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January 15, 2007

*Via Overnight Delivery*

Ms. Rene Jenkins, Chief  
Docketing Division  
180 East Broad St.  
Columbia, OH 43215-3793

RE: **Telecom Management, Inc. d/b/a Pioneer Long Distance, Inc.**

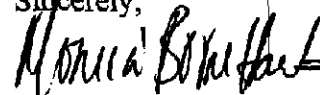
Dear Sir or Madam:

Enclosed for filing please find an original and ten (10) copies of the Application for Certificate of Authority to provide Competitive Local Exchange Service which is submitted on behalf of Telecom Management, Inc. d/b/a Pioneer Long Distance, Inc.

Please acknowledge receipt of this filing by date stamping and returning the additional copy of this letter in the self-addressed envelope provided.

Thank you for your assistance. If you should have any questions regarding the application, please do not hesitate to call.

Sincerely,



Monica Borne Haab

Enclosure

RECEIVED-DOCKETING DIV  
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**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

§

Telecom Management, Inc. d/b/a Pioneer Long Distance, Inc.  
to operate as a Competitive Local Exchange Carrier

§

Case No. 07 - 36 - TP - ACE

§

Name of Registrant(s) Telecom Management, Inc.

DBA(s) of Registrant(s) Pioneer Long Distance, Inc.

Address of Registrant(s) 583 Warren Ave., Portland Maine 04103

Company Web Address http://www.pioneertelephone.com

Regulatory Contact Person(s) Kevin Photiades, Regulatory Manager Phone (207) 774-9500 Fax (207) 774-9508

Regulatory Contact Person's Email Address regulatory@pioneertelephone.com

Contact Person for Annual Report Kevin Photiades, Regulatory Manager Phone (207) 774-9500

Consumer Contact Information David Shorey, Operations Manager Phone (207) 774-9500

Date \_\_\_\_\_ TRF Docket No. \_\_\_\_\_ - \_\_\_\_\_ - CT-TRF or \_\_\_\_\_ - \_\_\_\_\_ - 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

☒ 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)

**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 checked="" type="checkbox"/>	[3]	Completed Service Requirements Form.
<input checked="" type="checkbox"/>	[3, 9(vii)]	A copy of registrant's proposed tariffs. (Carrier-to-Carrier resale tariff also required if facilities-based)
<input checked="" 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 checked="" type="checkbox"/>	[3]	Brief description of service(s) proposed.
<input checked="" type="checkbox"/>	[3a-b,3d]	Explanation of whether applicant intends to provide <input checked="" type="checkbox"/> resold services, <input type="checkbox"/> facilities-based services, or <input type="checkbox"/> both resold and facilities-based services.
<input checked="" 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 checked="" type="checkbox"/>	[3a-b,3d]	Explanation of how the proposed services in the proposed market area are in the public interest.
<input checked="" type="checkbox"/>	[3a-b,3d]	Description of the proposed market area.
<input checked="" type="checkbox"/>	[3a-b,3d]	Description of the class of customers (e.g., residence, business) that the applicant intends to serve.
<input checked="" 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 checked="" 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 checked="" type="checkbox"/>	[3a-d]	Documentation indicating the applicant's corporate structure and ownership.
<input checked="" 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 checked="" 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 checked="" type="checkbox"/>	[3a-b,3d]	Verification of compliance with any affiliate transaction requirements.
<input checked="" type="checkbox"/>	[3a-b,3d]	Explanation as to whether rates are derived through (check all applicable): <input type="checkbox"/> interconnection agreement, <input checked="" type="checkbox"/> retail tariffs, or <input type="checkbox"/> resale tariffs.
<input checked="" type="checkbox"/>	[1,3a-b,3d]	Explanation as to which service areas company currently has an approved interconnection or resale agreement.
<input checked="" 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 checked="" 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 checked="" 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 checked="" type="checkbox"/>	[3-4,7,10-11,13]	List of names, addresses, and phone numbers of officers and directors, or partners.
<input checked="" 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 checked="" 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 checked="" type="checkbox"/>	[1,3,13]	For CLECs, List of Ohio Exchanges the applicant intends to serve (Use spreadsheet from: <a href="http://www.puc.state.oh.us/puco/forms/form.cfm?doc_id=357">http://www.puc.state.oh.us/puco/forms/form.cfm?doc_id=357</a> ).
<input checked="" type="checkbox"/>	[1,3a-b,3d,7, 10,13, 23]	Maps depicting the proposed serving and calling areas of the applicant. <b>If Mirroring Large ILEC</b> exchanges for both serving area and local calling areas: • <b>Serving area</b> 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. • <b>Local calling areas</b> 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. <b>If Self-defining</b> serving area and/or local calling area as an area other than that of the established ILEC exchange(s): • <b>Serving Area</b> must be clearly reflected on an Ohio map attached to the tariffs, and textually described in tariffs by listing the involved exchanges. • <b>Local Calling Areas</b> must be described in the tariff through textual delineation and clear maps. Maps for self-defined <b>serving and local calling areas</b> 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:

David Shorey, Operations Manager and Kevin Photiades, Regulatory Manager  
Phone for both: (207) 774-9500 Address for both: 583 Warren Ave., Portland ME 04103

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:

Susan Bouchard, President and Kevin Photiades, Regulatory Manager  
Phone for both: (207) 774-9500 Address for both: 583 Warren Ave., Portland ME 04103

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: ☐)

None.

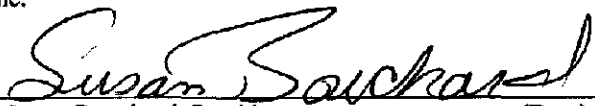
**AFFIDAVIT**

***Compliance with Commission Rules and Service Standards***

I am an officer of the applicant corporation, Telecom Management, Inc., and am authorized to make this statement 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 10/12/06 at the City of Portland, Maine.  
(Date)

  
Susan Bouchard, President (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, Monica B. Haab 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) Counsel (Date) 11/12/06

***\*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 prefiling submittal)  
**180 East Broad Street, Columbus, OH 43215-3793**

**PUBLIC UTILITIES COMMISSION OF OHIO**

**LOCAL EXCHANGE CARRIER**

**Registration Form for ACE  
Section II and III Exhibits**

**PUBLIC UTILITIES COMMISSION OF OHIO**

**LOCAL EXCHANGE CARRIER**

**Registration Form for ACE  
Section II and III Exhibits**

# **EXHIBIT 1**

## **Service Requirements Form for NEC**



**TELEPHONE SERVICE REQUIREMENTS FORM**

Pursuant to Case Nos. 95-845-TP-COI, 99-998-TP-COI, 99-563-TP-COI, and 04-1785-TP-ORD

The provider affirms that it is in compliance with Commission directives concerning the following checked items, and that this represents an up-to-date listing of applicable "generic" service requirements. The provider understands that this in no way supersedes the context of the applicable Commission orders described below. Unless otherwise specified, this language replaces the need for related language to be contained in the provider's tariff.

**A. MANDATORY REQUIREMENTS FOR BASIC LOCAL EXCHANGE AND CTS PROVIDERS (unless otherwise noted):**

**[x] 1. *SALES TAX (See also Case No. 87-1010-TP-UNC)***

Certain telecommunication services, as defined in the Ohio Revised Code, are subject to state sales tax at the prevailing tax rates, if the services originate, or terminate in Ohio, or both, and are charged to a subscriber's telephone number or account in Ohio.

**[x] 2. *MTSS TARIFF REQUIREMENTS***

**[x]** The provider attests that its tariffs include:

- provider-specific language addressing the deposit method (as cited in 4901:1-5-13) adopted by the company and approved by the Commission;
- Toll Caps (choose one):
  - ☐ language addressing the provider-specific parameters of toll caps approved by the Commission, OR
  - ☐ not applicable since the provider has not chosen to incorporate toll caps.
- language regarding establishment of service, including requirements to establish creditworthiness, as cited in 4901:1-5-13;
- language regarding residential service guarantors, as cited in 4901:1-5-14;
- language regarding subscriber bills, as cited in 4901:1-5-15;
- language regarding subscriber billing adjustments for local exchange service, as cited in 4901:1-5-16; and,

- o language regarding denial or disconnection of local and/or toll service, including the requirements for the reconnection of local and/or toll service, as cited in 4901:1-5-17.

Check the boxes below to attest that the provider shall adhere to the following criteria when the provider implements cancellation of service policies and/or requests an advance payment:

☐ Cancellation of Service:

When a customer cancels an application for service prior to the start of service or prior to any special construction, no charges will be imposed except for those specified below:

Where the company has notified a customer or prospective customer of the possibility that special expenses may be incurred in connection with provisioning the customer's service, and then the company does incur such expenses. Expenses could include special construction, or where special arrangements of facilities or equipment have begun before the company received a cancellation notice. The charge will be equal to the costs actually incurred, less net salvage;

☐ Advance Payment:

Advance Payment means a payment that may be required by the company as a means of being compensated for extraordinary expenses, including, but not limited to, special construction costs associated with a particular service installation.

**[x] 3. SURCHARGES**

The company shall not assess separately any taxes, fees or surcharges, other than government-approved sales taxes imposed directly on the end users, without seeking Commission approval under the appropriate procedures required by the Commission. Generally, the Commission will not grant the inclusion of gross receipts tax as a separate item on the bill unless special circumstances so warrant and the Commission specifically approves same. The company shall not place a separate line

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item on a customer's bill without sending notice to all customers informing them of the new line item charges in accordance with Commission-adopted notice procedures.

The customer is responsible for the payment of all state, local and E9-1-1 taxes, surcharges, utility fees, or other similar fees for which the end user is directly responsible and that may be levied by a governing body or bodies in conjunction with or as a result of a service furnished under a tariff on file with the Public Utilities Commission of Ohio. These charges may appear as separate line items on the customer's bill, as opposed to being included in the rates contained in a tariff. Any such line item charges will be reflected in the company's tariff.

[x] 4. **1+ INTRALATA PRESUBSCRIPTION - Basic Local Exchange Providers Only** (See Also Case No. 95-845-TP-COI, Guideline X.)

a. General

IntraLATA Presubscription is a procedure whereby a subscriber designates to the Telephone Company the carrier which the subscriber wishes to be the carrier of choice for intraLATA toll calls. Such calls are automatically directed to the designated carrier, without the need to use carrier access codes or additional dialing to direct the call to the designated carrier. IntraLATA presubscription does not prevent a subscriber who has presubscribed to an intraLATA toll carrier from using carrier access codes or additional dialing to direct calls to an alternative intraLATA toll carrier on a per call basis.

IntraLATA Presubscription will become effective upon the initial offering of certified local exchange service.

b. IntraLATA Presubscription Options

Option A: Subscriber may select the Telephone Company as the presubscribed carrier for intraLATA toll calls subject to presubscription.

Option B: Subscriber may select her/his interLATA toll carrier as the presubscribed carrier for intraLATA toll calls subject to presubscription.

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Option C: Subscriber may select a carrier other than the Telephone Company or the subscriber's interLATA toll carrier as the presubscribed carrier for intraLATA toll calls subject to presubscription.

Option D; Subscriber may select no presubscribed carrier for intraLATA toll calls subject to presubscription which will require the subscriber to dial a carrier access code to route all intraLATA toll calls to the carrier of choice for each call.

c. Rules and Regulations

Subscribers of record will retain their current dialing arrangements until they request that their dialing arrangements be changed.

Subscribers of record or new subscribers may select either Options A, B, C, or D for intraLATA Presubscription.

Subscribers may change their selected Option and/or their presubscribed intraLATA toll carrier at any time subject to charges specified in Paragraph E, below.

d. IntraLATA Presubscription Procedures

New subscribers will be asked to select an intraLATA toll carrier(s) at the time the subscriber places an order to establish local exchange service with the Telephone Company. The Telephone Company will process the subscriber's order for intraLATA service. The selected carrier(s) will confirm their respective subscribers' verbal selection by third-party verification or return written confirmation notices. All new subscribers' initial requests for intraLATA toll service presubscription shall be provided free of charge.

If a new subscriber is unable to make a selection at the time the new subscriber places an order to establish local exchange service, the Telephone Company will read a random listing of all available intraLATA carriers to aid the subscriber in selection. If selection is still not possible, the Telephone Company will inform the subscriber that he/she will be given 90 calendar days in which to inform the Telephone Company of an intraLATA toll carrier presubscription selection free of charge. Until the subscriber informs the Telephone Company of his/her choice for intraLATA toll carrier, the subscriber will not have a presubscribed intraLATA toll carrier, but rather will be

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required to dial a carrier access code to route all intraLATA toll calls to the carrier(s) of choice. Subscribers who inform the Telephone Company of a choice for intraLATA toll presubscription within the 90-day period will not be assessed a service charge for the initial subscriber request.

Subscribers of record may initiate an intraLATA presubscription change at any time subject to the charges specified in e.ii. below. If a customer of record inquires of the Telephone Company of the carriers available for intraLATA toll presubscription, the Telephone Company will read a random listing of all available intraLATA carriers to aid the subscriber in selection.

e. IntraLATA Presubscription Charges

i. Application of Charges

After a subscriber's initial selection for a presubscribed intraLATA toll carrier and as detailed in Paragraph D above, for any change thereafter, an IntraLATA Presubscription Change Charge will apply. The IntraLATA Presubscription Change Charge shall be applied as follows:

- a. The charge shall be no greater than those set forth in Paragraph (e)(ii), unless modified by a company-specific Commission-approved tariff.
- b. If a Subscriber changes both the InterLATA and IntraLATA Presubscribed Interexchange Carrier at the same time, 50% of the otherwise applicable IntraLATA Presubscription Change Charge will apply.

ii. Nonrecurring Charges IntraLATA Presubscription Change Charge

Per business or residence line, trunk, or port:

--	Manual Process	\$5.50
--	Electronic Process	\$1.25

B. REQUIREMENTS FOR PROVISION OF CERTAIN SERVICES, OR WHERE CERTAIN CONDITIONS OF SERVICE ARE UTILIZED (check all applicable):

Provider's Name: Telecom Management, Inc. d/b/a Pioneer Telephone

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☐ 1. **DISCOUNTS FOR PERSONS WITH COMMUNICATION DISABILITIES AND THE TELECOMMUNICATION RELAY SERVICE**

Applicable to all telephone companies offering message toll service (MTS) (See also Case Nos. 87-206-TP-COI and 91-113-TP-COI):

- a. For purposes of these requirements, the definition of disabled refers to those persons with communication disabilities, including those hearing-disabled, deaf, deaf/blind, and speech-disabled persons who have a disability that prevents them from communicating over the telephone without the aid of a telecommunications device for the communicatively disabled.
- b. Residential disabled customers or disabled members of a customer's household, upon written application and upon certification of their disabled status, which is evidenced by either a certificate from a physician, health care official, state agency, or a diploma from an accredited educational institution for the disabled, are eligible to receive a discount off their MTS rates, and, if they utilize telebraille devices, they are eligible to receive free access to local and intrastate long distance directory assistance. Additionally, TDD lines maintained by non-profit organizations and governmental agencies, upon written application and verification that such lines are maintained for the benefit of the disabled, are eligible to receive a discount off their MTS rates.
- c. Upon receipt of the appropriate application, and certification or verification of a person with a communication disability, one of the following discounts shall be made available for the benefit of the disabled person:
  - i. Off the basic MTS, current, price list day rates: a 40 percent discount off the intrastate, interexchange, customer-dialed, station-to-station calls occurring between 8:00 a.m. and 4:59 p.m. Monday through Friday; a 60 percent discount off the intrastate, interexchange, customer-dialed, station-to-station calls occurring between 5:00 p.m. and 10:59 p.m. Sunday through Friday, and New Year's Day, Independence Day, Labor Day, Thanksgiving, and Christmas; and a 70 percent discount off the intrastate, interexchange, customer-dialed, station-to-station calls occurring between 11:00 p.m. and 7:59 a.m. any day, 8:00 a.m. and 4:59 p.m. Sunday, and all day Saturday; or

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- ii. Off the basic MTS, current, price list day rates: no less than a straight 70 percent discount shall be made available on a 24 hour a day basis; or
- iii. For MTS which is offered similar to the mileage-banded rate structure established in the Commission's April 9, 1985 Opinion and Order in Case No. 84-944-TP-COI, with the traditional day, evening, and night/weekend discounts: the "evening" discount off the intrastate, interexchange, customer-dialed, station-to-station calls placed during the "day" period Monday through Friday; and the "night/ weekend" discount off the intrastate, interexchange, customer-dialed, station-to-station calls placed during the "evening" period Sunday through Friday, and on New Year's Day, Independence Day, Labor Day, Thanksgiving, and Christmas. Furthermore, the "night/ weekend" discount plus an additional discount equivalent to no less than ten percent of the company's current, price list, "day" rates for basic MTS shall be made available for intrastate, interexchange, customer-dialed, station-to-station calls placed during the "night/weekend" period any day, the "day" period Sunday, and all day Saturday.
- d. All MTS calls placed through the telecommunication relay service (TRS) are eligible to receive a discount off the MTS rates. The rate discounts are the same as those set forth in paragraph 1.c. preceding. The discount shall not apply to sponsor charges associated with calls placed to pay-per-call services, such as 900, 976, or 900-like calls.

☐ **2. EMERGENCY SERVICES CALLING PLAN**

Applicable to all CLECs and CTSs offering MTS (See also Case Nos. 85-1466-TP-COI and 89-54-TP-COI):

Message toll telephone calls to governmental emergency service agencies, as set forth in (a) following, having primary or principal responsibility with respect to the provision of emergency services to persons and property in the area from which the call is made, meeting the definition and criteria of an emergency call as set forth in (b) following, are offered at no charge to customers:

- a. Governmental fire fighting, Ohio State Highway Patrol, police, and emergency squad service (as designated by the appropriate governmental agency) qualify as governmental emergency service

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agencies provided they answer emergency service calls on a personally attended (live) 24-hour basis, 365 days a year, including holidays.

- b. An emergency is an occurrence or set of circumstances in which conditions pose immediate threat to human life, property, or both, and necessitate that prompt action be taken. An emergency call is an originated call of short duration to a governmental emergency service agency in order to seek assistance for such an emergency.

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☐ **3. ALTERNATIVE OPERATOR SERVICES**

By checking this box, the provider attests that it will provide alternative operator services (AOS) as defined in Rule 4901:1-6-01(A) of the Ohio Administrative Code (O.A.C.) in compliance with all of the AOS service parameters set forth in Rule 4901:1-6-23, O.A.C.

☐ **4. LIMITATION OF LIABILITY**

The following is applicable to all telephone companies that choose to include in their tariffs language which may limit their liability (See also Case No. 85-1406-AU-COI):

Approval of limitation of liability language by the PUCO does not constitute a determination by the Commission that the limitation of liability imposed by the company should be upheld in a court of law. Approval by the Commission merely recognizes that since it is a courts responsibility to adjudicate negligence and consequent damage claims, it is also the court's responsibility to determine the validity of the exculpatory clause.

☐ **5. TERMINATION LIABILITY**

The following is applicable to all telephone companies who choose to include in their tariffs language which imposes early termination liability on a customer for termination of service prior to the designated term of service:

Inclusion of early termination liability by the company in its tariff or a contract does not constitute a determination by the Commission that the termination liability imposed by the company is approved or sanctioned by the Commission. Customers shall be free to pursue whatever legal remedies they may have should a dispute arise.

☐ **6. SERVICE CONNECTION ASSISTANCE (SCA)**

The following is applicable to all LECs that offer local service to residential customers:

SCA is targeted to help defray the one-time, up-front costs of connecting to the local exchange network for qualified

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customers. It provides a waiver of the deposit requirement, full or partial waiver of the service connection charges.

☐ 7. **LOCAL NUMBER PORTABILITY and NUMBER POOLING**

See Case No. 95-845-TP-COI Guideline XIV, FCC Dockets 95-116 and 99-200. NOTE: LNP and number pooling are required of all facilities-based LECs, regardless of size, and CMRS where currently rolled-out by the FCC or as a result of a bona fide request unless granted an extension, exemption, or waiver by the Commission or the FCC.

☐ 8. **TARIFFING AND DISCONNECTION PROCEDURES FOR SERVICE PACKAGES OR BUNDLES**

Applicable to all LECs packaging or bundling regulated local services with toll service and/or unregulated services. See Rule 4901:1-6-21(C), Ohio Administrative Code.

