

# Voice Data Internet Wireless Entertainment

Embarq Corporation Mailstop: KSOPKJ0502-5022 5454 West 110<sup>th</sup> Street Overland Park, KS 66211 Glenda.Munson@EMBARQ.com

Via E-File

October 5, 2007

Ms. Renee' Jenkins, Director of Administration Public Utilities Commission of Ohio 180 East Broad Street, 13th Floor Columbus, OH 43215-0573

RE: Embarq Communications, Inc. Case Nos. 90-6335-CT-TRF

Dear Ms. Jenkins:

Enclosed for filing are the original revisions to Embarq Communications, Inc. Interexchange Telecommunications Services Tariff. This filing should be processed as a zero day filing to become effective October 5, 2007.

The following revisions are enclosed:

Table of Contents 6th Revised Index Page 1

- Section 62nd Revised Page 113rd Revised Page 123rd Revised Page 13
- Section 106 Original Page 20 Original Page 21 Original Page 22

This filing grandfathers the existing service, Voice Solutions.

If you have any questions regarding this filing, please call Becky Donahue at 614-220-8624.

Sincerely,

/s/ Glenda L. Munson

Glenda L. Munson

Enclosure cc: Becky Donahue OH 07-55

Glenda L. Munson TARIFF ANALYST I Voice: (913) 315-9346 Fax: (913) 315-0763

#### The Public Utilities Commission of Ohio TELECOMMUNICATIONS APPLICATION FORM for ROUTINE PROCEEDINGS (Effective: 09/19/2007)

(Pursuant to Case No. 06-1345-TP-ORD)

In the Matter of the Application of Embarq Communications, ) Inc. to grandfather the existing toll service, Voice Solutions.

#### TRF Docket No. 90-6335-CT-TRF

Cose No		-TP -
Case No.	-	- 1 1 -

NOTE: Unless you have reserved a	Case # or are filing a	Contract,
leave the "Case No" fields BLANK	•	

Name of Registrant(s) Embarq Communications, Inc.

DBA(s) of Registrant(s)		
Address of Registrant(s) 5454 West 110th Street, Overland Park, KS 66211		
Company Web Address www2.embarq.com/tariffs		
Regulatory Contact Person(s) Becky Donahue	Phone 614-220-8624	Fax 614-224-3902
Regulatory Contact Person's Email Address Rebecca.j.donahue@embarq.co	<u>m</u>	
Contact Person for Annual Report Mike Whitney		Phone 913-323-4718
Address (if different from above)		
Consumer Contact Information Steve Davis		Phone 800-238-3095
Address (if different from above) Embarq, Executive and Regulatory Service	e, Tarboro, NC 27886	
Motion for protective order included with filing? $\Box$ Yes $\boxtimes$ No		

)

Motion for waiver(s) filed affecting this case? Yes No [Note: Waivers may toll any automatic timeframe.]

# Section I – Pursuant to Chapter 4901:11-6 OAC – Part I – Please indicate the Carrier Type and the reason for submitting this form by checking the boxes below. *CMRS providers: Please see the bottom of Section II.*

NOTES: (1) For requirements for various applications, see the identified section of Ohio Administrative Code Section 4901 and/or the supplemental application form noted.

(2) Information regarding the number of copies required by the Commission may be obtained from the Commission's web site at <u>www.puco.ohio.gov</u> under the docketing information system section, by calling the docketing division at 614-466-4095, or by visiting the docketing division at the offices of the Commission.

