#### 90-9011-TP-TRF



January 19, 2007
Via Overnight Delivery

210 N. Park Ave. Winter Park, FL Public Utilities Commission of Ohio

Renée Jenkins, Secretary of Commission

180 East Broad Street

Columbus, Ohio 43266-0573

32789

RE: Local Tariff Revision of Time Warner Telecom of Ohio, LLC

PUCO Tariff No. 6

P.O. Drawer 200

Winter Park, FL

Dear Ms. Jenkins:

32790-0200

Enclosed for filing please find one original and three (3) copies of the Application to Revise Time Warner Telecom of Ohio, LLC's local tariff No. 6. This filing introduces the 2007 CCS Renewal and 2007 Up-Sell Free Month Promotions. The Company respectfully requests this tariff revision to become effective on January 22, 2007.

Tel: 407-740-8575 Fax: 407-740-0613

tmi@tminc.com

The following documents are included with this filing:

**Telecommunications Application Form** 

Exhibit A - Superseded Tariff Pages

Exhibit B - Revised Tariff Pages

Exhibit C – Customer Notice

Exhibit D - Rationale for Tariff Revision

Any questions you may have regarding this filing may be directed to my attention at (407) 740-3002 or via e-mail at <a href="mailto:com">cwightman@tminc.com</a>. Please acknowledge receipt of this filing by date-stamping the extra copy of this cover letter and returning it to me in the self-addressed, stamped envelope provided for this purpose. Thank you for your assistance.

Sincerely.

Connie Wightman

Consultant to Time Warner Telecom of Ohio, LLC

CW/im Enclosures

cc:

Office of Ohio Utilities Consumer Counsel

Connie Simon, Time Warner Telecom- CO

File:

Time Warner Telecom of Ohio - Local

TMS:

OHL0701

Project:

07-013

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.

Technician SB Date Processed 1-22-07

#### 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)

AMINANZ MA SON In the Matter of the Application of Time Warner Telecom of Ohio, LLC Case No.90 9011- TP-TRF to Revise its Private Line Tariff Name of Registrant(s) Time Warner Telecom of Ohio, LLC Not applicable DBA(s) of Registrant(s) 4625 West 8th Street, Suite 500, Indianapolis, Indiana 46268 Address of Registrant(s) www.twtelccom.com Company Web Address 407-740-0613 407-740-8575 Regulatory Contact Person(s) Connie Wightman Fax Phone cwightman@tminc.com Regulatory Contact Person's Email Address Contact Person for Annual Report Pamela Sherwood, Time Warner Telecom 317-713-8977 Phone Consumer Contact Information Pamela Sherwood, Time Warner Telecom 317-713-8977 Phone Date January 19, 2007 TRF Docket No. 90 9011 -CT-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) AOS **CMRS** П ILEC CLEC П Other (explain) NOTE: This form must accompany all applications filed by telecommunication service providers subject to the Commission's rules promulgated in Case No. 99-998-TP-COI, as well as by ILECs filing an ARB or NAG case pursuant to the guidelines established in Case No. 96-463-TP-UNC. It is preferable NOT to combine different types of filings, but if you do so, you must file under the process with the longest applicable review period. I. Please indicate the reason for submitting this form (check one) □ 1 (AAC) Application to Amend Certificate by a CLEC to modify Serving Area (0-day notice, 7 copies) □ 2 (ABN) Abandonment of all Services ☐ a. CLEC (90-day approval, 10 copies) □ c. ILEC (NOT automatic, 10 copies) □ b. CTS (14-day approval, 10 copies) New Operating Authority for providers other than CMRS (30-day approval, 7 copies); for CMRS, see item No.15 on this page. □ 3 (ACE) a. Switched Local D b. Non-switched local D c. CTS ☐ d. Local and CTS n 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) п Carrier-to-Carrier Contract Amendment to an agreement approved in a NAG or ARB case (30-day approval, 7 copies) □ 6 (AEC) 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) 0 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 fillings as set-forth in 95-845-TP-COI) Pre-filing submittal (30-day pre-filing submittal with Staff and OCC; Do Not Docket, 4 copies) оi. New End User Service which has been preceded by a 30-day pre-filing submittal with Staff for all submittals and also with OCC αii. 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) New Carrier-to-Carrier Service which has been preceded by a 30-day pre-filing with Staff (0-day filing, 10 copies) o iv Change in Terms and Conditions, textual revision, correction of error, etc. (30-day approval, 10 copies) o v Grandfather service (30-day approval, 10 copies) □ vi u vii Initial Carrier-to-Carrier Services Tariff subsequent to ACE approval (60-day approval, 10 copies) Withdrawal of Tier 1 service must be filed as an "ATW", not an "ATA" - see item 12, below 🗅 viii □ 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) n 10 (ATC) Application to Transfer Certificate (30-day approval, 7 copies) LEC Application to Conduct a Transaction Between Utilities (30-day approval, 10 copies) □ 11 (ATR) □ 12 (ATW) Application to Withdraw a Tier 1 Service a. CLEC (60-day approval, 10 copies) □ b. ILEC (NOT automatic, 10 copies) Application for Change in Operations by Non-LEC Providers (0-day notice, 7 copies) □ 13 (CIO) □ 14 (NAG) Negotiated Interconnection Agreement Between Carriers (0-day effective, 90-day approval, 8 copies) □ 15 (RRC) For CMRS providers only to Register or to Notify of a Change in Operations (0-day notice, 7 copies) Self-complaint Application □ 16 (SLF) 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) (NOT automatic, 15 copies) Unclassified (explain) □ 17 (UNC)