☐ **Option 1**

**Tariffing**

Under option 1, LECs that package or bundle regulated local services with toll and/or unregulated services shall tariff only the regulated components of a package or bundle of services either as a package at a separate, single rate for the regulated components or individually at individual tariffed rates. The unregulated services and any rate(s) associated with the unregulated service components of any package or bundle of services shall not be tariffed.

**Disconnection Procedures**

Under option 1, if a customer fails to submit timely payment sufficient to cover the amount of the regulated charges, the LEC may discontinue the provision of the regulated services in compliance with Rule 4901:1-5-17, Ohio Administrative Code.

**Staff Notice**

Under option 1, LECs shall keep the Director of the Consumer Services Division and the Chief of Telecommunications of the Utilities Department informed and up-to-date on all current offers to consumers that bundle regulated local services with unregulated services at a single packaged rate, different from the rate shown in the tariff for the regulated components of the package. The notice to staff

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shall identify the regulated and unregulated services included and the packaged rate (the combined tariffed and untariffed rate).

☐ **Option 2**

**Tariffing**

Under option 2, LECs shall tariff the entire package or bundle of services including both regulated local services and toll and/or unregulated services for a single combined packaged rate (including any amount attributable to the unregulated components). The LEC shall clearly identify the services within the package and denote which services are unregulated.

**Disconnection Procedures**

Under option 2, if a customer fails to submit timely payment sufficient to cover the entire amount of the regulated and unregulated bundled packaged rate, the LEC may discontinue the provision of any regulated and unregulated services, other than basic local exchange service, if payment is sufficient to cover the rate for basic local exchange service. For purposes of this rule, the rate for basic local exchange service shall be the tariffed rate for stand-alone basic local exchange service. In the event a CLEC does not offer basic local exchange service on a stand-alone basis, the CLEC shall identify an amount in the tariff for the basic local exchange service component of the package. In no event shall this amount exceed the packaged rate. Further, if the customer loses services included in the package due to non-payment or partial payment pursuant to this rule, the customer shall be entitled to add, change, or discontinue any regulated services provided according to the LEC's normal procedures for adding, changing or discontinuing such services.

**Disconnection Notice**

Under option 2, the LEC shall, in its notice of disconnection for non-payment, state the total amount due to avoid discontinuance of the package, as well as the total amount due to avoid discontinuance of the basic local exchange service component of the package.

☐ **9. INMATE OPERATOR SERVICES**

By checking this box, the provider attests that it will provide inmate operator services (IOS) as defined in Rule 4901:1-6-01(A) of the Ohio

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Administrative Code (O.A.C.) in compliance with all of the IOS service parameters set forth in Rule 4901:1-6-23, O.A.C.

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## **EXHIBIT 2**

**A Copy of the Registrant's Proposed Tariff**

**Telecom Management, Inc. d/b/a Pioneer Long Distance, Inc.**  
P.U.C.O. NO. 1

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PUCO NO. 1

**Telecom Management, Inc. d/b/a Pioneer Telephone**

Competitive Telecom Services

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Long Distance Services

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Dated January 15, 2007, in Case No. 05-xxx-TP-ACE  
Kevin Photiades, Regulatory Manager  
583 Warren Ave., Portland, ME 04103

**Telecom Management, Inc. d/b/a Pioneer Long Distance, Inc.**  
P.U.C.O. NO. 1

**DESCRIPTION OF SERVICE AREA**

Local Exchange Service will be offered in the Ohio counties served by Ameritech/SBC Ohio as listed below.

Aberdeen	Dayton	Lewisville	North Royalton
Akron	Donnelsville	Lindsey	Norwich
Alliance	Dresden	Lisbon	Olmsted Falls
Alton	Dublin	Lockbourne	Painesville
Arabia	Duffy	London	Perrysburg
Atwater	East Liverpool	Louisville	Philo
Barnesville	East Palestine	Lowellville	Piqua
Beallsville	Enon	Magnolia-Waynesburg	Pitchin
Beavercreek	Fairborn	Manchester [SUM]	Rainsboro
Bedford	Findlay	Mantua	Ravenna
Belfast	Fletcher-Lena	Marietta	Reynoldsburg
Bellaire	Fostoria	Marlboro	Rio Grande
Bellbrook	Franklin	Marshall	Ripley
Belpre	Fremont	Martins Ferry-Bridgeport	Rogers
Berea	Fultonham	Massillon	Rootstown
Bethesda	Gahanna	Maumee	Roseville
Bloomington	Gallipolis	Medway	Rushville
Bloomingtonville	Gates Mills	Mentor	Salem
Bowersville	Girard	Miamisburg-W. Carrollton	Salineville
Brecksville	Glenford	Middletown	Sandusky
Burton	Gnadenhutten	Milledgeville	Sebring
Canal Fulton	Graysville	Mingo Junction	Sedalia
Canal Winchester	Greensburg	Mogadore	Sharon
Canfield	Grove City	Monroe	Shawnee
Canton	Groveport	Montrose [CUY]	Somerset
Carroll	Guyan	Murray City	Somerton
Castalia	Harrisburg	Navarre	South Charleston
Cedarville	Hartsville	Nelsonville	South Solon
Centerville [MOT]	Hillcrest	New Albany	South Vienna
Chagrin Falls	Hilliard	New Carlisle	Spring Valley
Cheshire	Hillsboro	New Holland	Springfield
Chesterland	Holland	New Lexington	St. Clairsville
Christiansburg	Hubbard	New Matamoras	Steubenville
Clarington	Independence	New Riegel	Strongsville
Cleveland	Ironton	New Waterford	Sugar Grove
Columbiana	Jamestown	Newcomerstown	Sugar Tree Ridge
Columbus	Jeffersonville	Newport	Terrace
Conesville	Kent	Niles	Thornville
Corning	Kirtland	North Canton	Tiffin
Coshocton	Lancaster	North Hampton	Toledo
Dalton	Leetonia	North Jackson	Toronto
Danville [HIG]	Leroy	North Lima	

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DESCRIPTION OF SERVICE AREA (contd.)

Ameritech/SBC Ohio Exchanges Continued:

Tremont City  
Trenton  
Trinity  
Uhrichsville  
Uniontown  
Upper Sandusky  
Vandalia

Victory  
Vinton  
Walnut  
Washington Court House  
Wellsville  
West Jefferson  
West Lafayette

Westerville  
Whitehouse  
Wickliffe  
Willoughby  
Winchester  
Woodsfield  
Worthington

Xenia  
Yellow Springs-Clifton  
Youngstown  
Zanesville

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DESCRIPTION OF SERVICE AREA (contd.)

Reserved for Future Use.

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DESCRIPTION OF SERVICE AREA (contd.)

Reserved For Future Use.

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**CHECK SHEET**

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

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**EXPLANATION OF SYMBOLS, REFERENCE MARKS, AND ABBREVIATIONS OF TECHNICAL  
TERMS USED IN THIS TARIFF**

The following symbols shall be used in this tariff for the purpose indicated below:

C - To signify changed regulation.

D - To signify decreased rate.

I - To signify increased rate.

T - Textural Change.

N - New rate or regulation.

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P.U.C.O. NO. 1

---

APPLICATION OF TARIFF

This tariff sets forth the service offerings, rates, terms and conditions applicable to the furnishing of intrastate communications services by Telecom Management, Inc. d/b/a Pioneer Long Distance, Inc. to Customers within the service areas defined herein. This tariff is effective for local exchange services only where an approved interconnection agreement exists with the incumbent LEC currently serving such area.

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## **Telecom Management, Inc. d/b/a Pioneer Long Distance, Inc.**

P.U.C.O. NO. 1

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### **1. Definitions**

**Account Codes:** Allows a User to allocate local calls to a digital, non-verified account code.

**Advance Payment:** Payment of all or part of a charge required before the start of service.

**Authorized User:** A person, firm, corporation or other entity that either is authorized by the Customer to use local exchange telephone service or is placed in a position by the Customer, either through acts or omissions, to use local exchange telephone service.

**Call Forward Busy:** Automatically routes incoming calls to a designated answering point when the called line is busy.

**Call Forward No Answer:** Automatically routes incoming calls to a designated answering point when the called line does not answer within a pre-specified number of rings.

**Call Forward Variable:** Automatically routes incoming calls to a designated answering point, regardless of whether the user's Station is idle or busy.

**Call Hold:** Allows the User to hold one call for any length of time provided that neither party goes On- Hook.

**Call Park:** Allows a User to "park" a call against their directory number within the business group and "unpark" the call from any other directory number. A business group consists of a series of Customer-defined telephone numbers.

**Call Pickup:** Allows a User to answer incoming calls to another Station line within a defined call pickup group. Call Pickup is provided as either Group Call Pickup, where predesignated groups can pickup each other's calls by activating an access code or a feature key, or Directed Call Pickup, where any call can be retrieved by dialing a different access code followed by the extension number.

**Call Transfer/Consultation/Conference:** Provides the capability to transfer or add a third party, using the same line.

**Call Waiting:** Provides the User with a burst of tone to indicate that another call is waiting. The second call can either be answered by flashing the switchhook or hanging up the phone and being rung back by the caller.

**Call Waiting Cancel:** Allows a User to cancel the Call Waiting feature on a per call basis by dialing a two digit code.

**Calling Number Delivery:** Identifies the 10-digit number of the calling party.

**Calling Number Delivery Blocking:** Blocks the delivery of the number to the called party on a per call or per line basis.

**Class of Service (COS):** Used to prevent a Station from dialing certain codes and numbers.

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## **Telecom Management, Inc. d/b/a Pioneer Long Distance, Inc.**

P.U.C.O. NO. 1

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### **1. Definitions (contd.)**

**Company:** Telecom Management, Inc. d/b/a Pioneer Long Distance, Inc., which is the issuer of this tariff.

**Commission:** The Public Utilities Commission of Ohio.

**Conference/Six-Way:** The User can sequentially call up to five other people and add them together to a six-way call.

**Customer:** The person, firm, corporation or other entity which orders service and is responsible for the payment of charges and for compliance with the Company's tariff regulations.

**Customer Group Dialing Plan:** A dialing scheme shared by the members of a Customer group, such as 4 digit internal dialing.

**Dial Pulse (DP):** The pulse type employed by rotary dial Station sets.

**Direct Inward Dialing (DID):** A service attribute that routes incoming calls directly to Stations, by-passing a central answering point.

**Do Not Disturb:** Allows the User to prevent incoming calls from ringing its line by diverting them to a tone or a recorded announcement that informs the caller that the User is not accepting calls at this time.

**Dual Tone Multi-Frequency ("DTMF"):** The pulse type employed by tone dial Station sets.

**Hunting:** Routes a call to an idle Station line. With Serial Hunting, calls to a member of a hunt group will search from that point to the end of the group and stop.

**Individual Case Basis:** A service arrangement in which the regulations, rates and charges are developed based on the specific circumstances of the Customer's situation.

**Interexchange Utility:** A utility, resale carrier or other entity that provides intrastate telecommunications services and facilities between exchanges within the state, without regard to how such traffic is carried. A local exchange utility that provides exchange service may also be considered an interexchange utility.

**Joint User:** A person, firm or corporation designated by the Customer as a user of local exchange service furnished to the Customer by the Company, and to whom a portion of the charges for such facilities are billed under a joint use arrangement.

**LATA:** A local access and transport area established pursuant to the Modification of Final Judgment entered by the United States District Court for the District of Columbia in Civil Action No. 82-0192 for the provision and administration of communications services.

**Least Idle Trunk Selection (LIDL):** LIDL trunk selection occurs when a switching unit selects from a Trunk group the Trunk that has been idle for the shortest period of time.

**Local Calling:** A completed call or telephonic communication between a calling Station and any other station within the local service area of the calling Station.

**Local Exchange Carrier:** Any individual, partnership, association, joint-stock company, trust governmental entity or corporation engaged in the provision of local exchange telephone service.

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**Telecom Management, Inc. d/b/a Pioneer Long Distance, Inc.**

P.U.C.O. NO. 1

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**1. Definitions (Cont'd)**

**Mbps:** Megabits, or million of Bits, per second.

**Message Waiting:** This feature provides an indication to a Station User that a message is waiting. Indications may be visual (lamp) or audible (stuttered dialtone).

**Most Idle Trunk Selection (MIDL):** MIDL Trunk selection occurs when a switching unit selects from a Trunk group the Trunk that has been idle for the longest period of time.

**Multiple Appearance Directory Numbers:** A directory number that is assigned more than once to one or more Proprietary Business Sets.

**Multi-Frequency ("MF"):** An inter-machine pulse-type used for signalling between telephone switches or between telephone switches and PBX/key systems.

**Non-Recurring Charges:** The one-time initial charges for services or facilities, including but not limited to charges for construction, installation, or special fees, for which the Customer becomes liable at the time the Service Order is executed.

**Off-Hook:** The term "off-hook" denotes the active condition of a telephone exchange service line.

**On-Hook:** The term "on-hook" denotes the idle condition of a telephone exchange service line.

**Originating Off-Net:** A call terminating on and placed via non-company owned or leased facilities.

**Originating On-Net:** A call terminating on and placed via company owned or company leased facilities.

**Recurring Charges:** The monthly charges to the Customer for services, facilities and equipment, which continue for the agreed upon duration of the service.

**Presubscription:** an arrangement whereby an end user may select and designate to the Telephone Company an interexchange carrier (IXC) to access, without an access code, for toll calls. This IXC is referred to as the end user's predesignated IXC.

**Service Commencement Date:** The first day following the date on which the Company notifies the Customer that the requested service or facility is available for use, unless extended by the Customer's refusal to accept service which does not conform to standards set forth in the Service Order or this tariff, in which case the Service Commencement Date is the date of the Customer's acceptance of service. The parties may mutually agree on a substitute Service Commencement Date.

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**1. Definitions (Cont'd)**

**Service Order:** A request for local exchange service by the Customer in a format specified by the Company. Service Orders shall contain or reference the name and address of the Customer, a specific description of the services ordered, the rate to be charged, the duration of the services, and the terms and conditions in this tariff. The customer may initiate a Service Order by telephone, e-mail or other electronic means, or in writing, however, the Company reserves the right to require that Service Orders be executed by the Customer prior to initiating service.

**Services:** The Company's telecommunications services offered on the Company's network.

**Speed Call:** Provides a User with the option to call selected directory numbers by dialing a one or two-digit code.

**Station:** Telephone equipment from or to which calls are placed.

**Trunk:** A communications path connecting two switching systems in a network, used in the establishment of an end-to-end connection.

**User:** A Customer or any other person authorized by the Customer to use service provided under this tariff.

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## **Telecom Management, Inc. d/b/a Pioneer Long Distance, Inc.**

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### **2. Regulations**

#### **2.1 Undertaking of the Company**

##### **2.1.1 Scope**

The Company undertakes to furnish communications service in connection with one-way and/or two-way information transmission between points within the State of Ohio under the terms of this tariff.

Customers may use services and facilities provided under this tariff to obtain access to services offered by other service providers. The Company is responsible under this tariff only for the services and facilities provided herein, and it assumes no responsibility for any service provided by any other entity that purchases access to the Company network in order to originate or terminate its own services, or to communicate with its own Customers.

##### **2.1.2 Shortage of Equipment or Facilities**

2.1.2.1 The Company reserves the right to limit or allocate the use of existing facilities, or of additional facilities offered by the Company when necessary because of lack of facilities or due to some other cause beyond the Company's control.

2.1.2.2 The furnishing of service under this tariff is subject to the availability on a continuing basis of all the necessary facilities and is limited to the facilities the Company may obtain from other carriers, from time to time, to furnish service as required at the sole discretion of the Company.

##### **2.1.3 Terms and Conditions**

2.1.3.1 Except as otherwise provided herein, service is provided and billed on the basis of a minimum period of at least one month, and shall continue to be provided until canceled by the Customer.

Unless otherwise specified herein, for the purpose of computing charges in this tariff, a month is considered to have 30 days. All calculations of dates set forth in this tariff shall be based on calendar days, unless otherwise specified herein.

2.1.3.2 Business Customers may be required to enter into written or verbal Service Orders which shall contain or reference the name of the Customer, a specific description of the service ordered, the rate to be charged, the duration of the services, and the terms and conditions in this tariff.

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**2. Regulations (contd.)**

**2.1 Undertaking of the Company (contd.)**

- 2.1.3.3 At the expiration of the initial term specified in each Business Customer Service Order, or in any extension thereof, service shall continue on a month to month basis at the then current rates unless terminated by either party upon 30 days written or oral notification. Any termination shall not relieve Customer of its obligation to pay any charges incurred under the Service Order and this tariff prior to termination.

The rights and obligations that by their nature extend beyond the termination of the term of the Service Order shall survive such termination.

Inclusion of early termination liability by the company in this tariff or a contract does not constitute a determination by the Commission that the termination liability imposed by the company is approved or sanctioned by the Commission. Customers shall be free to pursue whatever legal remedies they may have should a dispute arise.

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**2. Regulations (Cont'd)**

**2.1 Undertaking of the Company (Cont'd)**

**2.1.3 Terms and Conditions (Cont'd)**

- 2.1.3.4 This tariff shall be interpreted and governed by the laws of the State of Ohio without regard of the State's choice of laws provision.
- 2.1.3.5 Another Telephone Company must not interfere with the right of any person or entity to obtain service directly from the Company.
- 2.1.3.6 The Customer has no property right to the telephone number or any other call number designation associated with services furnished by the Company. The Company reserves the right to change such numbers, or the central office designation associated with such numbers, or both, assigned to the Customer, whenever the Company deems it necessary to do so in the conduct of its business. Nothing in this provision shall be construed to be inconsistent with number portability requirements.
- 2.1.3.7 The Customer agrees to operate Company-provided equipment in accordance with instructions of the Company or the Company's agent. Failure to do so will void Company liability for interruption of service and may make the Customer responsible for damage to equipment pursuant to section 2.1.3.8 below.
- 2.1.3.8 The Customer agrees to return to the Company all Company-provided equipment delivered to Customer within five (5) days of termination of the service in connection with which the equipment was used. Said equipment shall be in the same condition as when delivered to Customer, normal wear and tear only excepted. Customer shall reimburse the Company, upon demand, for any costs incurred by the Company due to Customer's failure to comply with this provision.

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**2. Regulations (Cont'd)**

**2.1 Undertaking of the Company (Cont'd)**

**2.1.4 Liability of the Company**

Because the Customer has exclusive control of its communications over the services furnished by the Company, and because interruptions and errors incident to these services are unavoidable, the services the Company furnishes are subject to the terms, conditions, and limitations specified in this tariff and to such particular terms, conditions, and limitations as set forth in the special regulations applicable to the particular services and facilities furnished under this tariff.

2.1.4.1 The liability of the Company for damages arising out of the furnishing of these services, including but not limited to mistakes, omissions, interruptions, delays, or errors, or other defects, representations, or use of these services or arising out of the failure to furnish the service, whether caused by acts of commission or omission, shall be limited to the extension of allowances for interruption and any other remedies specified by the Commission pursuant to the Minimum Telephone Service Standards.

2.1.4.2 The Company shall not be liable or responsible for any special, consequential, exemplary, lost profits, or punitive damages, whether or not caused by the intentional acts or omissions or negligence of the Company's employees, agents or contractors.

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2. Regulations (Cont'd)

2.1 Undertaking of the Company (Cont'd)

2.1.4 Liability of the Company (Cont'd)

- 2.1.4.3 The Company shall not be liable for any failure of performance or equipment due to causes beyond its control, including but not limited to: fire, flood or other catastrophes; any law, order, regulation, direction, action, or request of the United States Government, or of any other government, including state and local governments having or claiming jurisdiction over the Company, or of any department, agency commission, bureau, corporation, or other instrumentality of any one or more of these federal, state, or local governments, or any civil or military authority; national emergencies; insurrections; riots; wars; unavailability of rights-of-way or materials; or strikes, lock-outs, work stoppages, or other labor difficulties. The Company will comply with MTSS and Commission orders regarding acts of God.
- 2.1.4.4 The Company shall not be liable for any damages or losses due to the fault or negligence of the Customer or due to the failure or malfunction of Customer provided equipment or facilities.
- 2.1.4.5 The Company shall not be liable for the claims of vendors supplying equipment to Customers of the Company, which may be installed at premises of the Company, nor shall the Company be liable for the performance of said vendor or vendor's equipment.
- 2.1.4.6 The Company does not guarantee nor make any warranty with respect to installations it provides for use in an explosive atmosphere. The Customer indemnifies and holds the Company harmless from any and all loss, claims, demands, suits, or other action, or any liability whatsoever, whether suffered, made, instituted, or asserted by any other party or person(s), and for any loss, damage, or destruction of any property, whether owned by the Customer or others, caused or claimed to have been caused directly or indirectly by the installation, operation, failure to operate, maintenance, removal, presence, condition, location, or use of any installation so provided.
- 2.1.4.7 The Company shall not be liable for any damages resulting from delays in meeting any service dates due to delays resulting from normal construction procedures. Such delays shall include, but not be limited to, delays in obtaining necessary regulatory approvals for construction, delays in obtaining right-of-way approvals and delays in actual construction work.
- 2.1.4.8 The Company shall not be liable for any damages whatsoever to property resulting from the installation, maintenance, repair or removal of equipment and associated wiring unless the damage is caused by the Company's willful misconduct or negligence.