<b><u>Carrier Type</u></b> Other (explain below)			🖂 CTS	AOS/IOS
Tier 1 Regulatory Treatment				
Change Rates within approved Range	☐ TRF 1-6-04(B) (0 day Notice)	TRF <i>1-6-04(B)</i> (0 day Notice)		
New Service, expanded local calling area,	ZTA 1-6-04(B) (0 day Notice)	ZTA 1-6-04(B) (0 day Notice)		
Change Terms and Conditions, Introduce non-recurring service charges	ATA 1-6-04(B) (Auto 30 days)	ATA 1-6-04(B) (Auto 30 days)		
Introduce or Increase Late Payment or Returned Check Charge	ATA 1-6-04(B) (Auto 30 days)	☐ ATA 1-6-04(B) (Auto 30 days)		
Business Contract	CTR 1-6-17 (0 day Notice)	CTR 1-6-17 (0 day Notice)		
Withdrawal	(Non-Auto)	ATW 1-6-12(A) (Auto 30 days)		
Raise the Ceiling of a Rate	Not Applicable	☐ SLF 1-6-04(B) (Auto 30 days)		
Tier 2 Regulatory Treatment				
Residential - Introduce non-recurring service charges	TRF 1-6-05(E) (0 day Notice)	TRF 1-6-05(E) (0 day Notice)		
Residential - Introduce New Tariffed Tier 2 Service(s)	TRF 1-6-05(C) (0 day Notice)	TRF 1-6-05(C) (0 day Notice)	TRF 1-6-05(C) (0 day Notice)	
Residential - Change Rates, Terms and Conditions, Promotions, or Withdrawal	TRF 1-6-05(E) (0 day Notice)	TRF 1-6-05(E) (0 day Notice)	TRF 1-6-05(E) (0 day Notice)	
Residential - Tier 2 Service Contracts	CTR 1-6-17 (0 day Notice)	CTR 1-6-17 (0 day Notice)	CTR 1-6-17 (0 day Notice)	
Commercial (Business) Contracts	Not Filed	Not Filed	Not Filed	
Business Services (see "Other" below)	Detariffed	Detariffed	Detariffed	
Residential & Business Toll Services (see "Other" below)	Detariffed	Detariffed	Detariffed	

# Section I – Part II – Certificate Status and Procedural

Certificate Status	ILEC	CLEC	CTS	AOS/IOS
Certification (See Supplemental ACE form)		ACE 1-6-10 (Auto 30 days)	ACE 1-6-10 (Auto 30 days)	ACE 1-6-10 (Auto 30 days)
Add Exchanges to Certificate	ATA 1-6-09(C) (Auto 30 days)	AAC 1-6-10(F) (0 day Notice)	CLECs must attach a c Exchange Listing Form	
Abandon all Services - With Customers	ABN 1-6-11(A) (Non-Auto)	ABN 1-6-11(A) (Auto 90 day)	ABN 1-6-11(B) (Auto 14 day)	ABN 1-6-11(B) (Auto 14 day)
Abandon all Services - Without Customers		ABN <i>1-6-11(A)</i> (Auto 30 days)	☐ ABN <i>1-6-11(B)</i> (Auto 14 day)	ABN 1-6-11(B) (Auto 14 day)
Change of Official Name	ACN 1-6-14(B) (Auto 30 days)	ACN 1-6-14(B) (Auto 30 days)	CIO 1-6-14(A) (0 day Notice)	CIO 1-6-14(A) (0 day Notice)
Change in Ownership	ACO 1-6-14(B) (Auto 30 days)	ACO 1-6-14(B) (Auto 30 days)	CIO 1-6-14(A) (0 day Notice)	CIO 1-6-14(A) (0 day Notice) (
Merger	AMT 1-6-14(B) (Auto 30 days)	AMT 1-6-14(B) (Auto 30 days)	CIO 1-6-14(A) (0 day Notice)	CIO 1-6-14(A) (0 day Notice)
Transfer a Certificate	ATC 1-6-14(B) (Auto 30 days)	ATC 1-6-14(B) (Auto 30 days)	CIO 1-6-14(A) (0 day Notice)	CIO 1-6-14(A) (0 day Notice)
Transaction for transfer or lease of property, plant or business	ATR 1-6-14(B) (Auto 30 days)	ATR 1-6-14(B) (Auto 30 days)	CIO 1-6-14(A) (0 day Notice)	CIO 1-6-14(A) (0 day Notice)
Procedural				
Designation of Process Agent(s)	TRF (0 day Notice)	(0 day Notice)	(0 day Notice)	(0 day Notice)

# All Section I applications that result in a change to one or more tariff pages require, at a minimum, the following exhibits. Other exhibits may be required under the applicable rule(s).

