>	[3a-d]	Documentation indicating the applicant's corporate structure and ownership.
<input type="checkbox"/>	[3a-b,3d]	Information regarding any similar operations in other states. Also, if this company has been previously certified in the State of Ohio, include that certification number.
<input type="checkbox"/>	[3a-b,3d]	Verification that the applicant will maintain local telephony records separate and apart from any other accounting records in accordance with the GAAP.
<input type="checkbox"/>	[3a-b,3d]	Verification of compliance with any affiliate transaction requirements.
<input type="checkbox"/>	[3a-b,3d]	Explanation as to whether rates are derived through (check all applicable): <input type="checkbox"/> interconnection agreement, <input type="checkbox"/> retail tariffs, or <input type="checkbox"/> resale tariffs.
<input type="checkbox"/>	[1,3a-b,3d]	Explanation as to which service areas company currently has an approved interconnection or resale agreement.
<input type="checkbox"/>	[3a-b,3d, 9a(i-iii)]	Explanation of whether applicant intends to provide Local Services which require payment in advance of Customer receiving dial tone.
<input type="checkbox"/>	[3a,3b,3d, 9a,(i-iii)]	Tariff sheet(s) listing the services and associated charges that must be paid prior to customer receiving dial tone (if applicable).
<input type="checkbox"/>	[3a-b,3d,8]	Letters requesting negotiation pursuant to Sections 251 and 252 of the Telecommunications Act of 1996 and a proposed timeline for construction, interconnection, and offering of services to end users.
<input type="checkbox"/>	[3-5,7,10-11,13]	Certification from Ohio Secretary of State as to party's proper standing (domestic or foreign corporation, authorized use of fictitious name, etc.). In transfer of certificate cases, the transferee's good standing must be established.
<input type="checkbox"/>	[3-4,7,10-11,13]	List of names, addresses, and phone numbers of officers and directors, or partners.
<input type="checkbox"/>	[3]	A sample copy of the customer bill and disconnection notice the applicant plans to utilize.
<input type="checkbox"/>	[1,4,9,10-13,16-21]	Copy of superseded tariff sheet(s) & price list(s), if applicable, marked as Exhibit A.
<input type="checkbox"/>	[1,4,9,10-13,16-21]	Copy of revised tariff sheets & price lists, marked as Exhibit B.
<input type="checkbox"/>	[3]	Provide a copy of any customer application form required in order to establish residential service, if applicable.