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**2. Regulations (Cont'd)**

**2.1 Undertaking of the Company (Cont'd)**

**2.1.4 Liability of the Company (Cont'd)**

2.1.4.9 The Company shall not incur any liability, direct or indirect, to any person who dials or attempts to dial the digits "9-1-1" or to any other person who may be affected by the dialing of the digits "9-1-1".

2.1.4.10 THE COMPANY MAKES NO WARRANTIES OR REPRESENTATIONS, EXPRESS OR IMPLIED EITHER IN FACT OR BY OPERATION OF LAW, STATUTORY OR OTHERWISE, INCLUDING WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR USE, EXCEPT THOSE EXPRESSLY SET FORTH HEREIN.

2.1.4.11 Approval of limitation of liability language by the Commission does not constitute a determination by the Commission that the limitation of liability imposed by the Company should be upheld in a court of law. Approval by the Commission merely recognizes that since it is a court's responsibility to adjudicate negligence and consequential damage claims, it is also the court's responsibility to determine the validity of the exculpatory clauses.

**2.1.5 Notification of Service-Affecting Activities**

The Company will provide the Customer reasonable notification of service-affecting activities that may occur in normal operation of its business. Such activities may include, but are not limited to, equipment or facilities additions, removals or rearrangements and routine preventative maintenance. Credits will be applied in accordance with Minimum Telephone Service Standards (MTSS). Generally, such activities are not specific to an individual Customer but affect many Customers' services. No specific advance notification period is applicable to all service activities. The Company will work cooperatively with the Customer to determine the reasonable notifications requirements. With some emergency or unplanned service-affecting conditions, such as outage resulting from cable damage, notification to the Customer may not be possible.

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**2. Regulations (Cont'd)**

**2.1 Undertaking of the Company (Cont'd)**

**2.1.6 Provision of Equipment and Facilities**

2.1.6.1 Where construction is required, the Company shall use reasonable efforts to make available services to a Customer on or before a particular date, subject to the provisions of and compliance by the Customer with, the regulations contained in this tariff. The Company does not guarantee availability by any such date and shall not be liable for any delays in commencing service to any Customer.

2.1.6.2 The Company shall use reasonable efforts to maintain facilities that it furnishes to the Customer.

The Customer may not, nor may the Customer permit others to, rearrange, disconnect, remove, attempt to repair or otherwise interfere with any of the facilities installed by the Company, except upon the written consent of the Company.

2.1.6.3 Equipment installed at the Customer Premises for use in connections with the services the Company offers shall not be used for any purpose other than that for which the Company provided it.

2.1.6.4 The Company shall not be responsible for the installation, operation, or maintenance of any Customer provided communications equipment. Where such equipment is connected to the facilities furnished pursuant to this tariff, the responsibility of the company shall be limited to the furnishing of facilities offered under this tariff and to the maintenance and operation of such facilities. Beyond this responsibility, the Company shall not be responsible for:

(a) the transmission of signals by Customer provided equipment or for the quality of, or defects in, such transmission; or

(b) the reception of signals by Customer provided equipment; or

(c) network control signaling where such signaling is performed by Customer-provided network control signaling equipment.

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**2. Regulations (Cont'd)**

**2.1 Undertaking of the Company (Cont'd)**

**2.1.7 Non-routine Installation**

At the Customer's request, installation and/or maintenance may be performed outside the Company's regular business hours or in hazardous locations. In such cases, charges based on cost of the actual labor, material, or other costs incurred by or charged to the Company will apply. If installation is started during regular business hours but at the Customer's request extends beyond regular business hours into time periods including, but not limited to, weekends, holidays, and/or night hours, additional charges may apply.

**2.1.8 Ownership of Facilities**

Title to all facilities provided in accordance with this tariff remains in the Company, its agents or contractors.

**2.1.9 Telecommunications Service Priority**

The Telecommunications Service Priority System is the regulatory, administrative and operational system authorizing and providing for priority treatment, to provide and restore National Security Emergency Preparedness Telecommunications service. Under the rules of the Telecommunications Service Priority System, The Telephone Company is authorized and required to provide and restore services with Telecommunications Service Priority assignments before services without such assignments. The provision and restoration of Telecommunications Service Priority System services shall be in compliance with Part 64, Appendix A, of the Federal Communications Commission's Rules and Regulations, the guidelines set forth in the Telecommunications Service Priority for National Security Emergency Preparedness Service User Manual and Service Vendor Handbook.

**2.2 Prohibited Uses**

**2.2.1** The service the Company offers shall not be used for any unlawful purpose or for any use as to which the Customer has not obtained all required governmental approvals, authorizations, licenses, consents and permits.

**2.2.2** The Company may require a Customer to immediately shut down its transmission of signals if said transmission is causing interference to others.

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2. Regulations (Cont'd)

2.3 Obligations of the Customer

2.3.1 The Customer shall be responsible for:

(a) the payment of all applicable charges pursuant to this tariff;

(b) reimbursing the Company for damage to, or loss of, the Company's facilities or equipment caused by the acts or omissions of the Customer; or the noncompliance by the Customer, with these regulations; or by fire or theft or other casualty on the Customer's premises, unless caused by the negligence or willful misconduct of the employees or agents of the Company. The Company will, upon reimbursement for damages, cooperate with the Customer in prosecuting a claim against the person causing such damage and the Customer shall be subrogated to the Company's right of recovery of damages to the extent of such payment.

(c) providing at no charge, as specified from time to time by the Company, any needed personnel, equipment, space and power to operate Company facilities and equipment installed on the premises of the Customer, and the level of heating and air conditioning necessary to maintain the proper operating environment on such premises;

(d) obtaining, maintaining, and otherwise having full responsibility for all rights-of-way and conduit necessary for installation of fiber optic cable and associated equipment used to provide local exchange service to the Customer from the cable building entrance or property line to the location of the equipment space described in 2.3.1(c). Any costs associated with obtaining and maintaining the rights-of-way described herein, including the costs of altering the structure to permit installation of the Company-provided facilities, shall be borne entirely by, or may be charged by the Company to, the Customer. The Company may require the Customer to demonstrate its compliance with this section prior to accepting an order for service;

(e) providing a safe place to work and complying with all laws and regulations regarding the working conditions on the premises at which Company employees and agents shall be installing or maintaining the Company's facilities and equipment. The Customer may be required to install and maintain Company facilities and equipment within a hazardous area if, in the Company's opinion, injury or damage to the Company's employees or property might result from installation or maintenance by the Company. The Customer shall be responsible for identifying, monitoring, removing and disposing of any hazardous material (e.g. friable asbestos) prior to any construction or installation work;

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**2. Regulations (Cont'd)**

**2.3 Obligations of the Customer (contd.)**

**2.3.1 The Customer shall be responsible for: (contd.)**

(f) complying with all laws and regulations applicable to, and obtaining all consents, approvals, licenses and permits as may be required with respect to, the location of Company facilities and equipment in any Customer premises or the rights-of-way for which Customer is responsible under Section 2.3.1 (d) above; and granting or obtaining permission for Company agents or employees to enter the premises of the Customer at any time for the purpose of installing, inspecting, maintaining, repairing, or upon termination of service as stated herein, removing the facilities or equipment of the Company;

(g) not creating or allowing to be placed or maintained any liens or other encumbrances on the Company's equipment or facilities; and

(h) making Company facilities and equipment available periodically for *maintenance purposes at a time agreeable to both the Company and the Customer*. No allowance for interruptions in service will be made for the period during which service is interrupted for such purposes.

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**2. Regulations (Cont'd)**

**2.3 Obligations of the Customer (Cont'd)**

**2.3.2 Claims**

With respect to any service or facility provided by the Company, Customer shall indemnify, defend and hold harmless the Company from all claims, actions, damages, liabilities, costs and expenses, including reasonable attorneys' fees for:

(a) any loss, destruction or damage to property of the Company or any third party, or the death of or injury to persons, including, but not limited to, employees or invitees of either the Company or the Customer, to the extent caused by or resulting from the negligent or intentional act or omission of the Customer, its employees, agents, representatives or invitees; or

(b) any claim, loss damage, expense or liability for infringement of any copyright, patent, trade secret, or any proprietary or intellectual property right of any third party, arising from any act or omission by the Customer, including, without limitation, use of the Company's services and facilities in a name not contemplated by the agreement between the Customer and the Company.

**2.4 Customer Equipment and Channels**

**2.4.1 General**

A Customer may transmit or receive information or signals via the facilities of the Company's underlying carrier(s).

**2.4.2 Station Equipment**

**2.4.2.1** The Customer is responsible for providing and maintaining any terminal equipment on the Customer premises. The electric power consumed by such equipment shall be provided by, and maintained at the expense of, the Customer. All such terminal equipment must be registered with the FCC under 47 C.F.R., Part 68 and all wiring must be installed and maintained in compliance with those regulations. The Company will, where practicable, notify the Customer that temporary discontinuance of the use of a service may be required; however, where prior notice is not practicable, nothing contained herein shall be deemed to impair the Company's right to discontinue forthwith the use of a service temporarily if such action is reasonable under the circumstances. In case of such temporary discontinuance, the Customer will be promptly notified and afforded the opportunity to correct the condition that gave rise to the temporary discontinuance. During such period of temporary discontinuance, credit allowance for service interruptions as set forth in Section 2.6 following is not applicable.

**2.4.2.2** The Customer is responsible for ensuring that Customer-provided equipment connected to Company equipment and facilities is compatible with such equipment and facilities. The magnitude and character of the voltages and currents impressed on Company-provided equipment and wiring by the connection, operation, or maintenance of such equipment and wiring shall be such as not to cause damage to the Company-provided equipment and wiring or injury to the Company's employees or other persons. Any additional protective equipment required to prevent such damage or injury shall be provided by the Company at the Customer's expense.

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**2. Regulations (Cont'd)**

**2.4 Customer Equipment and Channels (Cont'd)**

**2.4.3 Interconnection of Facilities**

- 2.4.3.1 Any special interface equipment necessary to achieve compatibility between the facilities and equipment of the Company used for furnishing local exchange service and the channels, facilities, or equipment of others may be provided at the Customer's expense.
- 2.4.3.2 Local Service may be connected to the services or facilities of other communications carriers only when authorized by, and in accordance with, the terms and conditions of the tariffs of the other communications carriers which are applicable to such connections.
- 2.4.3.3 Facilities furnished under this tariff may be connected to Customer provided terminal equipment in accordance with the provisions of this tariff.

**2.4.4 Inspections**

- 2.4.4.1 Upon reasonable notification to the Customer, and at a reasonable time, the Company may make such tests and inspections as may be necessary to determine that the Customer is complying with the requirements set forth in Section 2.4.2.2 for the installation, operation, and maintenance of Customer-provided facilities and equipment to Company-provided facilities and equipment.  
  
No credit will be allowed for any interruptions occurring during such inspections. Credits will be made in accordance with the MTSS.
- 2.4.4.2 If the protective requirements for Customer-provided equipment are not being complied with, the Company may take such action as it deems necessary to protect its facilities, equipment, and personnel. The Company will notify the Customer promptly if there is any need for further corrective action. Within ten days of receiving this notice the customer must take this corrective action and notify the Company of the action taken. If the Customer fails to do this, the Company may take whatever additional action is deemed necessary, including the suspension of service, to protect its facilities, equipment and personnel from harm. The Company will, upon request 24 hours in advance, provide the Customer with a statement of technical parameters that the Customer's equipment must meet.

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2. Regulations (Cont'd)

2.5 Payment Arrangements

2.5.1 Payment for Service

The Customer is responsible for payment of all charges for service and facilities furnished by the Company to the Customer or its Joint or Authorized Users.

2.5.1.1 Taxes: The Customer is responsible for the payment of all state, local and 911 taxes, surcharges, utility fees, or other similar fees for which the end user is directly responsible and that may be levied by a governing body or bodies in conjunction with or as a result of a service furnished under a tariff on file with the Public Utilities Commission of Ohio. These charges may appear as separate line items on the customer's bill, as opposed to being included in the rates contained in a tariff. Any such line item charges will be reflected in the Company's tariff. The Company shall not assess separately any taxes, fees or surcharges, other than government-approved sales taxes imposed directly on the end users, without seeking Commission approval under the appropriate local competition procedures required by the Commission. The Company shall comply with the Commission procedures by sending notice to all customers informing them of the new line item charges.

2.5.2 Billing and Collection of Charges

Bills will be rendered monthly to Customers. All billing and collection procedures will comply with MTSS 4901:1-5-15.

2.5.2.1 All service, installation, monthly Recurring Charges and Non-Recurring Charges are due and payable upon receipt but no sooner than 14 days from the postmark on the bill.

2.5.2.2 The Company shall present bills for Recurring Charges monthly to the Customer, in advance of the month which service is provided. Usage charges will be billed in arrears.

2.5.2.3 For new customers or existing customers whose service is disconnected, the charge for the fraction of the month in which service was furnished will be calculated on a pro rata basis. For this purpose, every month is considered to have 30 days.

2.5.2.4 Amounts not paid within 30 days after the date of invoice, but no sooner than 14 days after the postmark on the bill, are considered past due.

2.5.2.5 Checks with insufficient funds or non-existing accounts will be assessed as follows, except as may be waived under appropriate circumstances:

Max.  
\$25.00

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P.U.C.O. NO. 1

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### **2. Regulations (Cont'd)**

#### **2.5 Payment Arrangements (Cont'd)**

##### **2.5.3 Disputed Bills**

The Customer shall notify the Company of any disputed items on a bill by calling 1-866-578-2626 or by writing to Telecom Management, Inc. d/b/a Pioneer Long Distance, Inc., Customer Service Center, 583 Warren Ave., Portland, ME 04103. If the Customer and the Company are unable to resolve the dispute to their mutual satisfaction, the Customer may file a complaint with the PUCO in accordance with the Commission's rules of procedure at the following address:

In the event that the Company is unable to resolve a disputes properly brought to its attention, the Customer may direct the complaint to the attention of the Public Utilities Commission of Ohio as follows:

Public Utilities Commission of Ohio  
180 East Broad Street  
Columbus, OH 43215  
1-800-686-7826 (toll free)

2.5.3.1 The date of the dispute shall be the date the Company receives sufficient notification to enable it to investigate the dispute. The date of the resolution is the date the Company completes its investigation and notifies the Customer of the disposition of the dispute.

##### **2.5.4 Advance Payments**

The Company may require a Customer to make an Advance Payment for special construction before a specific services or facility is furnished. The Advance Payment will not exceed an amount equal to the Non-Recurring Charge(s) for special construction for the service or facility. The advance payment will be credited to the Customer's initial bill.

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**2. Regulations (Cont'd)**

**2.5 Payment Arrangements (Cont'd)**

**2.5.5 Deposits**

The Company's procedures for collecting deposits will comply with MTSS 4901:1-5-13.

2.5.5.1 Applicants for service whose financial condition is not acceptable to the Company, or is not a matter of general knowledge, or existing Customer's who have had 2 delinquent payments in a consecutive 12 month period may be required to provide the Company with a security deposit. All deposits will be collected and handled in accordance with the provisions of the Rule 4901:1-17 of the Ohio Administrative Code and Rule 4901:1-5-14 and 4901:1-5-13 of the PUCO's Minimum Telephone Service Standards. The deposit requested will be in cash or the equivalent of cash, and will be held as a guarantee for the payment of charges. A deposit does not relieve the Customer of the responsibility for the prompt payment of bills on presentation.

The deposit will not exceed an amount equal to:

(a) two month's average monthly bill for all regulated local exchange services for the ensuing twelve months, plus thirty percent (30%) of estimated monthly recurring charges.

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2. Regulations (Cont'd)

2.5 Payment Arrangements (Cont'd)

2.5.5 Deposits (contd.)

2.5.5.2 A deposit may be required in addition to an advance payment.

2.5.5.3 When a service or facility is discontinued, the amount of a deposit, if any, will be applied to the Customer's account and any credit balance remaining will be refunded within 45 days from the date of termination. Before the service or facility is discontinued, the Company may, at its option, return the deposit or credit it to the Customer's account.

2.5.5.4 Deposits held will accrue interest at a rate specified by the PUCO in Rule 4901: 1-17-05 of the Ohio Administrative Code and will be refunded to the customer after twelve consecutive months of payment.

2.5.6 Denial or disconnection of local and toll service.

Carrier may discontinue service or cancel an application for service without incurring any liability as follows:

- A. For nonpayment of toll services in accordance with 4901:1-5-17(B).
- B. For nonpayment of local service in accordance with 4901:1-5-17(A).
- C. With prior notice in cases not involving nonpayment as set forth in Rule 4901:1-5-17(D) and (E).
- B. Without prior notice in cases not involving nonpayment as forth in Rule 4901:1-5-17(G).
- C. Payment schedule and disconnection procedures for nonpaymnet will comply with Rule 4901:1-5-17(K).
- D. *The Company will follow the procedures for reconnection of service provided in Rules 4901:1-5-17(M).*

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2. Regulation (Cont'd)

2.6 Subscriber Billing Adjustments.

- 2.6.1 The Company's terms and conditions for applying subscriber credits due to extended out-of-service conditions are set forth in Rule 4901:1-6-16(A) and (B).
- 2.6.2 The Company's terms and conditions for applying subscriber credits due to failure to install new service in a timely fashion are set forth in Rules 4901:1-5-16(D) and (E).
- 2.6.3 The Company's terms and conditions for applying subscriber credits due to omission of a directory listing are set forth in Rules 4901:1-5-16(F).
- 2.6.4 The Company's terms and conditions for providing subscriber refunds for prior overcharges and collecting for prior undercharges are as set forth in Rule 4901:1-5-16(G).
- 2.6.5 The Company's terms and conditions for credit exceptions are set forth in Rule 4901:1-5-16(A)(1)(2)(3)(4), (C), (D)(1)(2)(3)(4), and (E)(3).

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2. Regulations (Cont'd)

2.7 Cancellation of Service

2.7.1. Cancellation of Application for Service

2.7.1.1 When a contract basis customer cancels an application for service prior to the start of service or prior to any special construction, no charges will be imposed except for those specified below:

Where the Company has notified a contract basis customer or prospective customer of the possibility that special expenses may be incurred in connection with provisioning their contracted service, and then the Company does incur such expenses, the contract customer will be responsible for the expenses incurred. Expenses could include special construction, or where special arrangements of facilities or equipment have begun before the Company received a cancellation notice. The charge will be equal to the costs actually incurred, less net salvage.

2.7.2 Cancellation of Service by the Customer

If a contract basis Customer cancels a Service Order or terminates a services before the completion of the term for any reason whatsoever other than a service interruption (as defined in 2.6.1 above), Customer agrees to pay to Company the following sums which shall become due and owing as of the effective date of the cancellation or termination and be payable within the period set forth in 2.5.2: all costs, fees and expenses reasonable incurred in connection with (1) All Non-Recurring Charges reasonably expended by Company to establish service to Customer, plus (2) any disconnection, early cancellation or termination charges reasonably incurred and paid to third parties by Company on behalf of Customer, plus (3) all Recurring Charges specified in the applicable Service Order tariff for the balance of the then current term or as may be pro-rated in the absence of a term contract.

Commission approval of this provision does not constitute a determination of the reasonableness of termination liability.