- 18	(ZTA) Tariff A	application Involving only Tier 2 Services
	, ,	Jser Service (0-day notice, 10 copies)
	□ b. Change in	Terms and Conditions, textual revision, correction of error, etc. (0-day notice, 10 copies)
	🗆 c. Withdrawa	l of service (0-day notice, 10 copies)
19	Other (explain	(NOT automatic, 15 copies)
HE		RF FILINGS ONLY, NOT NEW CASES (0-day notice, 3 copies)
20	ntroduction or E	xtension of Promotional Offering
21		ate for Existing Service
	🗆 a. Tier l	□ b. Tier 2
22	Designation of Re	egistrant's Process Agent(s)
23		
24		tion For Tier 2 Services - indicate which option you intend to adopt to maintain the tariff. NOTE, changing options is
		ice per calendar year.
	□ Paper Tariff	☐ Electronic Tariff If electronic, provide the tariff's web address:
	•	
ΉΕ	FOLLOWING ARE C.	TR FILINGS ONLY, NOT NEW CASES (0-day notice 7 copies)
1 25		tablish, 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)
	•	
I.	Please indicate v	which of the following exhibits have been filed. The numbers (corresponding to the list on page (1) and
-		at a minimum, the types of cases in which the exhibit is required:
7	[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
*	[411]	tolls any automatic timeframe associated with this filing.
$\neg$	[3]	Completed Service Requirements Form.
<del>,</del>	[3, 9(vii)]	A copy of registrant's proposed tariffs. (Carrier-to-Carrier resale tariff also required if facilities-based)
<u>.                                    </u>	[3]	Evidence that the registrant has notified the Ohio Department of Taxation of its intent to conduct operations as a
1	[2]	telephone utility in the State of Ohio.
	[3]	Brief description of service(s) proposed.
	[3a-b,3d]	Explanation of whether applicant intends to provide resold services, refacilities-based services, or resold and
•	[54-0,50]	facilities-based services.
	[2a b 2d]	Explanation as to whether CLEC currently offers CTS services under separate CTS authority, and whether it will be
)	[3a-b,3d]	
	ra, t. a.ta	including those services within its CLEC filing, or maintaining such CTS services under a separate affiliate.
<u>.                                    </u>	[3a-b,3d]	Explanation of how the proposed services in the proposed market area are in the public interest.
]	[3a-b,3d]	Description of the proposed market area.
]	[3a-b,3d]	Description of the class of customers (e.g., residence, business) that the applicant intends to serve.
)	[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
	62 12	3) Documentation to support the applicant's cash and funding sources.
3	[3a-d]	Documentation attesting to the applicant's technical and managerial expertise relative to the proposed service offering(s)
	50 to	and proposed service area.
]	[3a-d]	Documentation indicating the applicant's corporate structure and ownership.
)	[3a-b,3d]	Information regarding any similar operations in other states. Also, if this company has been previously certified in the
	60 1 0 17	State of Ohio, include that certification number.
1	[3a-b,3d]	Verification that the applicant will maintain local telephony records separate and apart from any other accounting records
	FA 1 A 17	in accordance with the GAAP.
3	[3a-b,3d]	Verification of compliance with any affiliate transaction requirements.
3	[3a-b,3d]	Explanation as to whether rates are derived through (check all applicable):
		interconnection agreement, in retail tariffs, or in resale tariffs.
)	[1,3a-b,3d]	Explanation as to which service areas company currently has an approved interconnection or resale agreement.
3	[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.
1	[3a,3b,3d,	Tariff sheet(s) listing the services and associated charges that must be paid prior to customer receiving dial tone (if
	9a,(I-iii)]	applicable).
3	[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.
	[3-5,7,10-11,13]	Certification from Ohio Secretary of State as to party's proper standing (domestic or foreign corporation, authorized use
1	,	of fictitious name, etc.). In transfer of certificate cases, the transferee's good standing must be established.
	[3-4,7,10-11,13]	List of names, addresses, and phone numbers of officers and directors, or partners.
	[3]	A sample copy of the customer bill and disconnection notice the applicant plans to utilize.