<input type="checkbox"/>	[1,2,4-7,9,12-13,16,18-23,25]	Description of and rationale for proposed tariff changes, including a complete description of the service(s) proposed or affected. Specify for each service affected whether it is <input type="checkbox"/> business; <input type="checkbox"/> residence; or <input type="checkbox"/> both. Also indicate whether it is a <input type="checkbox"/> switched or <input type="checkbox"/> dedicated service. Include this information in either the cover letter or Exhibit C.
<input type="checkbox"/>	[1,2,4,9a(v-vi), 5,10,16,18(b-c), 21]	Specify which notice procedure has been/will be utilized: <input type="checkbox"/> direct mail; <input type="checkbox"/> bill insert; <input type="checkbox"/> bill notation or <input type="checkbox"/> electronic mail. NOTE: <input type="checkbox"/> Tier 1 price list increases must be within an approved range of rates. <input type="checkbox"/> SLF Filings – Do NOT send customer notice until it has been reviewed and approved by Commission Staff
<input type="checkbox"/>	[2,4-5,9a(v), 9b, 10,12-13,16, 18(b-c),20-21]	Copy of real time notice which has been/will be provided to customers. NOTE: SLF Filings – Do NOT send customer notice until it has been reviewed and approved by Commission Staff
<input type="checkbox"/>	[1,2,5,9a(v),11-13, 18, 21(increase only)]	Affidavit attesting that customer notice has been provided.
<input type="checkbox"/>	[2,12]	Copy of Notice which has been provided to ILEC(s).
<input type="checkbox"/>	[2,12]	Listing of Assigned (NPA) NXX's where in the LECs (NPA) NXX's would be reassigned.
<input type="checkbox"/>	[2,4,10,12-13,]	List of Ohio exchanges specifically involved or affected.
<input type="checkbox"/>	[14]	The interconnection agreement adopted by negotiation or mediation.
<input type="checkbox"/>	[15]	For commercial mobile radio service providers, a statement affirming that registrant has obtained all necessary federal authority to conduct operations being proposed, and that copies have been furnished by cellular, paging, and mobile companies to this Commission of any Form 401, 463, and / or 489 which the applicant has filed with the Federal Communications Commission.
<input type="checkbox"/>	[15]	Exhibits must include company name, address, contact person, service description, and evidence of registration with the Ohio Secretary of State.
<input type="checkbox"/>	[24]	Affidavit that total price of contract exceeds total cost of all regulated services.
<input type="checkbox"/>	[5,13]	New title sheet with proposed new company name.
<input type="checkbox"/>	[1,3,13]	For CLECs, List of Ohio Exchanges the applicant intends to serve (Use spreadsheet from: http://www.puc.state.oh.us/puco/forms/form.cfm?doc_id=357).
<input type="checkbox"/>	[1,3a-b,3d,7, 10,13, 23]	Maps depicting the proposed serving and calling areas of the applicant. <u>If Mirroring Large ILEC exchanges</u> for both serving area and local calling areas: • <i>Serving area</i> must be clearly reflected on an Ohio map attached to tariffs and textually described in tariffs by noting that it is reflecting a particular large ILEC/CLEC territory, and listing the involved exchanges. • <i>Local calling areas</i> must be clearly reflected on an Ohio map attached to the tariffs, and/or clearly delineated in tariffs, including a complete listing of each exchange being served and all exchanges to which local calls can be made from each of those exchanges. <u>If Self-defining serving area and/or local calling area</u> as an area other than that of the established ILEC exchange(s): • <i>Serving Area</i> must be clearly reflected on an Ohio map attached to the tariffs, and textually described in tariffs by listing the involved exchanges. • <i>Local Calling Areas</i> must be described in the tariff through textual delineation and clear maps. Maps for self-defined <i>serving and local calling areas</i> are required to be traced on United States Geological Survey topography maps. These maps are the Standard Topographic Quadrangle maps, 7.5 minute 1:24,000.
<input type="checkbox"/>		Other information requested by the Commission staff.
<input type="checkbox"/>	[3]	Initial certification that includes Tier 2 Services, indicate which option you intend to adopt to maintain the tariff: <input type="checkbox"/> Paper Tariff <input type="checkbox"/> Electronic Tariff - If electronic, provide the web address for the tariff: _____

III. Registrant hereby attests to its compliance with the following requirements in the Service Requirements Form, as well as all pertinent entries and orders issued by the Commission with respect to these issues. Further, registrant hereby affirms that it will maintain with its TRF docket an up-to-date, properly marked, copy of the Service Requirements Form available for public inspection.

MANDATORY REQUIREMENTS FOR ALL BASIC LOCAL EXCHANGE AND CTS PROVIDERS:

- ☒ Sales tax
- ☒ Minimum Telephone Service Standards (MTSS)
- ☒ Surcharges

MANDATORY REQUIREMENTS FOR ALL BASIC LOCAL EXCHANGE PROVIDERS:

- ☒ 1+ IntraLATA Presubscription

SERVICE REQUIREMENTS FOR PROVISION OF CERTAIN SERVICES (CHECK ALL APPLICABLE):

- ☒ Discounts for Persons with Communication Disabilities and the Telecommunication Relay Service [Required if toll service provided]
- ☒ Emergency Services Calling Plan [Required if toll service provided]
- ☐ Alternative Operator Service (AOS) requirements [Required for all providing AOS (including inmate services) service]
- ☒ Limitation of Liability Language [Required for all who have tariff language that may limit their liability]
- ☒ Termination Liability Language [Required for all who have early termination liability language in their tariffs]
- ☒ Service Connection Assistance (SCA) [Required for all LECs]
- ☒ Local Number Portability and Number Pooling [Required for facilities-based LECs]
- ☒ Package Language [Required for tariffs containing packages or service bundles containing both local and toll and/or non-regulated services]