2.8 Transfers and Assignments

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

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**2. Regulations (Cont'd)**

**2.9 Notices and Communications**

- 2.9.1 The Customer shall designate on the Service Order an address to which the Company shall mail or deliver all notices and other communications, except that Customer may also designate a separate address to which the Company's bills for service shall be mailed.
- 2.9.2 The Company shall designate on the Service Order and address to which the Customer shall mail or deliver all notices and other communications, except that Company may designate a separate address on each bill for service to which the Customer shall mail payment on that bill.
- 2.9.3 All Company invoices and notices required to be given pursuant to this tariff will be in writing. Notices and other written communications of either party, and all bills mailed by the Company, shall be presumed to have been delivered to the other party on the third business day following deposit of the notice, communication or bill with the U.S. Mail or a private delivery service, prepaid and properly addressed, or when actually received or refused by the addressee, whichever occurs first.
- 2.9.4 The Company or the Customer shall advise the other party of any changes to the addresses designated for notices, other communications or billing, by following the procedures for giving notice set forth herein.

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2. Regulations (Cont'd)

2.10 Universal Emergency Number Service – 9-1-1

Where requested by local government authorities, and subject to the availability of facilities, the Company will provide a universal number "911" dialing to its customers for simplified emergency access police, fire, and other emergency services. 911 calls will be routed for answering to a Public Safety Answering Point (PSAP) as designated by the local government unit authorized to establish and operate such systems. The Company does not undertake to answer and forward 911 calls, but furnishes the use of its facilities to enable the local government unit or its designee to answer and respond to such calls.

The 911 Calling Party, by calling 911 Service, gives consent for the Company to provide 911 information consisting of the name, address, telephone number, and other calling party information when available, to Law Enforcement Agencies and other emergency service providers on a call-by-call basis for the purpose of enabling those agencies or service providers to respond to emergency calls for assistance. Database inquiries for 911 information consisting of name, address, telephone number and other information when available, will only be allowed for purposes of dispatching or responding to 911 emergency calls or integrity verification as prescribed by the applicable state codes, rules or legislation.

Customers with Unlisted or Non-published numbers as well as those customers who have requested per line blocking forfeits the privacy afforded by these services on calls made to 911.

The provision of 911 Service by the Company shall not be interpreted, construed, or regarded as being for the benefit of or creating any Company obligation, either expressed or implied, toward any third person or legal entity other than the customer. The company's entire liability to any person for interruption or failure of 911 Service shall be limited to the terms specified in this Tariff or by statute.

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**3. Service Descriptions****3.1 Local Exchange Service**

The Company's Local Telephone Service provides a Customer with the ability to connect to the Company's switching network which enables the Customer to:

- place or receive calls to any calling Station in the customer's local calling area, as defined herein;
- access enhanced Universal Emergency Number/911 Service where available;
- access the interexchange carrier selected by the Customer for interLATA, intraLATA, interstate or international calling;
- access Operator Services;
- access Directory Assistance;
- place or receive calls to 800/888 telephone numbers;
- access Telecommunications Relay Service.

3.1.1 Exchange Areas Served and associated Local Calling Areas: Exchanges where the Company's local exchange service is available is stated in this tariff. NXX's associated with each particular exchange or zone may be found in the telephone directory published for the Customer's exchange area.

3.1.2 The Company's Local Exchange Service is comprised of four different service elements. Two of the service elements, Switched Network Access Channel and Local Usage are mandatory for all customers subscribing to the Company's local exchange service offerings. The remaining service elements, enhanced features and toll usage, are optional services available to customers.

3.1.3 Class of Service: The Local Exchange Service Offering is available in two classes of service distinguished by their primary character or nature of use as well as the location to which service is provided: residential or business.

3.1.3.1 Local Exchange Service will be classified as Residential Service where the primary use is for social or domestic purposes and the location to which service is provided is a residence or the bona fide living quarter for a combined residence and business premises.

3.1.3.2 Local Exchange Service will be classified as Business Service where the primary use is for paid commercial, professional or institutional activity and the location to which service is provided is a business or commercial location or the service number is listed as the principal or only number for a business in any telecommunications directory.

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**3. Service Descriptions (Cont'd)****3.1 Local Exchange Service (Cont'd)**

- 3.1.4 Basic Service - provides the Customer with a single, voice-grade analog communications channel with a single telephone number. Basic Local Exchange Service includes the following features as standard:

Touchtone Dialing  
 One Directory Listing plus One Directory  
 Presubscription (both IntraLATA and InterLATA)  
 Calling number delivery blocking/per call  
 Toll restriction  
 800/976 Blocking, upon request

- 3.1.5 Optional Calling Features – are a set of optional features which may be available to the Company's local exchange service Customers to provide additional calling functionality. The Company offers the optional features specified in the Price List.

**3.2 Local Exchange Service - Rates and Charges**

A Local Exchange Service Customer will be charged any applicable Non-Recurring Charges, monthly Recurring Charges and Message charges as specified in the Price List. Maximum rates are set forth for all Tier 1 services listed below:

**3.2.1 Local Flat Rate Service****A. Rate Band 1**

	<u>Business MRC Maximum</u>	<u>Residential MRC Maximum</u>	<u>Tier</u>
First Line	\$100.00	\$100.00	1-Core
Second and Third Lines	\$100.00	\$100.00	1-Noncore
Fourth Line and above	-	-	2

**B. Rate Band 2**

	<u>Business MRC Maximum</u>	<u>Residential MRC Maximum</u>	<u>Tier</u>
First Line	\$100.00	\$100.00	1-Core
Second and Third Lines	\$100.00	\$100.00	1-Noncore
Fourth Line and above	-	-	2

**C. Rate Band 3**

	<u>Business MRC Maximum</u>	<u>Residential MRC Maximum</u>	<u>Tier</u>
First Line	\$100.00	\$100.00	1-Core
Second and Third Lines	\$100.00	\$100.00	1-Noncore
Fourth Line and above	-	-	2

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## 3. Service Descriptions (Cont'd)

## 3.2 Local Exchange Service Rates and Charges (Cont'd)

## 3.2.2 Basic Local Measured Rate Services

## A. Rate Band 1

	<u>Business MRC Maximum</u>	<u>Residential MRC Maximum</u>	<u>Tier</u>
First Line	\$100.00	\$100.00	1-Core
Second and Third Lines	\$100.00	\$100.00	1-Noncore
Fourth Line and above	-	-	2

## B. Rate Band 2

	<u>Business MRC Maximum</u>	<u>Residential MRC Maximum</u>	<u>Tier</u>
First Line	\$100.00	\$100.00	1-Core
Second and Third Lines	\$100.00	\$100.00	1-Noncore
Fourth Line and above	-	-	2

## C. Rate Band 3

	<u>Business MRC Maximum</u>	<u>Residential MRC Maximum</u>	<u>Tier</u>
First Line	\$100.00	\$100.00	1-Core
Second and Third Lines	\$100.00	\$100.00	1-Noncore
Fourth Line and above	-	-	2

## 3.2.3 Non-Recurring Charges

	<u>Maximum</u>	<u>Tier</u>
Exchange Access Line, 1 <sup>st</sup> Line	\$100.00	1-Core
Exchange Access Line, 2 <sup>nd</sup> - 3 <sup>rd</sup> Lines	\$100.00	1-Noncore
Service Change, 1 <sup>st</sup> Line	\$100.00	1-Core
Service Change 2 <sup>nd</sup> - 3 <sup>rd</sup> Lines	\$100.00	1-Noncore

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**3. Service Descriptions (Cont'd)****3.2 Local Exchange Service Rates and Charges (Cont'd)****3.2.4 Custom Calling Service Features**

Charges per line:

	<u>Maximum</u>		
	<u>MRC</u>	<u>NRC</u>	<u>Tier</u>
Call Forwarding (CF) Variable	-	-	2
CF Anywhere	-	-	2
CF Don't Answer	-	-	2
CF Busy Line	-	-	2
Call Waiting	\$20.00	\$20.00	1-Noncore
Call Waiting Deluxe	-	-	2
Three-way Calling	-	-	2
Speed Calling - 8 number	-	-	2
Speed Calling - 30 number	-	-	2
Call Transfer	-	-	2
Talking Call Waiting	-	-	2
Message Waiting Indicator	-	-	2
Distinctive Ring			
1 number	-	-	2
2 numbers	-	-	2

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**3. Service Descriptions (Cont'd)****3.2 Local Exchange Service Rates and Charges (Cont'd)****3.2.5 Advanced Custom Calling Features**

	<u>Maximum</u>		
	<u>MRC</u>	<u>NRC</u>	<u>Tier</u>
Repeat Dialing	-	-	2
Priority Call	-	-	2
Priority Forward	-	-	2
Call Block	-	-	2
Call Return	-	-	2
Caller ID	-	-	2
Per Call Number Privacy	N/C	N/A	1-Core
Per Line Number Privacy			
Each non-published line, on request	\$20.00	\$20.00	1-Noncore
Each line other than non-published	\$20.00	\$20.00	1-Noncore
Call Trace	\$20.00	\$20.00	1-Noncore
Calling Name (w/ ACR)	-	-	2
Calling Name and Number (w/ ACR)	-	-	2
Anonymous Call Rejection (ACR)	-	-	2
Reveal Privacy Management	-	-	2
Quiet Time	-	-	2

**Pay Per Use**

	<u>Maximum</u>
Call Trace, successful	\$5.00

**3.3 Reconnection Charge**

Charged on an account disconnected for non-payment in accordance with MTSS and the provisions of this tariff.

	<u>Maximum</u>	<u>Tier</u>
Residence and Non-residence, 1 <sup>st</sup> Line	\$50.00	1-Core
Residence and Non-residence, 2 <sup>nd</sup> and 3 <sup>rd</sup> Line	\$50.00	1-Noncore
Residence and Non-residence, 4 <sup>th</sup> Line and above	-	2

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**3. Service Descriptions (Cont'd)****3.4 Customer Requested Call Blocking**

Charge waived for residence customers. Charge waived for nonresidence customers when ordered at the same time access line established or transferred, or during the 60-day period after inception of service.

	<u>Tier</u>
Per line, per request	2

**3.5 Directory Assistance**

A Customer may obtain Directory Assistance (DA) in determining telephone numbers within or outside of its local calling area by calling the Directory Assistance operator. The Customer may request a maximum of two telephone numbers per call to Directory Assistance service without additional charges. Directory Assistance includes the option for call completion to the requested number at an additional charge as specified below. The Call Completion option provides, when selected by the customer, for the automatic dialing of the requested number.

3.5.1 Each call to Directory Assistance will be charged as follows:

	<u>Tier</u>
Local DA usage, Per call	2
National DA service	2
DA Call Completion	2

3.5.2 A credit will be given for calls to Directory Assistance as follows:

- The Customer experiences poor transmission or is cut-off during the call; or
- The Customer is given an incorrect telephone number.

To obtain such a credit, the Customer must notify Company's Customer Service representative.

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**3. Service Descriptions (Cont'd)****3.6 Directory Listings**

The Company shall provide a single directory listing, termed the primary listing, in the telephone directory published by the local exchange provider in the Customer's exchange area of the Station number which is designated as the Customer's main billing number. Directory listing of additional Company Station numbers, other than the Customer's main billing number, associated with a Customer's service will be provided for an additional monthly recurring charge per listing.

- 3.6.1 The Company reserves the right to limit the length of any listing in the directory by the use of abbreviations when, in its judgment, the clearness of the listing or the identification of the Customer is not impaired thereby. When more than one line is required to properly list the Customer, no additional charge is made.
- 3.6.2 The Company may refuse a listing which is known not to constitute a legally authorized or adopted name, contains obscenities in the name, or any listing which, in the opinion of the Company, is likely to mislead or deceive calling persons as to the identity of the listed party, or is a contrived name used for advertising purposes or to secure a preferential position in the directory or is more elaborate than is reasonably necessary to identify the listed party. The Company, upon notification to the Customer, will withdraw any listing which is found to be in violation of its rules with respect thereto. Customer initials or nicknames are allowed.
- 3.6.3 Each listing must be designated Government, Business, or Residence to be placed in the appropriate section of the directory. In order to aid the user of the directory, and to avoid misleading or deceiving the calling party as to the identity of the listed party, only business listings may be placed in the Business Section and only residential listings in the Residential Section. The Company, upon notification to the Customer, will withdraw any listing that is found to be in violation of its rules with respect thereto.
- 3.6.4 In order for listing to appear in an upcoming directory, the Customer must furnish the listing to the Company in time to meet the directory publishing schedule.
- 3.6.5 **Primary Listing:** A primary listing contains the name of the Customer, or the name under which a business is regularly conducted, as well as the address and telephone number of the Customer.

This listing is provided at no additional charge.

**3.6.6 Additional Directory Listings**

	<u>NRC</u> <u>Maximum</u>	<u>MRC</u> <u>Maximum</u>	<u>Tier</u>
Additional Listing	-	-	2
Non-published	\$20.00	\$20.00	1-Noncore

- 3.7 **Emergency Services (Enhanced 911):** Allows Customers to reach appropriate emergency services including police, fire and medical services. Enhanced 911 has the ability to selectively route an emergency call to the primary E911 provider so that it reaches the correct emergency service located closest to the caller. In addition, the Customer's address and telephone information will be displayed to the primary E911 provider for display at the Public Service Answering Point (PSAP). Charges for Enhanced 9-1-1 will be a pass through of the charge imposed by the ILEC.

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**3. Service Descriptions (Cont'd)****3.8 Service Connection Assistance****3.8.1 General:**

- 3.11.1.1** Service Connection Assistance is a telephone assistance program that provides certain eligible residential customers requesting local exchange service with the following benefits:
- a. Waiver of applicable deposit requirements under Section 1 of this tariff.
  - b. Full or partial waiver of applicable service connection charges for establishing or re-establishing local exchange service as described in Section 3 of this tariff. (Service Connection Assistance does not apply to network wiring charges).

**3.8.2 Regulations**

- 3.8.2.1** Service Connection Assistance is a basic local exchange residential service offering available to customers who are currently participating in one of the following assistance programs:
- a. Home Energy Assistance Program (HEAP);
  - b. Emergency - Home Energy Assistance Program (E - HEAP);
  - c. Ohio Energy Credits Program (OECF);
  - d. Supplemental Security Income (SSI) under Title XVI of the Social Security Act;
  - e. Food Stamps;
  - f. Federal public housing assistance (Section 8); or,
  - g. Medical Assistance under Chapter 5111 of the Ohio Revised Code (Medicaid).
- 3.8.2.2** The Telephone Company shall require, as proof of eligibility for Service Connection Assistance, a document signed by the customer, certifying under penalty of perjury that the customer is receiving benefits from one of the programs identified in Section 3.5.2.1, above; identifying the specific program or programs from which the customer receives benefits, and agreeing to notify the carrier if the customer ceases to participate in such program or programs.
- 3.8.2.3** Customers of Service Connection Assistance cannot be a dependent (as defined by the Federal Income Tax Code) under the age of 60.
- 3.8.2.4** Service Connection Assistance is available for all grades of service.
- 3.8.2.5** Service Connection Assistance is available for a single telephone line at the customer's principal place of residence. No other exchange service will be permitted in the same household.
- 3.8.2.6** Service Connection Assistance shall be available to eligible customers not more than once in a one-year period at the same address. Customers must pay or make arrangements to pay to the Telephone Company any outstanding bills for regulated telephone services in the customer's name, and no other member of the household may owe money for such services previously provided at the Customer's current address.
- 3.8.2.7** Service Connection Assistance customers are not restricted on the optional services to which they may subscribe.

ISSUED: January 16, 2007

EFFECTIVE:

Issued under authority of the Public Utilities Commission of Ohio,  
Dated January 15, 2007, in Case No. 05-xxx-TP-ACE  
Kevin Photiades, Regulatory Manager  
583 Warren Ave., Portland, ME 04103



**Telecom Management, Inc. d/b/a Pioneer Long Distance, Inc.**

P.U.C.O. NO. 1

**4. Long Distance Service**

Outbound dialing is achieved by customer's telephone lines being programmed by the local telephone company (LEC) to automatically route 1+ calls to the Company's network or by the customer dialing an access code issued by the Company.

**5. Private Line Services**

Private Line service is an interLATA high-speed digital communications service using a physical fiber optic connection between two intrastate locations. Private Lines are non-switchable connections that can provide a constant and committed availability of capacity (for a single Customer) on a transmission path only between fixed, customer-specified locations. Private Line transmission speeds range from the DS-0 level up to and including OC-n speeds. Provision of Private Line circuits are subject to facilities and capacity availability.

DS1 Service: is a dedicated, high capacity, full duplex channel with a line speed of 1.544 Mbps isochronous serial data having a line signal format of either Alternate Mark Inversion (AMI) or Binary 8 Zero Substitution (B8ZS) and either Superframe (D4) or Extended Superframe formats. DS1 Service has the equivalent capacity of 24 Voice Grade (VG) services or 24 DS0 Services. AMI can support 24 each 56 Kbps channels and B8ZS can support 24 each 64 Kbps channels.

DS3 Service: is a dedicated, high capacity, full duplex channel with a line speed of 44, 736 Mbps isochronous serial data having a line code of bipolar with three zero substitution (B8ZS). DS3 Service has the equivalent capacity of 28 DS1 Services at 1.54 Mbps or 672 Voice Grade (VG) services or 672 DS0 Services at 56/64 Kbps.

OC3 Service: is a SONET level of transmission speed. It is capable of transporting three DS3 signals, which is equal to 255.520 Mbps.

OC12 Service: is a SONET level of transmission speed. It is capable of transporting twelve DS3 signals, which is equal to 622.08 Mbps.

OC48 Service: is a SONET level of transmission speed capable of transporting forty-eight DS3 signals, which is equal to 2.488 Gbps.

The Company shall invoice the Customer on a monthly basis at the Customer's designated location in accordance with the following schedule: (i) one (1) month in advance for all recurring MRC charges due under this Agreement, in addition to the retroactive billing for the first billing invoice of a service; and (ii) in the month preceding the applicable usage (i.e. month of contract execution) for all NRC charges. Failure of the Company to timely invoice the Customer for any amounts due hereunder shall not be deemed a waiver by the Company of its rights to payment for such charges.

Rates set forth herein for services requiring dedicated access do not include access and access-related charges (including, without limitation, installation charges, inside wiring charges assessed by the local exchange carrier ("LEC"), construction charges assessed by the LEC and distance and termination charges assessed by the LEC). Therefore access and access related charges are additional charges.

Private Line Rates and Charges described in this tariff are based on the commitment of the Customer to utilize the Private Line circuits or facility for a specified minimum period of time. Therefore, notwithstanding anything in this tariff to the contrary and in addition to other charges set forth in the tariff, the Customer will be billed and required to pay all rates, fees and charges which accrue for each circuit and for all associated local access during the entire Circuit Minimum Service Term applicable to each circuit plus all NRC charges applicable to such circuit that were previously waived, regardless of whether or not Customer utilizes all or any part of such circuit during all or any part of the Circuit Minimum Service Term applicable to the circuit.

The Circuit Minimum Service Term shall be a minimum period of one (1) year, beginning from the date of service order fulfillment.

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Kevin Photiades, Regulatory Manager  
583 Warren Ave., Portland, ME 04103

**Telecom Management, Inc. d/b/a Pioneer Long Distance, Inc.**

P.U.C.O. NO. 1

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6. Promotional Offerings

Promotional Offerings: The Company, from time to time, may make promotional offerings of its services which may include waiving or reducing the applicable charges for the promoted service. The promotional offerings may be limited as to the duration, the date and times of the offerings and the locations where the offerings are made. The waiver of any monthly recurring charges shall be limited to 90 days on a per customer basis. Promotions filed with the PUCO will be effective on the day of filing.

7. Individual Case Basis (ICB) Arrangements

Arrangements will be developed on a case-by-case basis in response to a bona fide request from a Customer or prospective Customer to develop a competitive bid for a service offered under this tariff. Rates quoted in response to such competitive requests may be different than those specified for such service in this tariff. ICB rates will be offered to the Customer in writing and on a non-discriminatory basis and will be filed with the PUCO.