	[1,4,9,10-13,16-21]	Copy of superseded tariff sheet(s) & price list(s), if applicable marked as Exhibit A.
0	[1,4,9,10-13,16-21]	Copy of revised tariff sheets & price lists, marked as Exhibit B.
	[3]	Provide a copy of any customer application form required in order to establish residential service, if applicable.
	[1,2,4-7,9,12-	Description of and rationale for proposed tariff changes, including a complete description of the service(s) proposed or
	13,16,18-23,25]	affected. Specify for each service affected whether it is up business; up residence; or both. Also indicate whether it is a up
		switched or dedicated service. Include this information in either the cover letter or Exhibit C.

Γ-	[1 2 4 0 o/s, s-2]	Conif. 1:1 1 1 1 1 1 1
	[1,2,4,9a(v-vi), 5,10,16,18(b-c),	Specify which notice procedure has been/will be utilized:   direct mail;   bill insert;   bill notation or   electronic mail.
1	21]	☐ Tier I price list increases must be within an approved range of rates.
	2.1	SLF Filings – Do NOT send customer notice until it has been reviewed and approved by Commission Staff
	[2,4-5,9a(v),	Copy of real time notice which has been/will be provided to customers.
	9b, 10,12-13,16,	NOTE: SLF Filings – Do NOT send customer notice until it has been reviewed and approved by Commission Staff
	18(b-c),20-21]	110 12. SEA 1 mings — Bo 110 1 send customed notice until it has occur reviewed and approved by Commission state
	[1,2,5,9a(v),11-13,	Affidavit attesting that customer notice has been provided.
-	18, 21(increase	and the second meters and the second provided and the
	only)]	
	[2,12]	Copy of Notice which has been provided to ILEC(s).
	[2,12]	Listing of Assigned (NPA) NXX's where in the LECs (NPA) NXX's would be reassigned.
	[2,4,10,12-13,]	List of Ohio exchanges specifically involved or affected.
	[14]	The interconnection agreement adopted by negotiation or mediation.
	[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
1		Commission of any Form 401, 463, and / or 489 which the applicant has filed with the Federal Communications Commission.
	[15]	Exhibits must include company name, address, contact person, service description, and evidence of registration with the Ohio
ļ		Secretary of State.
	[24]	Affidavit that total price of contract exceeds total cost of all regulated services.
	[5,13]	New title sheet with proposed new company name.
	[1,3,13]	For CLECs, List of Ohio Exchanges the applicant intends to serve (Use spreadsheet from:
		http://www.puc.state.oh.us/puco/forms/form.cfm?doc_id=357).
	[1,3a-b,3d,7,	Maps depicting the proposed serving and calling areas of the applicant.
	10,13, 23]	If Mirroring Large ILEC exchanges for both serving area and local calling areas: • Serving area must be clearly reflected
0		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. • Local calling areas 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.
		If Self-defining serving area and/or local calling area as an area other than that of the established ILEC exchange(s): •
_		Serving Area must be clearly reflected on an Ohio map attached to the tariffs, and textually described in tariffs by listing the
		involved exchanges. • Local Calling Areas must be described in the tariff through textual delineation and clear maps. Maps
		for self-defined serving and local calling areas 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.
		Other information requested by the Commission staff.
	[3]	
"	ا ا	Initial certification that includes Tier 2 Services, indicate which option you intend to adopt to maintain the tariff:
L	l	Paper Tariff   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:

- [x] Sales tax
- [x] Minimum Telephone Service Standards (MTSS)
- [x] Surcharges