Exhibit	Description:
A	The tariff pages subject to the proposed change(s) as they exist before the change(s)
В	The Tariff pages subject to the proposed change(s), reflecting the change, with the change(s) marked in
	the right margin.
С	A short description of the nature of the change(s), the intent of the change(s), and the customers affected.
D	A copy of the notice provided to customers, along with an affidavit that the notice was provided according
	to the applicable rule(s).

# Section II - Carrier to Carrier (Pursuant to 95-845-TP-COI), CMRS and Other

Carrier to Carrier	ILEC	CLEC		
Interconnection agreement, or	🔲 NAG	🔲 NAG		
amendment to an approved agreement	(Auto 90 day)	(Auto 90 day)		
Request for Arbitration	🗌 ARB	ARB		
	(Non-Auto)	(Non-Auto)		
Introduce or change c-t-c service tariffs,		🔲 ΑΤΑ		
		(Auto 30 day)		
Introduce or change access service	🔲 ΑΤΑ			
pursuant to 07-464-TP-COI	(Auto 30 day)			
Request rural carrier exemption, rural				
carrier supension or modifiction	(Non-Auto)	(Non-Auto)		
Pole attachment changes in terms and				
conditions and price changes.	(Non-Auto)	(Non-Auto)		
			NAG	
CMRS Providers See 4901:1-6-15	[Registration & Change in	n Operations]	[Interconnection Agree	ment or Amendment
	(0 day)		(Auto 90 days)	
Other* (explain) This filing grandfathers the existing toll service, Voice Solutions.				

\*NOTE: During the interim period between the effective date of the rules and an Applicant's Detariffing Filing, changes to existing business Tier 2 and all toll services, including the addition of new business Tier 2 and all new toll services, will be processed as 0-day TRF filings, and briefly described in the "Other" section above.

# AFFIDAVIT

# Compliance with Commission Rules and Service Standards

I am an officer/agent of the applicant corporation, Embarq Communications, Inc. , and am authorized to make this statement on its behalf. (Name)

I attest that these tariffs comply with all applicable rules, including the Minimum Telephone Service Standards (MTSS) Pursuant to Chapter 4901:1-5 OAC 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 (Date) October 5, 2007 at (Location) Overland Park, KS 66211

\*(Signature and Title) /s/ Glenda L. Munson

(Date) October 5, 2007

• 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, <u>Glenda L. Munson</u> verify that I have utilized the Telecommunications Application Form for Routine Proceedings provided by the Commission 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) /s/ Glenda L. Munson, St. Tariff Analyst (Date) October 5, 2007 \*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 180 East Broad Street, Columbus, OH 43215-3793

0r

Make such filing electronically as directed in Case No 06-900-AU-WVR

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## INTEREXCHANGE TELECOMMUNICATIONS SERVICES TARIFF

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(N)



State Tariffs 5454 W. 110th Street Overland Park, Kansas 66211

# INTEREXCHANGE TELECOMMUNICATIONS SERVICES TARIFF

#### 6. <u>BUSINESS SERVICES</u> (Continued)

#### 6.1 <u>Message Telecommunications Service (MTS)</u> (Continued)

#### 6.1.3 Voice Solutions

A Customer's phone line may not be classified as a "residential," "public," or "semipublic" line or in housing associated with educational institutions.

The term "Dial-1" does not include: 1) calls which are pay-for-use, including but not limited to calls to 900, 976, 555 and 700 numbers, 2) calls to Directory Assistance, 3) operator service calls, including emergency interrupt and intercept call completion, 4) **EMBARQ Calling Card** calls, 5) usage from multi-party conference calls, and 6) inbound toll free service calls.

If the Company determines the service is not being used for business service or in any other way violates the restrictions of this service, the Subscriber will be ineligible for the service and the Company may terminate the Customer's account.

Calls placed using **EMBARQ Calling Card** and Operator Services are charged at (T) the applicable rates for those services in lieu of the rates specified herein for Voice Solutions.