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ISSUED: January 16, 2007

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Kevin Photiades, Regulatory Manager  
583 Warren Ave., Portland, ME 04103

**Telecom Management, Inc. d/b/a Pioneer Long Distance, Inc.**  
P.U.C.O. NO. 1

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**8. Service Area Maps**

**8.1 Ameritech/SBC Ohio Service Area Map**

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**Telecom Management, Inc. d/b/a Pioneer Long Distance, Inc.**

P.U.C.O. NO. 1

---

8. Service Area Maps (contd.)

8.2 Reserved for Future Use.

---

ISSUED: January 16, 2007

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Kevin Photiades, Regulatory Manager  
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**Telecom Management, Inc. d/b/a Pioneer Long Distance, Inc.**

P.U.C.O. NO. 1

**PRICE LIST****1. Local Exchange Service – Monthly Rates and Charges****1.1 Flat Rate Service****A. Rate Band 1**

	<u>Business MRC</u>	<u>Residential MRC</u>
First Line	\$46.25	\$16.95
Additional Lines	\$46.25	\$16.95

**B. Rate Band 2**

	<u>Business MRC</u>	<u>Residential MRC</u>
First Line	\$48.00	\$17.95
Additional Lines	\$48.00	\$17.95

**C. Rate Band 3**

	<u>Business MRC</u>	<u>Residential MRC</u>
First Line	\$49.75	\$18.95
Additional Lines	\$49.75	\$18.95

**1.2 Measured Rate Service****A. Rate Band 1**

	<u>Business MRC</u>	<u>Residential MRC</u>
First Line	\$30.25	\$8.80
Additional Lines	\$30.25	\$8.80

**B. Rate Band 2**

	<u>Business MRC</u>	<u>Residential MRC</u>
First Line	\$32.00	\$9.25
Additional Lines	\$32.00	\$9.25

**C. Rate Band 3**

	<u>Business MRC</u>	<u>Residential MRC</u>
First Line	\$33.75	\$9.75
Additional Lines	\$33.75	\$9.75

ISSUED: January 16, 2007

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583 Warren Ave., Portland, ME 04103

**Telecom Management, Inc. d/b/a Pioneer Long Distance, Inc.**

P.U.C.O. NO. 1

**PRICE LIST****2. Non-Recurring Charges**

	<u>Business NRC</u>	<u>Residence NRC</u>
Exchange Access Line, per line	\$49.75	\$25.70
Service Charge	\$12.25	\$12.25

**3. Custom Calling Service Features****Charges per line:**

	<u>Business</u>		<u>Residence</u>	
	<u>MRC</u>	<u>NRC</u>	<u>MRC</u>	<u>NRC</u>
Call Forwarding (CF) Variable	\$5.00	\$8.50	\$4.00	\$8.50
CF Anywhere	\$7.00	\$8.50	\$5.00	\$8.50
CF Don't Answer	\$3.00	\$8.50	\$1.75	\$8.50
CF Busy Line	\$3.00	\$8.50	\$1.75	\$8.50
Call Waiting	\$5.75	\$8.50	\$6.00	\$8.50
Call Waiting Deluxe	\$5.75	\$8.50	\$6.00	\$8.50
Three-way Calling	\$4.00	\$8.50	\$4.00	\$8.50
Speed Calling - 8 number	\$4.00	\$8.50	\$4.00	\$8.50
Speed Calling - 30 number	\$4.00	\$8.50	\$4.00	\$8.50
Call Transfer	\$4.00	\$8.50	\$4.00	\$8.50
Talking Call Waiting	N/A	-	\$3.00	\$8.50
Message Waiting Indicator	\$0.25	\$8.50	\$0.25	\$8.50
Distinctive Ring				
1 number	\$4.00	\$8.50	\$4.00	\$8.50
2 numbers	\$4.00	\$8.50	\$4.00	\$8.50

**Pay Per Use**

	<u>Business</u>	<u>Residential</u>
Three-way Calling	\$0.95	\$0.95

ISSUED: January 16, 2007

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Kevin Photiades, Regulatory Manager  
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**Telecom Management, Inc. d/b/a Pioneer Long Distance, Inc.**

P.U.C.O. NO. 1

**PRICE LIST****4. Advanced Custom Calling Features**

	<u>Business</u>		<u>Residence</u>	
	<u>MRC</u>	<u>NRC</u>	<u>MRC</u>	<u>NRC</u>
Repeat Dialing	\$4.00	\$8.50	\$4.00	\$8.50
Priority Call	\$4.00	\$8.50	\$4.00	\$8.50
Priority Forward	\$4.00	\$8.50	\$4.00	\$8.50
Call Block	\$4.00	\$8.50	\$4.00	\$8.50
Call Return	\$4.00	\$8.50	\$4.00	\$8.50
Caller ID	\$8.00	\$8.50	\$7.00	\$8.50
Per Call Number Privacy	N/C	N/A	N/C	N/A
Per Line Number Privacy				
Each non-published line, on request	N/C	\$6.50	N/C	\$6.50
Each line other than non-published	\$1.00	\$6.50	\$1.00	\$6.50
Call Trace	N/A	\$6.50	N/C	\$6.50
Calling Name (w/ ACR)	\$8.00	\$8.50	\$7.00	\$8.50
Calling Name and Number (w/ ACR)	\$8.00	\$8.50	\$7.00	\$8.50
Anonymous Call Rejection (ACR)	\$4.00	\$8.50	\$4.00	\$8.50
Reveal Privacy Management	\$4.00	\$8.50	\$4.00	\$8.50
Quiet Time	N/A	N/A	\$4.00	\$8.50

**Pay Per Use**

	<u>Business</u>	<u>Residential</u>
Repeat Dialing	\$0.95	\$0.95
Call Return	\$0.95	\$0.95
Call Trace, successful	\$1.50	\$1.50

**5. Directory Assistance**

Each call to Directory Assistance will be charged as follows:

	<u>Per Call</u>
Local DA	\$0.50

**6. Dishonored Check Charge**

\$20.00 per occurrence.

**7. Directory Listings**

	<u>NRC</u>	<u>MRC</u>
Additional Listing	\$12.37	\$4.50
Non-published	\$12.37	\$1.96

**8. Customer Requested Call Blocking**

Charge waived for residence customers. Charge waived for nonresidence customers when ordered at the same time access line established or transferred, or during the 60-day period after inception of service.

	<u>Business</u>	<u>Residence</u>
Per line, per request	\$11.80	\$11.80

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Kevin Photiades, Regulatory Manager  
583 Warren Ave., Portland, ME 04103

## **EXHIBIT 3**

### **Statement Affirming Registration with Ohio Department of Taxation**

A copy of the Registration Confirmation from the Ohio Department of Taxation is attached hereto.





## REGISTRATION CONFIRMATION

Taxpayer Services  
P. O. Box 182215  
Columbus, OH 43218-2215  
Phone: 1-888-405-4039  
Fax: 1-614-387-1851  
[www.state.oh.us/tax/](http://www.state.oh.us/tax/)

October 7, 2003

2979942031002

TELCOM MANAGMENT INC  
583 WARREN AVE  
PORTLAND, ME 04103-1005

Dear Taxpayer:

This letter is to confirm the receipt of your application and to verify your Ohio SELLER'S USE TAX account information as shown below.

Please verify that the information listed below is complete and accurate. If there are corrections and/or additions, please note them on this form and return it by mail or fax, or contact us by telephone or email through our web site.

Legal Name	TELCOM MANAGMENT INC
Federal Employer Identification Number	01-0497005
Social Security Number	
Ohio Charter Number	

Account Type	Account Number	Effective Date	Filing Frequency
SELLER'S USE SALES TAX	99045466	9/9/2003	MONTHLY

PIN: 20

For your convenience you may now file and pay your sales tax return(s) through the Internet by accessing the web site at: [www.ohiobusinessgateway.ohio.gov](http://www.ohiobusinessgateway.ohio.gov). Payment may be made directly from your bank account using Electronic Check or by using your credit card. **IF YOU CHOOSE TO FILE THROUGH THE INTERNET, DO NOT FILE THE RETURNS THAT WILL BE PROVIDED IN YOUR BOOKLET. NO PAPER RETURN IS REQUIRED.**

Should you choose not to file and pay your sales tax return(s) through the Internet, you must file a UST-1 return. You will receive a booklet with these returns within the next 4 to 6 weeks.

All returns, regardless of the filing method you have chosen, are due on or before the 23rd of the month following the end of the reporting period. The UST-1 return must be received (not postmarked) by the Ohio Department of Taxation on or before the 23rd of the month following the end of the reporting period. Failure to file and pay taxes due in a timely manner may result in the loss of discount and the imposition of interest, penalties and/or additional charges. **You must file a return even if you made no taxable sales for the filing period.**

Registration Confirmation  
TELCOM MANAGMENT INC  
Page Two

*Taxpayer Services*  
P. O. Box 182215  
Columbus, OH 43218-2215  
Phone: 1-888-405-4039  
Fax: 1-614-387-1851  
[www.state.oh.us/tax/](http://www.state.oh.us/tax/)

**NOTE: Every new business is required to file a Personal Property Tax return, form 920 NT, within 90 days of engaging in business. Contact your County Auditor or the Ohio Department of Taxation at 1-888-644-6778 for details. In addition, you may be responsible for other Ohio taxes. If you have any questions concerning your tax responsibilities or how to file your returns, please contact us by email, fax or telephone. Contact information is listed above.**

For deaf, hard of hearing or speech impaired who use TTY or TDD ONLY: Please contact the Ohio Relay Service at 1-800-750-0750 and give the communication assistant the Dept. of Taxation's office phone number you wish to contact.

RGAT0188

**CERTIFICATE OF REGISTRATION  
OHIO DEPARTMENT OF TAXATION  
PO BOX 182215, COLUMBUS, OHIO 43218-2215**

TELCOM MANAGMENT INC  
583 WARREN AVE  
PORTLAND, ME 04103-1005

License Type: SELLER'S USE SALES TAX  
Account #: 99045466  
Effective Date: 9/9/2003

This is to certify that the above registrant is authorized to make retail sales subject to taxes levied pursuant to Chapter 5741. of the Ohio Revised Code.

A new registration must be obtained if the business is sold or if the form of ownership changes. An ownership change includes, but is not limited to, incorporating a business; changing from a partnership to a sole proprietor, a sole proprietorship to a partnership, or any similar entity change.

## **EXHIBIT 4**

### **Brief Description of Services Proposed**

The Registrant proposes to operate as a reseller of local exchange service. The Registrant intends to offer PRI on a resold basis, which includes basic local exchange throughout the geographic area served by its underlying local exchange service provider.

The Registrant is currently authorized to provide resold interexchange long distance service throughout the State of Ohio (Docket No. 03-1004-TP-ACE).

## **EXHIBIT 5**

### **Method of Provision of Service**

The Applicant intends to provide PRI, which includes local exchange services on a resold basis.

## **EXHIBIT 6**

### **Statement of Current IXC CTS Held by Registrant**

The Registrant NEC currently holds a CTS for the provision of IXC services in Ohio (03-1004-TP-ACE). The Company will offer these IXC service on a resold basis, and will not maintain such IXC services under a separate affiliate.

# **EXHIBIT 7**

## **Statement of Public Interest**

The introduction of competition into an industry previously monopolized results in a reduction of the prices consumers pay for goods and services. When competition is introduced into markets that are served by a single provider, the consumer benefits by a way of efficient pricing, improved service quality and expanded product and service capabilities.

The objective of the Federal Telecommunications Act of 1996 is to foster the development of competition in the local market so that consumers will be afforded the foregoing benefits. Pursuant to the Act, barriers to local service entry are prohibited and parameters for competition in local exchange markets are established. Because the Company will be able to offer a broad range of services to customers wherever the incumbent LECs offer appropriate wholesale tariffs, the Company's entry into the local service market will serve to foster competition.

The demands of a competitive market are a better means to achieve affordability and quality of service than a monopoly environment. As competitors vie for market share, they will compete based upon price, innovation and customer service. Those local providers that offer consumers the most cost effective products will gain market share. In contrast, local providers whose products do not meet the needs of consumers will lose market share and will ultimately, be eliminated from the industry.

Further, granting of this Registration will be beneficial to all classes of customers. The Company's intent is to eventually offer competitive local exchange services to both residential and business customers throughout the geographic service area of its underlying ILEC, rather than providing service to densely populated areas where the cost to provide service is minimal.

The Company's entry into the local exchange market will not unreasonably prejudice or disadvantage any telephone service providers. Incumbent local exchange carriers presently serve nearly all of the local exchange customers in the State. Moreover, exchange services competition will stimulate the demand for value added services supplied by all local service carriers, including those of the incumbent LECs. Thus, in a competitive market, there will be increased potential for such LECs to generate higher revenues. Additionally, in a competitive market, incumbent providers will have market incentives to improve the efficiency of their operations, thereby reducing their costs and ultimately enhance their profit margins. Finally, it is important to recognize that in a competitive market, incumbent LECs will derive revenues from both resellers of their local exchange services as well as facilities based competitive local exchange providers.

## **EXHIBIT 8**

### **Description of Proposed Market Area**

The Company intends to provide PRI service throughout the geographic service area of its underlying service provider XO Communications which operates in the service territories of SBC and Verizon North.

## **EXHIBIT 9**

### **Description of the Class of Customers to be Served**

The Company intends to provide resold PRI/local exchange service to residential and business customers.



## **EXHIBIT 10**

### **Documentation Attesting to Registrant 's Financial Viability**

- 1.) An executive Summary describing the applicant's current financial condition, liquidity, and capital resources is attached hereto.
- 2.) A copy of the Applicant's most recent audited financial statement evidencing its financial capability is attached. Financial statements are based on the Applicant's operations in forty-eight states.
- 3.) The Applicant has attached a current bank statement to support its cash and funding sources.



KEYBANK N.A.  
MAIL CODE OH-01-51-0633  
4910 TIEDEMAN ROAD  
BROOKLYN, OHIO 44144

**KeyBank National Association  
Mutual Fund Investment Sweep  
Account Statement  
August 31, 2006**



TELECOM MANAGEMENT INC  
583 WARREN AVE  
PORTLAND ME 04103-1005

For client inquiries call  
Corporate Client Services at  
1-800-821-2829

**Account Summary - Assets**

<u>Mutual Fund Investment Sweep Account:</u>	<u>Account Number</u>	<u>Closing Balance/Share Values</u>
Institutional Money Market - Investor *	370191404002666	\$957,482.15
Total Investments		<u>\$957,482.15</u>

**Sweep Activity Summary**

Total Mutual Fund Balances on July 31, 2006	\$1,371,774.74
Additions	
Total Purchases	\$481,888.61
Other Additions	\$5,911.01
Deductions	
Total Redemptions	( \$902,092.21)
Other Deductions	( \$.00)
Total Mutual Fund Balances on August 31, 2006	<u>\$957,482.15</u>

**Mutual Fund Summary (mutual funds are not FDIC insured)**

Institutional Money Market - Investor *	
Investment Allocation	100%
Current Daily Annualized Yield on 08-31-06	4.97%
Dividends earned 08-31-06	\$5,911.01
Dividend Y-T-D	\$13,322.70

\*These products are mutual funds.

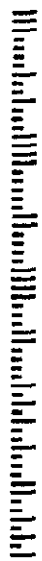
AN INVESTMENT IN A MONEY MARKET MUTUAL FUND IS NOT INSURED OR GUARANTEED BY THE FEDERAL DEPOSIT INSURANCE CORPORATION OR ANY OTHER GOVERNMENT AGENCY. ALTHOUGH MONEY MARKET MUTUAL FUNDS SEEK TO PRESERVE THE VALUE OF YOUR INVESTMENT AT \$1.00 PER SHARE, IT IS POSSIBLE TO LOSE MONEY BY INVESTING IN THESE FUNDS.



SMITHBARNEY

Ref: 00003952 00029911

H06000003952 306243AF01 SELF0009A  
TELECOM MANAGEMENT, INC.  
583 WARREN AVE  
PORTLAND ME 04103-1005



# Select Consolidation Summary

August 1 - August 31, 2006

Your Broker/Dealer is  
**CITIGROUP GLOBAL MKTS INC.**  
Your Financial Advisor  
J. TOBIAS, J. ZINN, S. HALPIN  
100 MIDDLE STREET  
P.O. BOX 3838  
PORTLAND ME 04104  
207-771-0800  
Business FMA Service Center: 888-557-BFMA

We have enclosed statements for the following accounts in your consolidated household. "Total Value Comparison" and "Year to Date Summary" may contain information for previously existing accounts which have been recently consolidated. Unpriced securities are not included in the "Net Value" columns. Unless otherwise indicated, values shown are for "This Period". Accrued interest and dividends, earned but not paid, are excluded from the Adjusted Net Value.

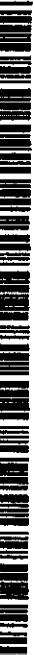
Account Number	Abbreviated Name	Account Type	Total Value Prior Month	Total Value This Period	Net Securities Deposited/ Withdrawn	Net Capital Deposits/ Withdrawals	Total Income Taxable/ Non-taxable
392-16979	TELECOM MANAGEMENT, INC.	SELECT	\$ 502,382.29	\$ 504,595.27	\$ 0.00	\$ 0.00	\$ 2,302.37
			\$ 502,119.44	\$ 504,413.81	\$ 0.00	\$ 0.00	\$ 0.00
Total			\$ 502,382.29	\$ 504,595.27	\$ 0.00	\$ 0.00	\$ 2,302.37
			\$ 502,119.44	\$ 504,413.81			\$ 0.00

Year to Date Summary

Beginning total net value as of 12/31/05	\$ 0.00
Net security deposits/withdrawals (year to date)	0.00
Net cash deposits/withdrawals (year to date)	500,000.00
Beginning value net of deposits/withdrawals	\$ 500,000.00
Ending total net value/ Adjusted net value as of 08/31/06	\$ 504,595.27 \$ 504,413.81
Year to date total return	4,413.81

Current Total Asset Allocation Summary

Total Value Comparison



# **EXHIBIT 11**

## **Evidence of Registrant 's Technical and Managerial Expertise**

The Registrant's technical and managerial ability is evidenced by its current successful operations in forty-eight states. This ability is further evidenced by the experience of its officers as set forth in the profiles submitted as Exhibit 11.

Additionally, the Registrant proposes to operate as a reseller of PRI/local exchange services through XO Communications, and, therefore, all of its traffic will be routed over the networks of its underlying service provider(s) making its technical capability equivalent of the underlying provider.

Susan E. Bouchard  
1050 Highland Ave.  
South Portland, Me. 04106  
207-799-8433  
1-866-329-7830  
sue@pioneertelephone.com  
www.pioneertelephone.com

## Objective

Expand the company.

## Experience

**Telecom Management, Inc. DBA/Pioneer Telephone 1996-Current**

*President/CFO*

- Day to day operations
- Human Resources
- Financial record keeping

**Fleet Bank of Maine 1986-1995**

*Branch  
Manager*

- Lending
- Managed staff of 6-10 people
- Responsible for overall profit of the branch.
- Sales of new accounts and products

## Education

**1986 University of Southern Maine**

*1986*

- Computer Science
- Business Courses

**Westbrook High School**

*1983-1986*

- Business
- College prep. courses

## Additional Skills

- QuickBooks
- Excel, Word, PowerPoint

## Awards/Affiliations

- Banking Certificate
- Top Sales Producer

## References

Available on Request

# **KEVIN PHOTIADES**

---

## **Summary of Qualifications:**

- Legal professional with high-level corporate and regulatory experience
- Hands-on experience with negotiating and managing business partner contracts
- Direct responsibility for guiding companies and clients in compliance activities, including legal research, drafting of documents and representation before state agencies
- Serve as day-to-day contact for vendor relations and large corporate accounts

## **Professional Experience:**

### **Compliance Specialist – Telecom Management, Inc. d/b/a Pioneer Telephone Portland, Maine**

*June 2004 – Present*

Responsible for management of all legal, regulatory and compliance activities for telecommunications company. Draft and file telecommunications licensing documents for authorities to provide local and long distance telephone services. Draft and complete corporate reports and other ongoing compliance documents. Maintain vendor relations. Research and respond to customer complaints filed with state PUCs, BBB and FCC. Review company policies and operating procedures for compliance. Update company tariffs as necessary.

### **Regulatory / Compliance Manager – United Systems Access, Inc. d/b/a USA Telephone Kennebunk, Maine**

*September 2002 – June 2004*

Responsible for management of all legal, regulatory and compliance activities for telecommunications company. Negotiate and manage contracts with telecommunications vendors such as Verizon and Global Crossing. Establish and maintain vendor relations. Draft and file company tariffs that identify rates, terms and conditions for telephone service. Monitor and participate in state public utility proceedings involving compliance issues and disputes. Research and respond to customer complaints filed with state PUCs, Attorney General's office and FCC. Assist in preparing RFPs for provision of telephone service. Research and draft company policies involving collections, billing, disconnection procedures and customer privacy issues.