#### MANDATORY REQUIREMENTS FOR ALL BASIC LOCAL EXCHANGE PROVIDERS:

[x] 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 immate 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:					
	Connie Simon, Time Warner Telecom, 4625 West 8 <sup>th</sup> Street, Suite 500, Indianapolis, Indiana 46268					
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:					
	Connie Wightman, Consultant to Time Warner Telecom, 210 North Park Avenue, Winter Park, Florida 32789 or Pamela Sherwood, Time Warner Telecom, 4625 West 8th Street, Suite 500, Indianapolis, Indiana 46268					
	E: 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 letion 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: a)					
	Not Applicable					
	<u>AFFIDAVIT</u> Compliance with Commission Rules and Service Standards					
	Compliance with Commission Rules and Service Standards					
on its Ohio. Telep with t	an authorized representative of the applicant corporation, <b>Time Warner Telecom of Ohio</b> , <b>LLC</b> , and am authorized to make this statement behalf. I attest that these tariffs comply with all applicable rules, including the Minimum Telephone Service Standards (MTSS) for the state of I understand that tariff notification filings do not imply Commission approval and that the Commission's rules, including the Minimum hone Service Standards, as modified and clarified from time to time, supersede any contradictory provisions in our tariff. We will fully comply the rules of the state of Ohio and understand that noncompliance can result in various penalties, including the suspension of our certificate to the within the state of Ohio.					
	are under penalty of perjury that the foregoing is true and correct.  Ted on. 1 907  at Winter Park, VL 32739  Connie Wightman  Consultant to Time Warner Telecom of Ohio, LLC					
77157	* 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					
	nnie M. Wightman, verify that I have utilized, vertatim, the Commission's Telecommunications Application Form and that all of the information itted here, and all additional information submitted in connection with this case, is true and correct to the best of my knowledge.  Connie Wightman Consultant to Time Warner Telecom of Ohio, LLC					
	*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

## Exhibit A

Superseded Tariff Sheets

Not Applicable – Pages are new.

## Exhibit B

Proposed Revised Tariff Sheets

#### SECTION 11 - PROMOTIONAL OFFERINGS continued

#### 11.17 2007 CCS Renewal Promotion

#### 11.17.1 Promotion Description

This promotion allows existing eligible Customers to receive up to a two-month service credit upon renewing any service except Local Loop.

#### 11.17.2 Terms and Conditions

- A. This offer is available only to existing eligible Customers who renew a qualified service within the Company's standard renewal window on a term commitment contract.
- B. The eligible Customer who orders service for a 24 month term will receive a credit equal to one month's monthly recurring charge for the service ordered. The eligible Customer who orders service for a 36 month term (or longer) will receive a credit equal to two months' monthly recurring charges for the service ordered.
- C. Internet Service Providers and carrier Customers are not eligible to receive this promotion.
- D. Local usage fees for measured and message rated service, directory assistance, taxes, surcharges and other items that do not have a monthly recurring charge are not eligible for the promotion.
- E. This promotion is effective through March 31, 2007. Service must be installed no later than two months after the date of the service order.
- F. All monthly recurring charges will be billed in advance of service.
- G. Termination liability as described elsewhere in this tariff applies to early termination.
- H. This promotion may not be combined with any other promotional offer.

Issued:

January 22, 2007

Effective:

January 22, 2007

Issued By:

Pamela Sherwood

Case 07- -TP-TRF

Vice President, Regulatory – Midwest Region 4625 West 86th Street, Suite 500

Indianapolis, IN 46268

OHL0701

(N)

(N)

(N)

#### SECTION 11 - PROMOTIONAL OFFERINGS continued

#### 11.18 2007 Up-Sell Free Month Promotion

#### 11.18.1 Promotion Description

This promotion offers a one- or two-month service credit to renewing Customers who purchase services in a new Company product category (i.e., a product category in which Customer currently has no Company services). Customers who purchase additional services with a contract term of 24 months are eligible to receive a credit equal to one month's recurring charges for the new services. Customers who purchase additional services with a contract term of 36 months or longer are eligible to receive a credit equal to two months' recurring charges for the new services.

#### 11.18.2 Terms and Conditions

- A. The Company's product categories are as follows: Voice; Integrated Services; Internet; and Data/Transport.
- B. Internet Service Providers and carrier customers are not eligible to receive this promotion.
- C. Credit will be applied at the beginning of the contract term. Only products with a monthly recurring charge are eligible for the credit. Usage, taxes and surcharges are no eligible for credit.
- D. This promotion is effective through March 31, 2007. Service must be installed no later than two months after the date of the service order.
- E. Applicable taxes and surcharges, including Federal Subscriber Line Charge, will be billed at standard rates.
- F. All monthly recurring charges will be billed in advance of service.
- G. Termination liability as described elsewhere in this tariff applies to early termination.
- H. This promotion may not be combined with any other promotional offer.

Issued:

January 22, 2007

Effective:

January 22, 2007

Issued By:

Pamela Sherwood

Case 07-\_\_\_-TP-TRF

Vice President, Regulatory – Midwest Region 4625 West 86th Street, Suite 500

Indianapolis, IN 46268

OHL0701

(N)

# Exhibit C

Copy of Notice and Procedure

Not Applicable

## Exhibit D

Rationale for Tariff Changes

This filing introduces the 2007 CCS Renewal and 2007 Up-Sell Free Month Promotions. These promotions are offered through March 31, 2007.