Voice Solutions has minimum annual commitment (MAC's) levels with each level having one through three-year commitment terms. Voice Solutions is available to single and multi-location customers for outbound calls which originate using switched access facilities and terminate using shared use facilities. A term plan will automatically renew for an equivalent term and minimum annual commitment level unless the customer provides written notification to cancel the plan, with such notification being received by the Company not less than 45 days prior to the expiration of the term.



State Tariffs 5454 W. 110th Street Overland Park, Kansas 66211 EFFECTIVE: 09-29-06

(T)

# INTEREXCHANGE TELECOMMUNICATIONS SERVICES TARIFF

#### 6. <u>BUSINESS SERVICES</u> (Continued)

#### 6.1 <u>Message Telecommunications Service (MTS)</u> (Continued)

6.1.3 <u>Voice Solutions</u> (Continued)

A Voice Solutions customer must commit to one of the following minimum annual commitment levels of contributory usage charges: (1) **\$1,500, (2)** \$3,000, (**3)** \$6,000, (**4)** \$12,000, (**5**) \$36,000 or (**6)** \$60,000. Voice Solutions is available on a one-year, two-year or three-year basis. Contributory usage charges (calculated prior to the application of any discounts) are aggregated across outbound, toll free, switched data (inbound and outbound), Embarq Calling Card, including all calling options; all locations and all jurisdictions (intrastate, interstate and international) in order to meet the minimum annual commitment level.

The Company reserves the right, after the conclusion of the first three billing months of the Voice Solutions customer's contract, to move the customer to a lower commitment level that is more directly comparable to the customer's current usage.

Voice Solutions customers terminating all Voice Solutions services prior to fulfilling their term commitment will be assessed a termination liability in an amount equal to the underutilized portion of the MAC plus the full MAC for any remaining 12 month periods in their term plan agreement. The termination liability will be billed in one lump sum. Customers will not incur this termination liability for their former term plan commitment if they request a new MAC equal to or greater than the previous level and agree to sign a new term plan agreement for a period equal to or greater than the term of their current plan. The customer will, however, be assessed the termination liability if they terminate all Voice Solutions service prior to fulfilling their new term commitments.

ISSUED: 10-03-06

State Tariffs 5454 W. 110th Street Overland Park, Kansas 66211 EFFECTIVE: 10-03-06

Case No. 06-1188-TP-ZTA

(N) (T) (T)

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### INTEREXCHANGE TELECOMMUNICATIONS SERVICES TARIFF

#### 6. <u>BUSINESS SERVICES</u> (Continued)

#### 6.1 <u>Message Telecommunications Service (MTS)</u> (Continued)

6.1.3 <u>Voice Solutions</u> (Continued)

Calls will be subject to an eighteen (18) second minimum. After the initial eighteen (18) second minimum, calls will be billed in six (6) second increments.

		Term Commitment			
	All Commitment Levels	<u>1 Year Rate</u>	<u>2 Year Rate</u>	<u>3 Year Rate</u>	
		(VS1,VS4,VS7,	(VS2,VS5,VS8,		(T)
Α.	Dial-1 Rates	VSA,VSD, <b>7E1</b> )	VSB,VSE, <b>7E2</b> )	VSC,VSF, <b>7E3</b> )	(1)
	Per Minute	\$0.1030	\$0.1000	\$0.0970	
В.	SDS and SDS Toll Free Rates				
	Per Minute	\$0.1441	\$0.1397	\$0.1353	

# C. Monthly Recurring Charge

The monthly recurring charge which affords customers the ability to place intrastate and interstate long distance calls is located in the Company's interstate Business Schedule located at <u>www.embarq.com/tariffs</u>.

#### D. EMBARQ Calling Card Rates

	Per Minute	\$0.2270	\$0.2270	\$0.2270
Ε.	Toll Free Service Option			
	Per Minute	\$0.1030	\$0.1000	\$0.0970

The monthly recurring charge for Toll Free Service which affords Customers the ability to receive intrastate and interstate long distance calls is located in the Company's interstate Business Schedule located at <u>www.embarq.com/tariffs</u>.