### **Paralegal – Long, Burner, Parks & DeLargy, P.C. Austin, Texas**

*April 1997 – July 2002*

Provided legal support for three attorneys in Administrative Law section of firm in various aspects of corporate, regulatory and compliance practice. Incorporated and organized corporations, limited liability companies, and limited partnerships. Performed due diligence and drafted documents for mergers, acquisitions, and contracts. Performed compliance activities for banks, insurance companies and agencies after mergers and acquisitions were complete. Drafted state and federal trademark applications. Assisted at administrative hearings and district court appearances. Guided clients and accomplished multi-state licensing of individual insurance agents and corporate agencies, banks and other entities.

**Paralegal – Hall & Kleeman, P.L.L.C.**

**Austin, Texas**

*March 1996 – April 1997*

Assisted three attorneys with corporate/environmental/family law practice. Drafted client correspondence, litigation and discovery documents. Performed research at Texas Natural Resource Conservation Commission on environmental issues. Researched and drafted memos on various legal issues. Interviewed clients as needed for family law proceedings and account set-up. Assisted in bookkeeping for the firm by creating and maintaining client account spreadsheets.

**Education:**

Graduate:                      Paralegal Certificate, December 1996  
Texas State University, San Marcos, Texas

Undergraduate:              B.A., History, December 1991  
University of Texas at Austin, Austin, Texas

**Honors / Recognition:**

Primary Scholarship Winner, Alamo Area Paralegal Association, Fall 1996  
Panel Member, Texas Legal Educators Seminar, August 1998

## PAUL F. DRISCOLL

43 Richardson Street  
Portland, ME 04103  
(207)-774-1060

### EDUCATION:

Juris Doctor, 1981, University of Maine School of Law, Portland, Maine. Comments Editor, *Maine Law Review*.

Bachelor of Arts, 1978, University of New Hampshire, Durham, New Hampshire. Majors: Political Science and Classics; Minor: Business Administration. Academic Awards: *Phi Beta Kappa* and *Pi Sigma Alpha*.

### EMPLOYMENT:

Norman, Hanson & DeTroy, LLC, Portland, Maine from 1984 through the present. Member of the Firm since January 1, 1986. Practice Concentration: Corporate and Commercial Law. Selected on January 26, 2001 for inclusion in *Best Lawyers in America*.

Verrill & Dana, LLP, Portland, Maine from 1981 through 1984. Associate. Practice Concentration: Corporate and Commercial Law.

### COMPUTER SKILLS:

Experienced with Microsoft Word and Dragon Natural Word Voice Activated Software.

### INTERESTS:

Bird Hunting with English Setters, Boating and Flyfishing. Marathons Completed: Dublin, Ireland Marathon, Sugarloaf Marathon (twice), Casco Bay Marathon (twice) and Pine Tree Marathon. Irish History.

### PERSONAL:

Married to Beth Dobson, Esq., Partner, Verrill & Dana, LLP; Father of Three Children, including a Son with Autism.

### CIVIC AND CHARITABLE:

- Leaders Circle, United Way of Greater Portland.
- Former President and Chairman of the Board of Port Resources, a Maine non-profit providing residential and support services for developmentally-challenged adults and children, including persons with autism.
- Chairman, 1999 Capital Campaign for St. Joseph's Catholic Church, Portland, Maine.



## **EXHIBIT 12**

### **Documentation Indicating the Registrant's Corporate Structure and Ownership**

The Registrant is a corporation organized under the laws of the State of Maine on February 22, 1995. Articles of Incorporation are attached.

The Registrant has no parent company, subsidiaries or other affiliates.

Susan Bouchard is the sole company shareholder owning 100% of the outstanding shares.

# State of Maine



## Department of the Secretary of State

*I, the Secretary of State of Maine, certify that according to the provisions of the Constitution and Laws of the State of Maine, the Department of the Secretary of State is the legal custodian of the Great Seal of the State of Maine which is hereunto affixed and of the of organization, amendment and dissolution of corporations and annual reports filed by the same.*

*I further certify that TELECOM MANAGEMENT, INC., formerly PAYPHONE MANAGEMENT, INC. is a duly organized business corporation under the laws of the State of Maine and that the date of incorporation is February 22, 1995.*

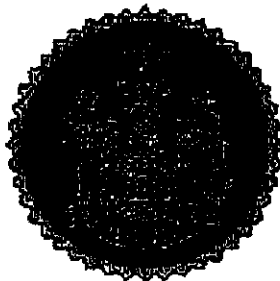
*I further certify that on:*

February 22, 1995	ARTICLES OF INCORPORATION were filed.
March 18, 1998	MERGER was filed.
December 10, 1998	CHANGE OF CLERK AND REGISTERED OFFICE was filed.
December 30, 1998	ASSUMED NAME was filed.
June 27, 2001	CHANGE OF LEGAL NAME was filed.

*No further amendments have been filed to date.*

*I further certify that said business corporation has filed annual reports due to this Department, and that no action is now pending by or on behalf of the State of Maine to forfeit the charter and that according to the in the Department of the Secretary of State, said corporation is a legally existing business corporation in good standing under the laws of the State of Maine at the present time.*

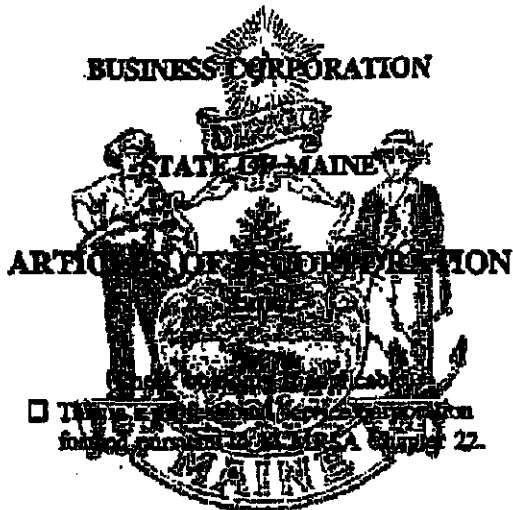
*In testimony whereof, I have caused the Great Seal of the State of Maine to be hereunto affixed. Given under my hand at Augusta, Maine, this tenth day of April 2002.*



A handwritten signature in black ink, appearing to read 'Dan Gwadosky'.

**DAN GWADOSKY**

*Secretary of State*



Minimum Fee \$105. See \$1403 for proper filing fee.

File No. 19951697 D Pages 2  
 Fee Paid \$ 105.00  
 DCN 1950581300002 ARTI  
 FILED  
 02/22/1995

*Mary Cooper*  
 Deputy Secretary of State

A True Copy When Attested By Signature

*Mary Cooper*  
 Deputy Secretary of State

Pursuant to 13-A M.R.S.A. §403, the undersigned, acting as incorporator(s) of a corporation, adopt(s) the following Articles of Incorporation:

**FIRST:** The name of the corporation is Payphone Management, Inc.  
 and its principal business location in Maine is Wells Plaza West #16, Wells, ME 04090  
(physical location - street (not P.O. Box), city, state and zip code)

**SECOND:** The name of its Clerk, who must be a Maine resident, and the registered office shall be:  
Bruce M. Read, Esq., Shepard & Read, P.A.  
(name)  
171 Port Road, Kay Bank Building, 2nd Floor, Kennebunk, ME 04043  
(physical location - street (not P.O. Box), city, state and zip code)  
P.O. Box 1092, Kennebunkport, ME 04046  
(mailing address if different from above)

**THIRD:** ("X" one box only)

☐ A. 1. The number of directors constituting the initial board of directors of the corporation is \_\_\_\_\_ (See §703.1.A.)

2. If the initial directors have been selected, the names and addresses of the persons who are to serve as directors until the first annual meeting of the shareholders or until their successors are elected and shall qualify are:

NAME	ADDRESS
_____	_____
_____	_____
_____	_____

3. The board of directors ☐ is ☐ is not authorized to increase or decrease the number of directors.

4. If the board is so authorized, the minimum number, if any, shall be \_\_\_\_\_ directors, (See §703.1.A.) and the maximum number, if any, shall be \_\_\_\_\_ directors.

☒ B. There shall be no directors initially; the shares of the corporation will not be sold to more than twenty (20) persons; the business of the corporation will be managed by the shareholders. (See §701.2.)

CJR

FOURTH: ("X" one box only)

☒ There shall be only one class of shares (title of class) COMMONPar value of each share (if none, so state) none Number of shares authorized 2,000☐ There shall be two or more classes of shares. The information required by §403 concerning each such class is set out in Exhibit        attached hereto and made a part hereof.

## SUMMARY

The aggregate par value of all authorized shares (of all classes) having a par value is 5 0The total number of authorized shares (of all classes) without par value is 2,000 sharesFIFTH: ("X" one box only) Meetings of the shareholders ☒ may ☐ may not be held outside of the State of Maine.SIXTH: ("X" if applicable) ☒ There are no preemptive rights.SEVENTH: Other provisions of these articles, if any, including provisions for the regulation of the internal affairs of the corporation, are set out in Exhibit        attached hereto and made a part hereof.

## INCORPORATORS

DATED 2/2/95Street Wells Plaza West #16

(residence address)

Wells, ME 04090

(city, state and zip code)

Street       

(residence address)

(city, state and zip code)

Street       

(residence address)

(city, state and zip code)

## For Corporate Incorporators\*

Name of Corporate Incorporator       By       

(signature of officer)

Street       

(principal business location)

(type or print name and capacity)

(city, state and zip code)

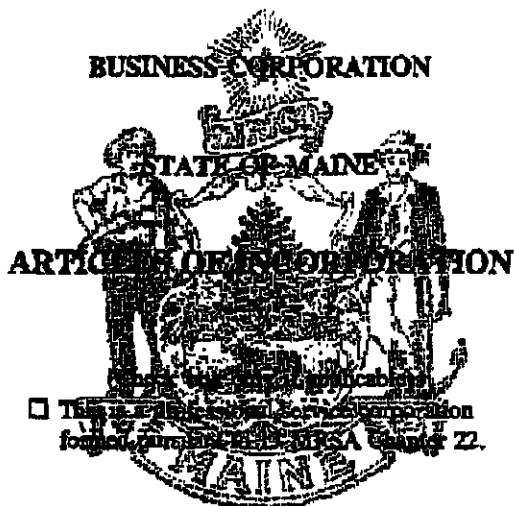
## \*Articles are to be executed as follows:

If a corporation is an incorporator (§402), the name of the corporation should be typed and signed on its behalf by an officer of the corporation. The articles of incorporation must be accompanied by a certificate of an appropriate officer of the corporation certifying that the person executing the articles on behalf of the corporation was duly authorized to do so.

SUBMIT COMPLETED FORMS TO: SECRETARY OF STATE, STATION #101, AUGUSTA, ME 04333-0101

ATTN: CORPORATE EXAMINING SECTION

TEL. (207) 287-4195



Minimum Fee \$105. See §1403 for proper filing fee.

File No. 19952186 D Pages 2  
 Fee Paid \$ 105.00  
 DCN 195101200002 ARTI  
 FILED  
 04/20/1995

*Harry Cooper*  
 Deputy Secretary of State

A True Copy When Attested By Signature

*Harry Cooper*  
 Deputy Secretary of State

Pursuant to 13-A MRSA §403, the undersigned, acting as incorporator(s) of a corporation, adopt(s) the following Articles of Incorporation:

**FIRST:** The name of the corporation is PRB, INC.  
 and its principal business location in Maine is Wells Plaza West #16, Wells, ME 04090  
(physical location - street (not P.O. Box), city, state and zip code)

**SECOND:** The name of its Clerk, who must be a Maine resident, and the registered office shall be:  
Bruce M. Read, Esq., Shepard & Read, P.A.  
(name)  
171 Fort Road, Key Bank Building, 2nd Floor, Kennebunk, ME 04043  
(physical location - street (not P.O. Box), city, state and zip code)  
P.O. Box 1092, Kennebunkport, ME 04046  
(mailing address if different from above)

**THIRD:** ("X" one box only)

☐ A. 1. The number of directors constituting the initial board of directors of the corporation is \_\_\_\_\_ (See §703.1.A.)

2. If the initial directors have been selected, the names and addresses of the persons who are to serve as directors until the first annual meeting of the shareholders or until their successors are elected and shall qualify are:

NAME	ADDRESS
_____	_____
_____	_____
_____	_____

3. The board of directors ☐ is ☐ is not authorized to increase or decrease the number of directors.

4. If the board is so authorized, the minimum number, if any, shall be \_\_\_\_\_ directors, (See §703.1.A.) and the maximum number, if any, shall be \_\_\_\_\_ directors.

☒ B. There shall be no directors initially; the shares of the corporation will not be sold to more than twenty (20) persons; the business of the corporation will be managed by the shareholders. (See §701.2.)

FOURTH: ("X" one box only)

There shall be only one class of shares (title of class) commonPar value of each share (if none, so state) none Number of shares authorized 2,000

☐ There shall be two or more classes of shares. The information required by §403 concerning each such class is set out in Exhibit        attached hereto and made a part hereof.

## SUMMARY

The aggregate par value of all authorized shares (of all classes) having a par value is \$ 0The total number of authorized shares (of all classes) without par value is 2,000 sharesFIFTH: ("X" one box only) Meetings of the shareholders ☒ may ☐ may not be held outside of the State of Maine.SIXTH: ("X" if applicable) ☒ There are no preemptive rights.SEVENTH: Other provisions of these articles, if any, including provisions for the regulation of the internal affairs of the corporation, are set out in Exhibit        attached hereto and made a part hereof.

## INCORPORATORS

*Peter Bouchard*  
(signature)

Peter Bouchard  
(type or print name)

(signature)

(type or print name)

(signature)

(type or print name)

DATED 2/2/95Street Walls Plaza West #16

(residence address)

Walls, ME 04090

(city, state and zip code)

Street                     

(residence address)

(city, state and zip code)

Street                     

(residence address)

(city, state and zip code)

## For Corporate Incorporators\*

Name of Corporate Incorporator                                     By                                     

(signature of officer)

Street                                     

(principal business location)

(type or print name and capacity)

(city, state and zip code)

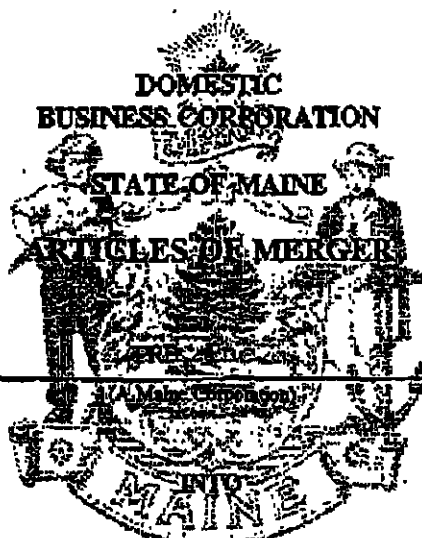
\*Articles are to be executed as follows:

If a corporation is an incorporator (§402), the name of the corporation should be typed and signed on its behalf by an officer of the corporation. The articles of incorporation must be accompanied by a certificate of an appropriate officer of the corporation certifying that the person executing the articles on behalf of the corporation was duly authorized to do so.

SUBMIT COMPLETED FORMS TO: SECRETARY OF STATE, STATION #101, AUGUSTA, ME 04333-0101

ATTN: CORPORATE EXAMINING SECTION

TEL. (207) 287-4195



Payphone Management, Inc.  
(A Maine Corporation)

Minimum Fee \$80 (See §1401 sub-§17)

File No. 19951697 D Pages 6  
19952186 D  
Fee Paid \$ 80.00  
DCH 1980831300019 MERG  
FILED

03/18/1998

*Harvey B. Kelleher*

Deputy Secretary of State

A True Copy When Attested By Signatures

*Harvey B. Kelleher*  
Deputy Secretary of State

1198884/000/00/018.000

Pursuant to 13-A MRSA §903, the board of directors of each participating corporation approve and the undersigned corporations, adopt the following Articles of Merger:

**FIRST:** The plan of merger is set forth in Exhibit A attached hereto and made a part hereof.

**SECOND:** As to each participating corporation, the shareholders of which voted on such plan of merger, the number of shares outstanding and the number of shares entitled to vote on such plan, and the number of such shares voted for and against the plan, are as follows:

<u>Name of Corporation</u>	<u>Number of Shares Outstanding</u>	<u>Number of Shares Entitled to Vote</u>	<u>NUMBER Voted For</u>	<u>NUMBER Voted Against</u>
PRB, Inc.	100	100	100	0
Payphone Management, Inc.	100	100	100	0

**THIRD:** If the shares of any class were entitled to vote as a class, the designation and number of the outstanding shares of each such class, and the number of shares of each such class voted for and against the plan, are as follows:

<u>Name of Corporation</u>	<u>Designation of Class</u>	<u>Number of Shares Outstanding</u>	<u>NUMBER Voted For</u>	<u>NUMBER Voted Against</u>
N/A				

*(Include the following paragraph if the merger was authorized without the vote of the shareholders of the surviving corporation. Omit if not applicable.)*

**FOURTH:** The plan of merger was adopted by the participating corporation which is to become the surviving corporation in the merger without any vote of its shareholders, pursuant to section 902, subsection 5. The number of shares of each class outstanding immediately prior to the effective date of the merger, and the number of shares of each class to be issued or delivered pursuant to the plan of merger of the surviving corporation are set forth as follows:

<u>Designation of Class</u>	<u>Number of Shares Outstanding Immediately Prior to Effective Date of Merger</u>	<u>Number of Shares to Be Issued Or Delivered Pursuant to the Merger</u>
N/A		

FIFTH:

The address of the registered office of the surviving corporation in the State of Maine is \_\_\_\_\_

P.O. Box 1092, Kennebunkport, ME 04046  
~~56 Portland Road, Kennebunk, Maine 04043~~

(street, city, state and zip code)

The address of the registered office of the merged corporation in the State of Maine is \_\_\_\_\_

P.O. Box 1092, Kennebunkport, ME 04046  
~~56 Portland Road, Kennebunk, Maine 04043~~

(street, city, state and zip code)

SIXTH:

Effective date of the merger (if other than date of filing of Articles) is March 18, 1998

(Not to exceed 60 days from date of filing of the Articles)

DATED March 17, 1998Payphone Management, Inc.

(surviving corporation)

\*By 

(signature)

Peter R. Bouchard, President

(type or print name and capacity)

\*By 

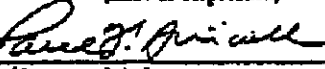
(signature)

Paul F. Driscoll, Secretary

(type or print name and capacity)

**MUST BE COMPLETED FOR VOTE  
OF SHAREHOLDERS**I certify that I have custody of the minutes showing  
the above action by the shareholders.Payphone Management, Inc.

(name of corporation)



(signature of clerk, secretary or asst. secretary)

DATED March 17, 1998PRB, Inc.

(merged corporation)

\*By 

(signature)

Peter R. Bouchard, President

(type or print name and capacity)

\*By 

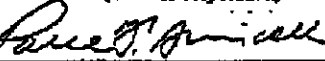
(signature)

Paul F. Driscoll, Secretary

(type or print name and capacity)

**MUST BE COMPLETED FOR VOTE  
OF SHAREHOLDERS**I certify that I have custody of the minutes showing  
the above action by the shareholders.PRB, Inc.

(name of corporation)



(signature of clerk, secretary or asst. secretary)

\*This document **MUST** be signed by (1) the Clerk OR (2) the President or a vice-president and the Secretary or an assistant secretary, or such other officer as the bylaws may designate as a 2nd certifying officer OR (3) if there are no such officers, then a majority of the Directors or such directors as may be designated by a majority of directors then in office OR (4) if there are no such directors, then the Holders, or such of them as may be designated by the holders, of record of a majority of all outstanding shares entitled to vote thereon OR (5) the Holders of all of the outstanding shares of the corporation.