IV. List names, titles, phone numbers, and addresses of those persons authorized to respond to inquiries from the Consumer Services Department on behalf of the applicant regarding end-user complaints:

Wendy Summerlin, Service Recovery Specialist, 800-238-3095, 720 Western Blvd., Tarboro, NC 27886; Becky Donahue, Docket Manager, 614-220-8624, 50 W. Broad St., Suite 3600, Columbus, OH 43215; Joseph R. Stewart, Senior Attorney, 614-220-8625, 50 W. Broad St., Suite 3600, Columbus, OH 43215

V. List names, titles, phone numbers, and addresses of those persons authorized to make and/or affirm or verify filings at the Commission on behalf of the applicant:

Jean DiSalvo, State Tariff Analyst, 913-345-7801, 5454 West 110th Street, Overland Park, KS 66211; Tim Eshleman, Manager State Tariffs, 913-345-6280, 5454 West 110th Street, Overland Park, KS 66211; Becky Donahue, Docket Manager, 614-220-8624, 50 W. Broad St., Suite 3600, Columbus, OH 43215; Joseph R. Stewart, Senior Attorney, 614-220-8625, 50 W. Broad St., Suite 3600, Columbus, OH 43215

NOTE: An annual report is required to be filed with the Commission by each company on an annual basis. The annual report form will be sent for completion to the address and individual(s) identified in this Section unless another address or individual is so indicated.

VI. List Name(s), DBA(s) and PUCO Certification Number(s) of any affiliates you have operating in Ohio under PUCO authority, whether Telecommunication or other. (If needed, use a separate sheet and check here: ☐)

Embarq Communications, Inc., Certificate No. 90-6335; United Telephone Company of Indiana, Inc., Certificate No. 90-5040; and Embarq Payphone Services, Inc.

AFFIDAVIT

Compliance with Commission Rules and Service Standards

I am an officer of the applicant corporation, _____, and am authorized to make this statement
(Name of Company)
on its behalf. I attest that these tariffs comply with all applicable rules, including the Minimum Telephone Service Standards (MTSS) for the state of Ohio. I understand that tariff notification filings do not imply Commission approval and that the Commission's rules, including the Minimum Telephone Service Standards, 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 declare under penalty of perjury that the foregoing is true and correct.

Executed on _____ at _____
(Date) (Location)

*(Signature and Title)

(Date)

**** 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, Joseph R. Stewart verify that I have utilized, verbatim, the Commission's Telecommunications Application Form 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)

Senior Attorney

December 8, 2006
(Date)

****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 (or to the Telecommunications Division Chief if a pre-filing submittal)

180 East Broad Street, Columbus, OH 43215-3793

**INTERCONNECTION, COLLOCATION AND RESALE AGREEMENT
FOR THE STATE OF OHIO**

AMENDMENT NO. 2

This Amendment No. 2 ("Amendment"), effective November 1, 2006 is entered into by and between Granite Telecommunications, L.L.C. ("CLEC") and United Telephone Company of Ohio, dba Embarq ("Embarq"). Embarq and CLEC may be referred to individually as a "Party" and collectively as the "Parties".