State Tariffs 5454 W. 110th Street Overland Park, Kansas 66211

# **EXHIBIT B**

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8. PROMOTIONAL OFFERINGS	1			

# (C)

- 6. <u>BUSINESS SERVICES</u> (Continued)
  - 6.1 <u>Message Telecommunications Service (MTS)</u> (Continued)
    - 6.1.3 Reserved for Future Use

(M)

(C) (M)

(M) Material previously found on this page now appears in Section 106, Original Page 20.

- 6. <u>BUSINESS SERVICES</u> (Continued)
  - 6.1 <u>Message Telecommunications Service (MTS)</u> (Continued)
    - 6.1.3 Reserved for Future Use (Continued)

(C)

(M)

(M)

(M) Material previously found on this page now appears in Section 106, Original Page 21.

- 6. <u>BUSINESS SERVICES</u> (Continued)
  - 6.1. Message Telecommunications Service (MTS) (Continued)
    - 6.1.3 Reserved for Future Use (Continued)

(C)

(M)

(M)

(M) Material previously found on this page now appears in Section 106, Original Page 22.

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### INTEREXCHANGE TELECOMMUNICATIONS SERVICES TARIFF

#### 106.1 OBSOLETE BUSINESS SERVICES (Continued)

#### 106.1 Legacy Message Telecommunications Service (MTS)

#### 106.1.7 Voice Solutions

A Customer's phone line may not be classified as a "residential," "public," or "semi-public" line or in housing associated with educational institutions.

The term "Dial-1" does not include: 1) calls which are pay-for-use, including but not limited to calls to 900, 976, 555 and 700 numbers, 2) calls to Directory Assistance, 3) operator service calls, including emergency interrupt and intercept call completion, 4) EMBARQ Calling Card calls, 5) usage from multiparty conference calls, and 6) inbound toll free service calls.

If the Company determines the service is not being used for business service or in any other way violates the restrictions of this service, the Subscriber will be ineligible for the service and the Company may terminate the Customer's account.

Calls placed using EMBARQ Calling Card and Operator Services are charged at the applicable rates for those services in lieu of the rates specified herein for Voice Solutions.

Voice Solutions has minimum annual commitment (MAC's) levels with each level having one through three-year commitment terms. Voice Solutions is available to single and multi-location customers for outbound calls which originate using switched access facilities and terminate using shared use facilities. A term plan will automatically renew for an equivalent term and minimum annual commitment level unless the customer provides written notification to cancel the plan, with such notification being received by the Company not less than 45 days prior to the expiration of the term.

Material now appearing on this page was previously found in Section 6, 1st Revised Page 11.

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### INTEREXCHANGE TELECOMMUNICATIONS SERVICES TARIFF

#### 106.1 <u>OBSOLETE BUSINESS SERVICES</u> (Continued)

#### 106.1 <u>Legacy Message Telecommunications Service (MTS)</u> (Continued)

#### 106.1.7 <u>Voice Solutions</u> (Continued)

A Voice Solutions customer must commit to one of the following minimum annual commitment levels of contributory usage charges: (1) \$1,500, (2) \$3,000, (3) \$6,000, (4) \$12,000, (5) \$36,000 or (6) \$60,000. Voice Solutions is available on a one-year, two-year or three-year basis. Contributory usage charges (calculated prior to the application of any discounts) are aggregated across outbound, toll free, switched data (inbound and outbound), Embarq Calling Card, including all calling options; all locations and all jurisdictions (intrastate, interstate and international) in order to meet the minimum annual commitment level.

The Company reserves the right, after the conclusion of the first three billing months of the Voice Solutions customer's contract, to move the customer to a lower commitment level that is more directly comparable to the customer's current usage.

Voice Solutions customers terminating all Voice Solutions services prior to fulfilling their term commitment will be assessed a termination liability in an amount equal to the underutilized portion of the MAC plus the full MAC for any remaining 12 month periods in their term plan agreement. The termination liability will be billed in one lump sum. Customers will not incur this termination liability for their former term plan commitment if they request a new MAC equal to or greater than the previous level and agree to sign a new term plan agreement for a period equal to or greater than the term of their current plan. The customer will, however, be assessed the termination liability if they terminate all Voice Solutions service prior to fulfilling their new term commitments.