SUBMIT COMPLETED FORMS TO: CORPORATE EXAMINING SECTION, SECRETARY OF STATE,  
101 STATE HOUSE STATION, AUGUSTA, ME 04333-0101



**JOINT PLAN OF MERGER****AGREEMENT OF MERGER BETWEEN PRB, INC. AND  
PAYPHONE MANAGEMENT, INC.****WITH PAYPHONE MANAGEMENT, INC.  
AS SURVIVING CORPORATION**

WHEREAS, Payphone Management, Inc. (hereinafter the "Surviving Corporation"), is a Maine corporation with its principal place of business in Scarborough, County of Cumberland and State of Maine, and has authorized capital stock of two thousand (2,000) shares at no par value, of which one hundred (100) shares are issued and outstanding; and

WHEREAS, PRB, Inc. (hereinafter the "Merged Corporation"), is a Maine corporation with its principal place of business in Scarborough, County of Cumberland and State of Maine and has authorized capital stock of two thousand (2,000) shares at no par value, of which one hundred (100) shares are issued and outstanding; and

WHEREAS, The Surviving Corporation and the Merged Corporation are each organized as a "close corporation" without a Board of Directors in accordance with the provisions of 13-A M.R.S.A. § 701(2)(A); and

WHEREAS, it is desirable for the benefit of both the Surviving Corporation and the Merged Corporation and for their stockholders that the Surviving Corporation and the Merged Corporation, with business and assets of all parties, be merged into one corporation to be known as "Payphone Management, Inc.";

NOW, THEREFORE, in consideration of the premises and the mutual agreements herein contained, the parties hereto agree in accordance with the applicable provisions of the laws of the State of Maine, in particular 13-A M.R.S.A. § 901, and in accordance with Section 368 of the Internal Revenue Code to complete a Type "A" Statutory Merger, as follows:

1. Merger. The Merged Corporation shall be merged with and into the Surviving Corporation and the Surviving Corporation does hereby merge the Merged Corporation with and into itself on and after the effective date of this Joint Plan of Merger on the following terms and conditions:

(a) Payphone Management, Inc. shall be the Surviving Corporation and continue to exist as a domestic corporation under the laws of the State of Maine, with all of the rights and obligations of a surviving corporation as provided in 13-A M.R.S.A. § 905.

(b) PRB, Inc., as Merged Corporation, shall cease to exist (except as otherwise provided for specific purposes provided in Maine law) and its property shall become the property of the Surviving Corporation.

2. Articles of Incorporation and By-Laws. The Articles of Incorporation and By-Laws of Payphone Management, Inc. shall continue as the Articles of Incorporation and By-Laws of the Surviving Corporation.

3. Name of Surviving Corporation. After the merger contemplated hereby is effective, the name of the Surviving Corporation shall remain "Payphone Management, Inc."

4. Officers. The officers of Payphone Management, Inc. shall be the officers of the Surviving Corporation until their successors are duly elected and qualified in accordance with the By-Laws of the Surviving Corporation. In accordance with 13-A M.R.S.A. § 701(2)(A), the Surviving Corporation shall not have a Board of Directors but shall be managed by its shareholders.

5. Shares of Surviving Corporation. Each share of common stock of Payphone Management, Inc., on the effective date of the merger contemplated hereby shall thereupon, without further notice, become one share of common stock of the Surviving Corporation without the issuance or exchange of new shares or new share certificates.

6. Shares of Merged Corporation. Each share of PRB, Inc., on the effective date of the merger contemplated hereby, shall thereupon without further notice, become one share of common stock of Payphone Management, Inc., the Surviving Corporation, and new shares or new share certificates shall be issued replacing the shares of the Merged Corporation.

7. Effective Date. The merger contemplated by this Joint Plan of Merger shall be effective on the later to occur of March 17, 1998 or the date the Secretary of State of the State of Maine, Corporations Division, approves Articles of Merger for the merger of the Merged Corporation into the Surviving Corporation as contemplated hereby.


8. Approval. This Joint Plan of Merger shall be submitted to the shareholders of Pay Phone Management, Inc. and PRB, Inc. pursuant to the provisions of 13-A M.R.S.A. § 901 for approval. If such approval is obtained, the proper officers of each of corporation shall and are hereby authorized and directed to perform all further acts to execute and deliver to the proper authorities all documents for filing which may be necessary or proper to render effective the merger contemplated hereby.


9. Shareholders. Upon the completion of this merger, the following shall constitute the Shareholders of the Surviving Corporation:

Peter R. Bouchard	200 shares (representing 100 % of the issued and outstanding shares)
-------------------	---

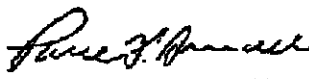
IN WITNESS WHEREOF, the Payphone Management, Inc. and PRB, Inc. have caused this Joint Plan of Merger to be executed in their corporate names and sealed with their corporate seals, by their respective Presidents, thereunto duly authorized, this 17th day of March, 1998.


PAYPHONE MANAGEMENT, INC.

  
\_\_\_\_\_  
Witness

  
By \_\_\_\_\_  
Peter R. Bouchard  
Is President

PRB, INC.

  
\_\_\_\_\_  
Witness

By   
\_\_\_\_\_  
Peter B. Bouchard  
Its President

**BUSINESS CORPORATION**  
**STATE OF MAINE**  
**STATEMENT OF INTENTION**  
**TO DO BUSINESS**  
**UNDER AN ASSUMED NAME**

PRB., Inc. d/ba/ Pioneer Telephone Corp  
 (Name of Corporation)

Filing Fee \$105.00

File No. 19952186 D Pages 2  
 Fee Paid \$ 105.00  
 DCH 1972411500053 ANME  
 FILED  
 08/28/1997

*Nancy B. Kelleher*  
 Deputy Secretary of State

A True Copy When Attested By Signature

*Nancy B. Kelleher*  
 Deputy Secretary of State

1197245/0808/08/048.B02

Pursuant to 13-A M.R.S.A. §307, the undersigned, a corporation (incorporated under the laws of the State of Maine), ~~incorporated under the laws of the State of~~ ~~XXXXXXXXXXXXXXXXXXXX~~ ~~and authorized to do business in Maine~~, gives notice of its intention to do business in this State under an assumed name.

**FIRST:** The corporation intends to transact business under the assumed name of \_\_\_\_\_  
Pioneer Communications

**COMPLETE THE FOLLOWING IF APPLICABLE**

**SECOND:** If such assumed name is to be used at fewer than all of the corporation's places of business in this State, the location(s) where it will be used is (are):

289 U.S. Route One, Scarborough, Maine 04074

**THIRD:** The address of the registered office of the corporation in the State of Maine is \_\_\_\_\_

Bruce M. Read, 56 Portland Road, Kennebunk, Maine 04043

(street, city, state and zip code)

DATED

August 20, 1997

\*By

(signature)

(Type or print name and capacity)

\*By

Bruce M. Read, Clerk

(signature)

(Type or print name and capacity)

*Michael J. Jones*

\*This document **MUST** be signed by (1) the Clerk OR (2) the President or a vice-president and the Secretary or an assistant secretary, or such other officer as the bylaws may designate as a 2nd certifying officer OR (3) if there are no such officers, then a majority of the Directors or such directors as may be designated by a majority of directors then in office OR (4) if there are no such directors, then the Holders, or such of them as may be designated by the holders, of record of a majority of all outstanding shares entitled to vote thereon OR (5) the Holders of all of the outstanding shares of the corporation.

SUBMIT COMPLETED FORMS TO: CORPORATE EXAMINING SECTION, SECRETARY OF STATE,

101 STATE HOUSE STATION, AUGUSTA, ME 04333-0101

FORM NO. MBCA-5 Rev. 96

TEL. (207) 287-4195

**BUSINESS CORPORATION**  
**STATE OF MAINE**  
**STATEMENT OF INTENTION**  
**TO DO BUSINESS**  
**UNDER AN ASSUMED NAME**

PRB., Inc. d/b/a Pioneer Telephone Corp.  
 (Name of Corporation)

Filing Fee \$105.00

File No. 19952186 D Pages 2  
 Fee Paid \$ 105.00  
 DCN 1972411500051 ANME  
 FILED  
 08/28/1997

*Nancy B. Kelleher*  
 Deputy Secretary of State

A True Copy When Attested By Signature

*Nancy B. Kelleher*  
 Deputy Secretary of State

1197245/888/08/046.080

Pursuant to 13-A MRSA §307, the undersigned, a corporation (incorporated under the laws of the State of Maine), (~~incorporated under the laws of the State of~~ XXXXXXXXXXXXXXXXXXXX and authorized to do business in Maine), gives notice of its intention to do business in this State under an assumed name.

**FIRST:** The corporation intends to transact business under the assumed name of \_\_\_\_\_  
Pioneer Long Distance

**COMPLETE THE FOLLOWING IF APPLICABLE**

**SECOND:** If such assumed name is to be used at fewer than all of the corporation's places of business in this State, the location(s) where it will be used is (are):

289 U.S. Route One, Scarborough, Maine 04074

**THIRD:** The address of the registered office of the corporation in the State of Maine is \_\_\_\_\_

Bruce M. Read, 56 Portland Road, Kennebunk, Maine 04043

(street, city, state and zip code)

DATED

August 20, 1997

\*By

(signature)

(type or print name and capacity)

\*By

Bruce M. Read, Clerk

(signature)

(type or print name and capacity)

*revised 8 pages*

\*This document **MUST** be signed by (1) the Clerk OR (2) the President or a vice-president *and* the Secretary or an assistant secretary, or such other officer as the bylaws may designate as a 2nd certifying officer OR (3) if there are no such officers, then a majority of the Directors or such directors as may be designated by a majority of directors then in office OR (4) if there are no such directors, then the Holders, or such of them as may be designated by the holders, of record of a majority of all outstanding shares entitled to vote thereon OR (5) the Holders of all of the outstanding shares of the corporation.

SUBMIT COMPLETED FORMS TO: CORPORATE EXAMINING SECTION, SECRETARY OF STATE,  
101 STATE HOUSE STATION, AUGUSTA, ME 04333-0101



**BUSINESS CORPORATION**  
**STATE OF MAINE**  
**STATEMENT OF INTENTION**  
**TO DO BUSINESS**  
**UNDER AN ASSUMED NAME**

PRB, Inc. d/b/a Pioneer Telephone Corp.  
 (Name of Corporation)

Filing Fee \$105.00

File No. 19952185 0 Pages 2  
 Fee Paid \$ 105.00  
 DCH 1972411500052 AHME  
 FILED  
 08/28/1997

*Nancy B. Kelleher*  
 Deputy Secretary of State

A True Copy When Attested By Signature

*Nancy B. Kelleher*  
 Deputy Secretary of State

1197245/0000/00/047.000

Pursuant to 13-A MRSA §307, the undersigned, a corporation (incorporated under the laws of the State of Maine), ~~under the laws of the State of~~ gives notice of its intention to do business in this State under an assumed name.

**FIRST:** The corporation intends to transact business under the assumed name of \_\_\_\_\_  
Pioneer Telecom

**COMPLETE THE FOLLOWING IF APPLICABLE**

**SECOND:** If such assumed name is to be used at fewer than all of the corporation's places of business in this State, the location(s) where it will be used is (are):

289 U.S. Route One, Scarborough, ME 04074

**THIRD:** The address of the registered office of the corporation in the State of Maine is \_\_\_\_\_

Bruce M. Read, 56 Portland Road, Kennebunk, Maine 04043

(street, city, state and zip code)

DATED

August 20, 1997

\*By

(signature)

Bruce M. Read

(type or print name and capacity)

\*By

Bruce M. Read, Clerk

(signature)

(type or print name and capacity)

Wanda E. Keenan

\*This document **MUST** be signed by (1) the Clerk OR (2) the President or a vice-president and the Secretary or an assistant secretary, or such other officer as the bylaws may designate as a 2nd certifying officer OR (3) if there are no such officers, then a majority of the Directors or such directors as may be designated by a majority of directors then in office OR (4) if there are no such directors, then the Holders, or such of them as may be designated by the holders, of record of a majority of all outstanding shares entitled to vote thereon OR (5) the Holders of all of the outstanding shares of the corporation.

SUBMIT COMPLETED FORMS TO: CORPORATE EXAMINING SECTION, SECRETARY OF STATE,  
101 STATE HOUSE STATION, AUGUSTA, ME 04333-0101

Filing Fee \$105.00

For Use By The Secretary of State	
File No. ....	
Fee Paid .....	
C.H. ....	
Date .....	

STATE OF MAINE

File No. 19952186 0 Pages 1

Fee Paid \$ 105.00

DCH 1962391500005 ANME

FILED

08/23/1996

**STATEMENT OF INTENTION  
TO DO BUSINESS UNDER  
AN ASSUMED NAME.**

<i>Mary Cooper</i>
Deputy Secretary of State
A True Copy When Attested By Signature
<i>Mary Cooper</i>
Deputy Secretary of State

Pursuant to 13-A MRSA §307, the undersigned, a corporation (incorporated under the laws of the State of Maine), ~~(incorporated under the laws of the State of )~~, ~~and does hereby give notice of its intention to do business in this State under an assumed name.~~

FIRST: The name of the corporation is PRB, Inc.

SECOND: The address of the registered office of the corporation in the State of Maine is Bruce M. Read, Esq., Hodsdon Road & Shepard, 56 Portland Road, Kennebunk, Maine 04043  
(town, city, state and zip code)

THIRD: The corporation intends to transact business under the assumed name of Pioneer Telephone Corporation

**COMPLETE THE FOLLOWING IF APPLICABLE**

FOURTH: If such assumed name is to be used at fewer than all of the corporation's places of business in this State, the location(s) where it will be used is (are):

Dated: August 22, 1996

By

*Bruce M. Read*  
(signature)

Bruce M. Read, Esq., Clerk

(type or print name and capacity)

By

*[Signature]*  
(signature)

(type or print name and capacity)

This document MUST be signed by (1) the Clerk OR (2) the President or a vice-president AND the Secretary, an assistant secretary or other officer the bylaws designate as second scribbling officer OR (3) if no such officers, a majority of the directors or such directors designated by a majority of directors then in office OR (4) if no directors, the holders, or such of them designated by the holders, of record of a majority of all outstanding shares entitled to vote thereon OR (5) the holders of all outstanding shares.

DOMESTIC  
BUSINESS CORPORATION

STATE OF MAINE

ARTICLES OF AMENDMENT

(Shareholders Voting as One Class)

Payphone Management, Inc.

(Name of Corporation)

Minimum Fee \$35 (See §1401 sub-§15)

File No. 19951697 D Pages 3  
Fee Paid \$ 35  
DCH 20TH31400022 LNME  
FILED  
06/27/2001

*Julie R. Flynn*  
Deputy Secretary of State

A True Copy When Attested By Signature

*Julie R. Flynn*  
Deputy Secretary of State

Pursuant to 13-A MRSA §§805 and 807, the undersigned corporation adopts these Articles of Amendment:

**FIRST:** All outstanding shares were entitled to vote on the following amendment as one class.

**SECOND:** The amendment set out in Exhibit A attached was adopted by the shareholders on (date) June 21, 2001  
("X" one box only)

☐ at a meeting legally called and held OR ☒ by unanimous written consent

**THIRD:** Shares outstanding and entitled to vote and shares voted for and against said amendment were:

<u>Number of Shares Outstanding and Entitled to Vote</u>	<u>NUMBER Voted For</u>	<u>NUMBER Voted Against</u>
200	200	0

**FOURTH:** If such amendment provides for exchange, reclassification or cancellation of issued shares, the manner in which this shall be effected is contained in Exhibit B attached if it is not set forth in the amendment itself.

**FIFTH:** If the amendment changes the number or par values of authorized shares, the number of shares the corporation has authority to issue thereafter, is as follows:

<u>Class</u>	<u>Series (If Any)</u>	<u>Number of Shares</u>	<u>Par Value (If Any)</u>
--------------	------------------------	-------------------------	---------------------------

The aggregate par value of all such shares (of all classes and series) having par value is \$ \_\_\_\_\_

The total number of all such shares (of all classes and series) without par value is \_\_\_\_\_ shares

SIXTH:

The address of the registered office of the corporation in the State of Maine is \_\_\_\_\_

415 Congress Street, P.O. Box 4600, Portland, ME 04112

(street, city, state and zip code)

DATED June 25, 2001

\*By

Paul F. Driscoll

(signature)

Paul F. Driscoll, Clerk

(type or print name and capacity)

\*By

(signature)

(type or print name and capacity)

**MUST BE COMPLETED FOR VOTE  
OF SHAREHOLDERS**I certify that I have custody of the minutes showing  
the above action by the shareholders.Paul F. Driscoll

(signature of clerk, secretary or asst. secretary)

NOTE: This form should not be used if any class of shares is entitled to vote as a separate class for any of the reasons set out in §808, or because the articles so provide. For vote necessary for adoption see §805.

\*This document **MUST** be signed by

- (1) the Clerk OR
- (2) the President or a vice-pres. together with the Secretary or an ass't. sec., or a 2nd certifying officer OR
- (3) if no such officers, then a majority of the Directors OR
- (4) if no such directors, then the Holders of a majority of all outstanding shares OR
- (5) the Holders of all of the outstanding shares.

SUBMIT COMPLETED FORMS TO: CORPORATE EXAMINING SECTION, SECRETARY OF STATE,  
101 STATE HOUSE STATION, AUGUSTA, ME 04333-0101

EXHIBIT A

**AMENDMENT TO ARTICLES OF INCORPORATION  
CHANGE OF NAME**

By Unanimous Written Consent dated June 21, 2001, the corporation was authorized to and adopted the following change to Article FIRST of the Articles of Incorporation:

Former Name:

Payphone Management, Inc.

New Name:

Telecom Management, Inc.

## **EXHIBIT 13**

### **Information Regarding Similar Operations**

The Company is currently operating as an interexchange telecommunications reseller in Alabama, Arkansas, Arizona, California, Colorado, Connecticut, Delaware, Florida, Georgia, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Missouri, Mississippi, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, and Wyoming.

Interexchange authority was granted in Ohio in Case No. 03-1004-TP-ACE and issued certificate 90-6123.

## **EXHIBIT 14**

### **Maintaining Local Telephony Records in Accordance with GAAP**

The Applicant agrees to maintain local telephony records separate and apart from any other accounting records in accordance with GAAP, pursuant to Rule 4901:1-6-09(E)(4), Ohio Administrative Code (O.A.C.).



## **EXHIBIT 15**

### **Verification of Compliance with any Affiliate Transaction Requirements**

The Registrant does not currently have any affiliates, but agrees to comply with all affiliate transaction requirements within the State of Ohio should it have any affiliates in the future.

## **EXHIBIT 17**

### **Explanation as to Whether Rates are Derived Through Interconnection Agreement, Retail Tariff, or Resale Tariffs**

Rates are derived from the underlying service provider(s) Resale Tariffs on file with this Commission.

## **EXHIBIT 18**

### **Explanation as to Which Service Areas the Company Currently has an Approved Interconnection Agreement or Resale Agreement**

The Company will enter into resale agreement with XO Communications and will operate within XO's service areas, which include SBC and Verizon North Service areas.

## **EXHIBIT 19**

### **Applicant's Intentions Regarding Offering of Prepaid Local Services**

The Applicant does not intend to provide local services which require payment in advance of customer receiving dial tone.

## **EXHIBIT 20**

### **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**

Applicant intends to provide resold PRI local services within the State of Ohio within sixty (60) days of certification by this Commission, and approval of its resale/interconnection agreement. As a resale provider, the Applicant and will not construct any facilities with the State.

Applicant is not negotiating resale agreements with SBC and Verizon North. Applicant will resell PRI from XO Communications Services, Inc. in the 44 exchanges.

## **EXHIBIT 21**

### **Certification From Ohio Secretary of State as to Party's Proper Standing**

The Company's Certificate of Authority issued by the Ohio Secretary of State is attached hereto.



DATE:	DOCUMENT ID	DESCRIPTION	FILING	EXPED	PENALTY	CERT	COPY
04/08/2003	200309704050	FOREIGN LICENSE/FOR-PROFIT (FLF)	125.00	.00	.00	.00	.00

**Receipt**

This is not a bill. Please do not remit payment.

NOWALSKY, BRONSTON & GOTHARD, APLLC  
3500 NORTH CAUSEWAY BLVD  
SUITE 1442  
METAIRIE, LA 70002

# STATE OF OHIO

**Ohio Secretary of State, J. Kenneth Blackwell**

1380440

It is hereby certified that the Secretary of State of Ohio has custody of the business records for

**PIONEER LONG DISTANCE, INC. (TELECOM MANAGEMENT, INC.)**

and, that said business records show the filing and recording of:

Document(s)

**FOREIGN LICENSE/FOR-PROFIT**

Document No(s):

**200309704050**

Authorization to transact business in Ohio is hereby given, until surrender, expiration or cancellation of this license.