WHEREAS, CLEC and Embarq, formerly known as "Sprint", entered into an Interconnection, Collocation and Resale Agreement dated April 25, 2005 ("Agreement"); and

WHEREAS, CLEC and Embarq desire to modify the Agreement to add terms, conditions and rates for newly developed products and services;

NOW THEREFORE, in consideration of the promises and agreements contained in this Amendment, the Parties agree as follows:

1. TERMS AND CONDITIONS

- 1.1. The Parties agree to delete section 44.2 of the Agreement in its entirety and replace it with the following language:

44.2 At CLEC's request, and if Technically Feasible, Embarq will test and report results on both conditioned and non-conditioned loops for all of the line's features, functions, and capabilities, and will not restrict its testing to voice-transmission only. Embarq will provide Basic Testing at no additional charge. Optional Cooperative Testing and Joint Testing on Trouble ("Joint Testing") are performed only upon CLEC's request. To the extent CLEC requests testing that requires Embarq to purchase new equipment, establish new procedures, or training, or make systems modifications, CLEC will compensate Embarq for its costs incurred to purchase the new equipment, establish the new procedures or training, or make the systems modifications needed to provide such testing. CLEC requests for additional testing over and above Basic Testing, Optional Cooperative Testing or Joint Testing must be submitted pursuant to the BFR Process in section 41.

- 44.2.1. Basic Testing shall consist of simple metallic measurements only, performed by accessing the loop through the voice Switch. Basic Testing does not include efforts related to Optional Cooperative Testing or Joint Testing that require Embarq's technician to work jointly with CLEC's staff.
- 44.2.2. Optional Cooperative Testing is provided upon CLEC's request on service order activity (new installations) and will be provided by Embarq at CLEC's expense at the rates in Table One. The Embarq technician will contact CLEC's representative at the conclusion of installation. During the Optional Cooperative Testing, the Embarq technician will place a 'short' on the line at the Demarcation Point allowing the CLEC to test through their equipment to the Demarcation Point to insure continuity. If, in conducting the Optional Cooperative Testing, the Embarq technician is unable to contact the CLEC technician within three (3) minutes of placing the call, Embarq may, in its sole discretion, abandon the test and CLEC will be charged for the test.
- 44.2.3. Joint Testing is a service available to CLECs upon request for additional testing by the Embarq technician prior to closing a trouble report on an existing service. To complete the trouble report, the Embarq technician will report trouble status to the CLEC, and remain on line to joint test until the CLEC technician indicates that the Embarq technician is no longer required. If Embarq determines the trouble is within the Embarq network, no charges will be billed to the CLEC for the Joint Testing or for Trouble Isolation. If the Joint Testing shows that the trouble is not located within the Embarq network, Embarq will bill CLEC the Trouble Isolation Charge found in Table One and an incremental non-recurring charge of

twenty-five dollars (\$25.00) per quarter hour for the time spent conducting the Joint Testing. The Embarq technician will attempt to contact CLEC's representative to initiate Joint Testing on Trouble prior to closing the trouble report. If the Embarq technician is unable to contact the CLEC technician within three (3) minutes of placing the call to conduct the Joint Testing, Embarq may, in its sole discretion, abandon the test and the CLEC will be charged for one quarter-hour increment of time and a Trouble Isolation Charge, as long as Embarq determines the trouble is not located within the Embarq network.

2. GENERAL

- 2.1. Other than as set forth above, the Agreement remains unchanged and in full force and effect. In the event of a conflict between the terms of the Agreement and this Amendment, this Amendment will control.
- 2.2. Except as otherwise indicated, defined terms in this Amendment have the same meaning as in the Agreement.
- 2.3. This Amendment No. 2 executed by authorized representatives of Embarq and CLEC is made a part of and incorporates the terms and conditions of the Agreement.

IN WITNESS WHEREOF, the Parties have executed this Amendment effective the year and day first written above.

EMBARQ

By: _____

Name: _____

Title: _____

Date: _____



William E. Cheek

President – Wholesale Markets

12/14/06

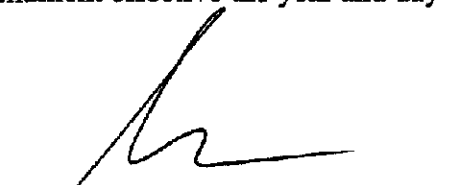
CLEC

By: _____

Name: _____

Title: _____

Date: _____



Geoff Cookman

Director – Carrier Relations

11/16/2006