Material now appearing on this page was previously found in Section 6, 2nd Revised Page 12.

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### INTEREXCHANGE TELECOMMUNICATIONS SERVICES TARIFF

#### 106.1 OBSOLETE BUSINESS SERVICES (Continued)

#### 106.1 Legacy Message Telecommunications Service (MTS) (Continued)

106.1.7 <u>Voice Solutions</u> (Continued)

Calls will be subject to an eighteen (18) second minimum. After the initial eighteen (18) second minimum, calls will be billed in six (6) second increments.

		Term Commitment			
All (	Commitment Levels	<u>1 Year Rate</u>	<u>2 Year Rate</u>	<u>3 Year Rate</u>	
			(VS2, VS5, VS8		
•	Dial 4 Datas	VSA, VSD, 7E1)	VSB, VSE, 7E2)	VSC, VSF, 7E3)	
Α.	Dial-1 Rates				
	Per Minute	\$0.1030	\$0.1000	\$0.0970	
В.	SDS and SDS Toll Free I	Rates			
	Per Minute	\$0.1441	\$0.1397	\$0.1353	
C.	Monthly Recurring Charg	<u>e</u>			
	The monthly recurring ch intrastate and interstate interstate Business Sche	long distance c	alls is located in	n the Company's	
D.	EMBARQ Calling Card R	ates			
	Per Minute	\$0.2270	\$0.2270	\$0.2270	
Ε.	Toll Free Service Option				
	Per Minute	\$0.1030	\$0.1000	\$0.0970	
	The monthly recurring Customers the ability to r is located in the Comp www2.embarq.com/taring	eceive intrastate pany's interstate	and interstate lo	ong distance calls	

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Certain material now appearing on this page was previously found in Section 6, 2nd Revised Page 13.



State Tariffs 5454 W. 110th Street Overland Park, Kansas 66211

# EXHIBIT C

# **Customer correspondence via Direct Mail**

#### CUSTOMER NOTICE AFFIDAVIT

STATE OF: KANSAS

SS:

COUNTY OF: JOHNSON

<u>AFFIDAVIT</u>

I. Glenda L. Munson, am an authorized agent of the applicant corporation, Embarq Communications Inc., and am authorized to make this statement on its behalf. I attest that customer notices accompanying this affidavit were sent to affected customers through direct mail on September 4, 2007, in accordance with Rule 4901:1-6-16, Ohio Administrative Code. I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 5, 2007 at Overland Park, Kansas (Date) (Location)

> /s/ <u>Glenda L. Munson, St. Tariff Analyst, October 5, 2007</u> (Signature and Title) (Date)

Subscribed and sworn to before me this 5th day of October 2007. (Date)

> /s/ <u>Anne M. Toller</u> Notary Public My Commission Expires:

Dear Valued EMBARQ<sup>TM</sup> Customer:

Effective October 5<sup>th</sup> 2007, EMBARQ<sup>TM</sup> Voice Solutions will no longer be available for customers requesting this service or for changes to EMBARQ<sup>TM</sup> Voice Solutions. Please be assured that the rates, terms and conditions of your contract as it exists will be honored through the end date of your specific contractual agreement and your Voice Solutions service will continue to be fully supported by EMBARQ.

Upon the completion of your current contract term, you will be able to change to a new contractual offer in the current portfolio of EMBARQ<sup>TM</sup> Long Distance services, such as our new EMBARQ<sup>TM</sup> Enhanced Voice Solutions product. Please contact your account representative to learn more about this and other EMBARQ<sup>TM</sup> offers.

We appreciate your business and thank you for being a loyal EMBARQ<sup>™</sup> customer. If you have any questions about your account, please contact EMBARQ at 866-568-9758.

Regards, EMBARQ<sup>TM</sup> Customer Service

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10/5/2007 2:46:20 PM

in

Case No(s). 90-6335-CT-TRF

Summary: Tariff electronically filed by Ms. Glenda L. Munson on behalf of Embarq Communications, Inc.