United States of America  
State of Ohio  
Office of the Secretary of State

Witness my hand and the seal of  
the Secretary of State at Columbus,  
Ohio this 28th day of March, A.D.  
2003.

*J. Kenneth Blackwell*  
Ohio Secretary of State

## **EXHIBIT 22**

### **List of Names, Addresses and Phone Numbers of Officers and Directors**

Susan Bouchard  
President/Treasurer/Director  
583 Warren Ave.  
Portland, ME 04103  
Ph. (207) 774-9500

Paul Driscoll  
Secretary  
583 Warren Ave.  
Portland, ME 04103  
Ph. (207) 774-9500



## **EXHIBIT 23**

### **Sample Copy of Customer Bill and Disconnect Notice**



PO Box 850  
Scarborough, ME 04070  
Return Service Requested

☐ Check here for change of address (see reverse for details)

EVERETT PANNKUK  
16216F RICHMOND ST  
FT POLK, LA 71459

## Remittance Section

Customer Name	EVERETT PANNKUK
Account Number	001093
Past Due Amount	.00
Current Charges	50.83
Due Date	4/14/03
Total Amount Due:	\$50.83
Amount Paid	\$

Please make checks payable to: Pioneer Telephone

☐ Check here for credit card payments (see reverse for details)

You have agreed to pay your bill by credit card. The total amount due has been charged to your preferred card. Do not remit payment by mail.

Please detach and return above portion with your payment.

### Summary of Account

Long Distance Service	50.83
<b>Total Current Charges</b>	<b>50.83</b>
Previous Bill	20.66
Payment Received	20.66
Adjustments	.00
Past Due Amount	.00
Current Charges	50.83
<b>Total Amount Due</b>	<b>50.83</b>
<b>Due Date</b>	<b>4/14/03</b>

### Detail of Payments and Adjustments

Payments must arrive before the due date on the front page.

Date	Description	Adjustments	Payments
02/19/03	Payment - Visa/MC		20.66
<b>Totals</b>			<b>20.66</b>



Account Number: 001093  
Statement Date: 3/25/03

### Important Messages

**Pioneer has a brand new web site!**

Please provide us with feed back on the new site.

WebSite: [www.PioneerTelephone.com](http://www.PioneerTelephone.com)

Hours of Service: Monday to Friday 9-7:30 Eastern

Email: [info@pioneertelephone.com](mailto:info@pioneertelephone.com)

**Refer a New Customer for Long Distance & Get \$5**

Customers must sign up at: [www.PioneerTelephone.com](http://www.PioneerTelephone.com)

There is a "Tell A Friend" page on the site.

There is no limit to the number of \$5 credits you may receive. Referrals help keep advertising cost down.

**Save even more with Pioneer to Pioneer Calling!**

Did you know Pioneer discounts your calls when you call another Pioneer customer out of state?

You save at least 25% on top of your already low rates. Visit Pioneer's web site for more information.

In order to keep our cost of service down please fill out the Credit/Debit card form on the back side. Complete the form and mail it in to Pioneer. This will protect against unauthorized use and fraud.

**Do you use Pioneer at home?**

Pioneer provides business long distance as well. Tell your company about Pioneer's service and we guarantee that we will save them money. Pioneer will provide a free written quote.



If you have any questions about your bill,  
please call Customer Service at 1-888-492-6878

Invoice Backer



Account Name  
EVERETT PANNKUK

Account Number  
001093

Bill Date  
3/25/03

### Current Charges Long Distance Service

	Quantity	Minutes	Amount
Switched 1+			
Intrastate Usage	12	43.0	2.02
Interstate Usage	40	468.0	17.78
International Usage	8	69.0	22.77
<b>Total Switched 1+</b>	<b>60</b>	<b>580.0</b>	<b>42.57</b>

	Quantity	Each	Amount
Regulatory Fees			
Telecom Infrastructure Fee	1	2.13	2.13
<b>Total Regulatory Fees</b>			<b>2.13</b>

Taxes			
Federal Tax	1.44	State Tax	1.44
Federal/Other Tax	3.25		
<b>Total Taxes</b>			<b>6.13</b>

<b>Total Long Distance Service</b>			<b>50.83</b>
------------------------------------	--	--	--------------

### Call Detail

Date	Time	Called Location	*	Called Number	Minutes	Amount
<b>CALLS FOR 337-537-0513</b>						
2/18	10:07A	HUNGRY MBL HU	1+	036-208-7405-50000	7.0	2.310
2/18	10:14A	ALEXANDRIA LA	1+	318-443-1888	7.0	.329
2/18	10:21A	ALEXANDRIA LA	1+	318-443-1888	2.0	.094
2/21	07:36P	RALEIGH NC	1+	919-662-9481	7.0	.266
2/22	04:08P	FTLENNARDWD MO	1+	573-328-3242	8.0	.304
2/22	04:16P	RALEIGH NC	1+	919-779-1009	8.0	.226
2/27	09:28A	RALEIGH NC	1+	919-662-9732	1.0	.038
2/27	10:28A	FUQUAYVRIN NC	1+	919-552-8577	1.0	.038
2/27	10:35A	RALEIGH NC	1+	919-326-3000	2.0	.076
2/28	12:04P	FUQUAYVRIN NC	1+	919-552-8577	41.0	1.558
2/28	01:02P	HUNGRY MBL HU	1+	036-208-7405-50000	8.0	2.640
2/28	04:55P	HUNGRY MBL HU	1+	036-208-7405-50000	2.0	.680
3/4	06:53P	DE RIDDER LA	1+	337-463-9197	1.0	.047
3/4	08:38P	DE RIDDER LA	1+	337-463-9197	12.0	.564
3/4	08:49P	CHARLESTON SC	1+	843-789-4490	1.0	.038
3/6	09:06P	RALEIGH NC	1+	919-662-9481	58.0	2.242
3/6	12:02P	DE RIDDER LA	1+	337-463-5594	4.0	.188
3/6	12:56P	DE RIDDER LA	1+	337-463-5594	1.0	.047
3/6	08:07P	RALEIGH NC	1+	919-812-2675	10.0	.380
3/7	10:00A	DE RIDDER LA	1+	337-463-5594	1.0	.047
3/7	10:44A	HUNGRY MBL HU	1+	036-208-7405-50000	10.0	3.300
3/10	03:11P	RALEIGH NC	1+	919-779-0406	5.0	.190
3/10	03:20P	RALEIGH NC	1+	919-812-2675	1.0	.038
3/10	04:51P	RALEIGH NC	1+	919-661-5178	1.0	.038
3/12	02:06P	RALEIGH NC	1+	919-812-2675	21.0	.786
3/13	08:33A	RALEIGH NC	1+	919-662-9481	8.0	.304
3/13	08:23P	RALEIGH NC	1+	919-662-9732	33.0	1.254
3/15	01:28P	RALEIGH NC	1+	919-662-9481	1.0	.038
3/15	01:27P	FUQUAYVRIN NC	1+	919-552-3019	5.0	.190
3/16	02:37P	RALEIGH NC	1+	919-662-9481	13.0	.494
<b>Totals For 337-537-0513</b>					<b>580.0</b>	<b>42.58</b>

For Customer Service, please call 1-888-492-6678



Account Name  
EVERETT PANNKUK

Account Number  
001093

Bill Date  
3/25/03

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Telecom Management, Inc. d/b/a Pioneer Telephone  
583 Warren Avenue • Portland • Maine • 04103  
Phone: (207) 774-9500 • Fax: (207) 774-9508  
[www.pioneertelephone.com](http://www.pioneertelephone.com)

---

<Date>

Address Line 1  
Address Line 2

Account #  
Total Amount Due: \$ <total due>

<main contact>  
<customer address>  
<city, state, zip code>

Dear <main contact>:

**If you have called and made arrangements on your account, are awaiting a credit or have mailed a payment, please disregard this letter.**

Your payment owed to Pioneer Telephone for service in the amount of \$ <amount due> for the period of <service period> is past due. Failure to pay this amount by <date> may result in disconnection of your long distance toll service on or after <disconnection date>. Non-payment of toll charges or any non-regulated charges will not result in disconnection of your local exchange telephone service.

To avoid disconnection of your toll service, please mail your check or money order to 583 Warren Ave., Portland, ME 04103. An additional charge for re-connection may apply if service is disconnected. Payment to an unauthorized payment agent may result in the untimely or improper crediting of your account.

If your payment will be delayed please contact Customer Service immediately at 1-800-396-6916 (toll free) to make specific payment arrangements. Customer Service hours are Monday - Friday 9:00 a.m. to 7:30 p.m. (EST)

If your questions are not resolved after you have called Pioneer Telephone, you may call the Public Utilities Commission of Ohio (PUCO) toll free at 1-800-686-7826 or 1-614-466-3292, or for TDD/TTY toll free at 1-800-686-1570 or 1-614-466-8180 from 8:00 a.m. to 5:00 p.m. weekdays, or visit the PUCO website at [www.puco.ohio.gov](http://www.puco.ohio.gov). Residential customers may call the Ohio Consumers' Counsel (OCC) toll free at 1-877-742-5622 from 8:30 a.m. to 5:30 p.m., weekdays, or visit the OCC website at [www.pickocc.org](http://www.pickocc.org).

Sincerely,

Pioneer Telephone

---

**PLEASE ENCLOSE THIS PORTION WITH YOUR PAYMENT.**

<main contact>  
<customer address>  
<city> <state> <zip code>

Account No.: <customer number>  
Total Due: <total due>

## **EXHIBIT 24**

### **Sample Customer Application for Residential Service**

# Pioneer Telephone Service Agreement Form

RATE PER MINUTE	
Out of State	IN STATE:
CALLING CARD: <small>PER CALL FEE</small> <b>RPM: 11.9¢</b>	
Bills under \$___ per month: ___ Billing Fee	
<small>*All payphone calls using a calling card or a 800 # incur a tax of: .35¢ per call</small>	

INVOICE INFORMATION	
BILLING NAME	
PHYSICAL ADDRESS	
CITY	STATE ZIP
CONTACT PERSON	
CONTACT NUMBER	EXT.
MAILING ADDRESS	CITY
STATE & ZIP	FEDERAL TAX ID OR S.S. NUMBER
NOTES	

PHONE NUMBER(S)	B: Business R: Residential
1	
2	
3	
4	
5	
6	
7	
Accounting Codes ___ Digits (2 - 8)	N.Verified Verified
<small>* Verified codes are written on a separate piece of paper:</small> YES <input type="checkbox"/>	

800 INBOUND SERVICE		N: New or C: Current
8XX		
RINGING TO:		
8XX		
RINGING TO:		
INSTALL FEE	TOTAL 8XX's Fees	Toll Free Number Tax per Month:
0		.49¢ per number
YOUR REQUESTED SERVICE(S) ARE:		
InterState & IntraState Calling:		YES ___ NO ___
InterState Only:		YES ___ NO ___

CALLING CARD SERVICE
<input type="checkbox"/> Calling Card(s) ___ Quantity
SPECIAL REMARKS

PAYMENT
<b>Billing Method</b>
<input type="checkbox"/> Visa <input type="checkbox"/> Master Card <input type="checkbox"/> American Express <input type="checkbox"/> Discover Card
Credit/Debit Card Number: _____
Expiration Date: _____
Name on the Card: _____

Contact Us
 <p><b>PIONEER TELEPHONE</b></p> <p>Tel: 1-888-I WANT PT Fax: 1-866-FAX PAGE www.PioneerTelephone.com</p>

Authorization
By signing below, I authorize Pioneer Telephone to provide long distance services on the phone line(s) listed in this agreement and to act as my agent in all matters related to such service. I am at least 18 years of age and authorized to order said services. I personally guarantee to Pioneer the payment for all services rendered, when due. I authorize Pioneer to check my credit and charge my credit/debit card for payment of services in accordance with Pioneer's terms & conditions. I HAVE READ THE TERMS AND CONDITIONS ON THE BACK OF THIS AGREEMENT.
Authorized Signature: _____ Date _____
Print Name: _____



## **EXHIBIT 25**

### **List of Ohio Exchanges Applicant Intends to Serve**

**The Public Utilities Commission of Ohio**[Home](#)[Electric](#)[Natural Gas](#)[Telephone](#)[Water](#)[Railroad](#)[Motor Carrier](#)**Exchanges served by Verizon North****Map of Verizon North's Service Territory**

Adena
Albany
Amanda
Amesville
Amsterdam
Antwerp
Arlington
Ashland
Ashley
Ashville
Athens
Attica
Baltic
Baltimore
Barlow
Beach City
Beaver
Bellevue
Bergholz
Berlin
Berlin Heights
Bettsville
Beverly
Blanchester
Bloomville
Bolivar
Bowerston
Bowling Green
Bremen
Brewster
Brilliant
Brookville
Brunswick
Bryan
Burbank
Byesville
Cadiz
Caldwell
Cambridge
Carey
Carrollton

Catawba
Celina
Chatham
Chesapeake
Cheshire Center
Circleville
Clarksville
Clyde
Coldwater
Congress
Convoy
Cooperdale
Crestline
Creston
Curtice-Oregon
Decatur
Delaware
Dellroy
Dexter City
Dillonvale-Mt. Pleasant
East Rochester
Edgerton
Edon
Elmore
Englewood
Evansport
Farmersville
Fayette
Felicity
Flushing
Forest
Fort Recovery
Freeport
Galion
Garrettsville
Genoa
Georgetown
Gibsonburg
Grafton
Grand Rapids
Gratis
Green Camp
Greenfield
Greenwich
Guysville

Hamersville
Hanoverton
Harlem Springs
Harpster
Haskins-Tontogany
Hayesville
Helena
Hicksville
Higginsport
Homerville
Huron
Idaho
Jackson
Jenera
Jewett
Kelleys Island
Kilbourne
Knoxville
La Rue
Lakeville
Laura
Laurelville
Leesburg
Letart Falls
Lewisburg
Liberty
Lodi
Logan
Loudonville
Lowell
Lower Salem
Lynchburg
Malvern
Manchester [ADA]
Marblehead
Maria Stein
Marion
Martinsville
McArthur
McComb
Mechanicsburg
Mechanicstown
Medina
Mendon
Milan

Millersport
Mineral City
Minerva
Minster
Monroeville
Montpelier
Montrose [SUM]
Morning Sun
Morral
Mount Blanchard
Mount Orab
Mowrystown
Nevada
New Bremen
New Burlington
New Concord
New Lebanon
New London
New Marshfield
New Philadelphia
New Vienna
New Washington
Ney
North Baltimore
North Eaton
North Georgetown
North Star
Norwalk
Oak Harbor
Oak Hill
Oberlin
Ohio City
Ostrander
Oxford
Paris
Payne
Peebles
Pemberville
Perrysville
Phillipsburg
Piketon
Pioneer
Plain City
Pleasantville
Plymouth

Polk
Pomeroy
Port Clinton
Port William
Portland
Portsmouth
Prospect
Put-In-Bay
Radnor
Rathbone
Rawson
Redhaw
Republic
Resaca
Richmond
Richwood
Russellville
Sabina
Sardinia
Savannah
Scio
Scott
Seaman
Seville
Shade
Sharon Center
Sinking Spring
Smithfield
Spencer
Spencerville
St. Marys
Strasburg
Sugar Creek
Summerfield
Sylvania
The Plains
Tiltonsville
Tipp City
Trotwood
Troy
Valley City
Van Buren
Wadsworth
Wakeman
Waldo

Warsaw
Watertown
Waverly
Wayne-Bradner
Wellington
Wellston
West Alexandria
West Milton
West Salem
West Union
West Unity
Westfield Center
Weston
Wharton
Wilkesville
Willard
Williamsport
Willshire-wren
Wilmington
Wilmot
Winona
Woodstock
Yorkshire



The Public Utilities Commission of Ohio  
180 E. Broad St., Columbus, OH 43215  
Bob Taft, Governor ♦ Alan R. Schriber, Chairman  
An Equal Opportunity Employer and Service Provider

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## **EXHIBIT 26**

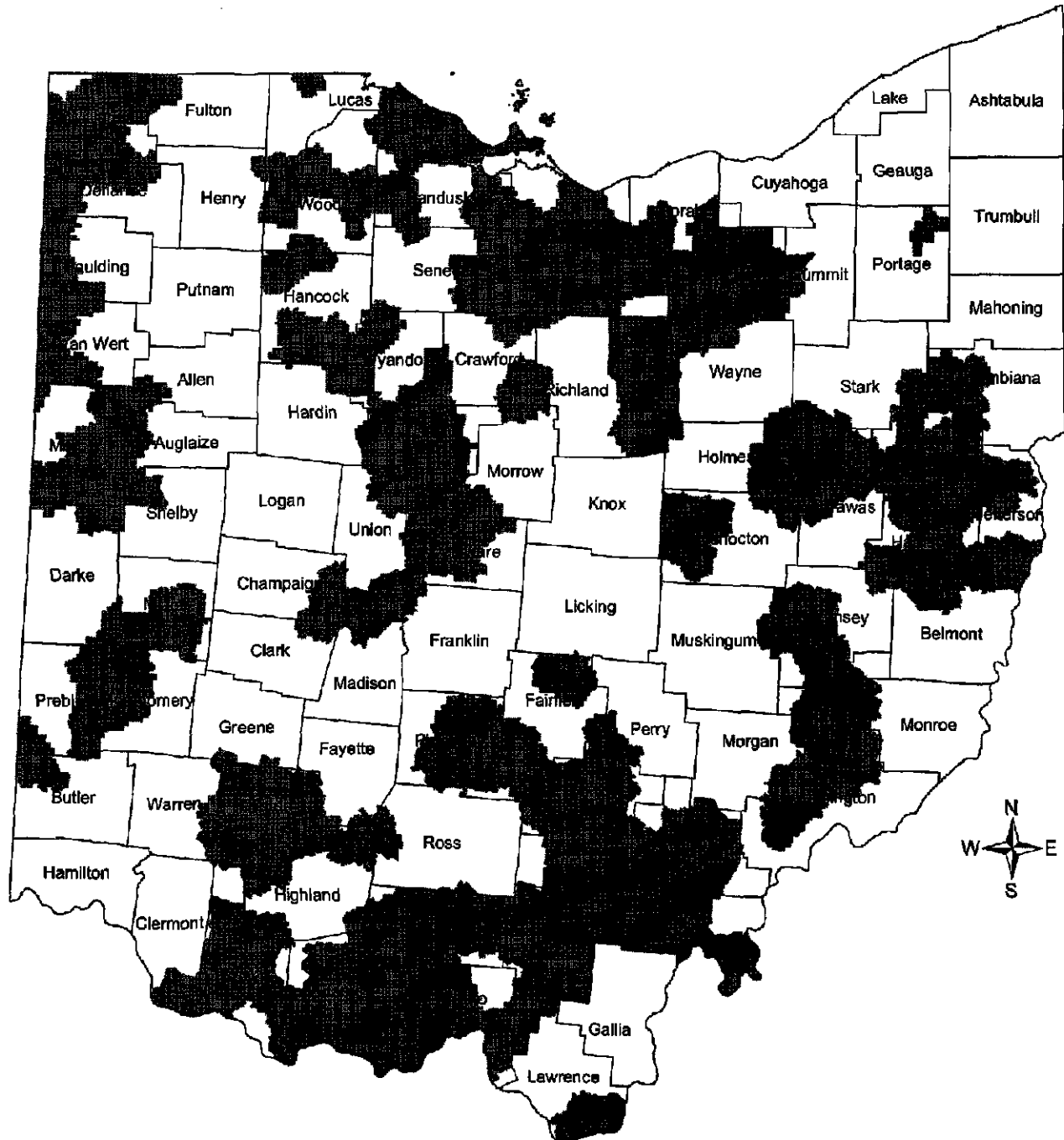
### **Maps Depicting the Proposed Serving and Calling Areas of the Registrant**

The Company's serving and calling areas will mirror those of SBC and Verizon North. Maps depicting the SBC and Verizon Service Areas in Ohio are attached hereto. The Serving and Calling Areas are specified in the Company's proposed tariff.



# Verizon

(formerly GTE)



0 10 20 40 Miles