

March 25, 2008

By Electronic Filing

Ms. Reneé J. Jenkins
Director of Administration
Secretary of the Public Utilities Commission of Ohio
180 East Broad Street
Columbus, Ohio 43215

RE: In the Matter of the Application of The Orwell Telephone Company to Make Text Changes to its Tariff to Reflect New MTSS; PUCO Case No. 08-0115-TP-ATA

Dear Ms. Jenkins:

The Orwell Telephone Company, Inc. submits final tariff sheets for electronic filing. The TRF Number for The Orwell Telephone Company, Inc. is 90-5033-TP-TRF.

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

Very truly yours,

/s/ Carolyn S. Flahive

Enclosures

P.U.C.O. NO. 6
GENERAL RULES AND REGULATIONS

TARIFFS

P.U.C.O. NO. 6

- SECTION 1: GENERAL RULES AND REGULATIONS
- SECTION 2: GENERAL EXCHANGE SERVICE TARIFFS
- SECTION 3: CONCURRENCES
- SECTION 4: CONNECTIONS WITH CERTAIN FACILITIES
PROVIDED BY SUBSCRIBERS

(D)

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- SECTION 1: LOCAL EXCHANGE SERVICE TARIFFS
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GENERAL EXCHANGE SERVICE TARIFF

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GENERAL EXCHANGE SERVICE TARIFF

Customers have certain rights and responsibilities under the Minimum Telephone Service Standards (Ohio Adm.Code 4901:1-5) (the "MTSS"). These safeguards can be found in the Appendix to Ohio Adm.Code 4901:1-5-03, which is entitled "Telephone Customer Rights and Responsibilities." These rights and responsibilities include complaint handling, ordering or changing service, service repair, payment of bills, and disconnection and reconnection of service. (N)

The rules and regulations specified herein are in addition to those contained in the Local Exchange Service Tariffs, the General Exchange Service Tariffs and the Message Toll Telephone Service Tariffs. They apply to the intrastate services and facilities furnished by The Orwell Telephone Company, hereinafter referred to as the Telephone Company, or Company. Failure on the part of the subscribers to observe these rules and regulations of the Telephone Company, after due notice of such failure, automatically gives the Telephone Company the privilege to discontinue the furnishing of service.

In the event of a conflict between any rate, rule, regulation or provision contained in these General Rules and Regulations and any rate, rule, regulation or provision contained in the Local Exchange Service Tariffs, the General Exchange Service Tariffs or the Message Toll Telephone Service Tariffs, the rate, rule, regulation or provision contained in the specific tariffs shall prevail.

These Tariffs cancel and supersede all other Tariffs of the Telephone Company issued and effective prior to the effective dates of these Tariffs.

B. EXPLANATION OF SYMBOLS

- (C) Signifies a changed regulation.
- (D) Signifies a discontinued rate, treatment or regulation
- (I) Signifies an increased rate or new treatment resulting in increased rate.
- (N) Signifies a new rate, treatment or regulation.
- (R) Signifies a reduced rate or new treatment resulting in reduced rates.
- (T) Signifies a change in text but no change in rate, treatment or regulation.

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C. OBLIGATION AND LIABILITY OF TELEPHONE COMPANY

(D)

1. Availability of Facilities

The Telephone Company's obligation to furnish exchange and toll service is dependent upon its ability to secure and retain, without unreasonable expense, suitable facilities and rights for the construction and maintenance of the necessary pole lines, circuits and equipment.

(D)

2. Directory Errors and Omissions

a. The Telephone Company, except as provided herein, shall not be liable for damage claimed on account of errors in or omissions from its directories nor for the result of the publications of such errors in the directory nor will the Telephone Company be a party to controversies arising between subscribers or others as a result of listings published in its directories.

(T)

b. In the cases of extra listings in the alphabetical section of the directory for which a charge is made, the Telephone Company's liability shall be limited to an amount not to exceed the established rate for such listing during the period which the error or omission continues.

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C. OBLIGATION AND LIABILITY OF TELEPHONE COMPANY (Continued)

3. Transmitting Messages

The Telephone Company does not transmit messages but offers the use of its facilities for communications between patrons. If, because of transmission difficulties, the operator, in order to accommodate the subscriber, repeats messages she is deemed to be acting as the agent of the persons involved and no liability shall attach to the Telephone Company because of any errors made by the operator or misunderstandings that may arise between subscribers because of the errors.

4. Use of Connecting Company Lines

When suitable arrangements can be made, lines of other telephone companies may be used in establishing wire connections to points not reached by this Company's lines. In establishing connections with the lines of other Companies, the Telephone Company is not responsible for any action of the Connecting Company.

5. Defacement of Premises

The Telephone Company shall exercise due care in connection with all work done on subscriber's premises. No liability shall attach to the Telephone Company by reason of any defacement or damage to the subscriber's premises resulting from the existence of the Telephone Company's instruments, apparatus and associated wiring on such premises, or by the installation or removal thereof, unless such defacement or damage is a result of the negligence of the Telephone Company.

(D)

6. Disclaimer

Approval of the above tariff 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 court's responsibility to adjudicate negligence and consequent damage claims, it is also the court's responsibility to determine the validity of the exculpatory clause.

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GENERAL EXCHANGE SERVICE TARIFF

C. OBLIGATION AND LIABILITY OF TELEPHONE COMPANY (Continued)

(D)

7. Liability of Telephone Company

- a. In view of the fact that the customer has exclusive control of his communication over the facilities furnished him by the Telephone Company, and of the other uses for which facilities may be furnished to him by the Telephone Company, and because of unavoidable errors incident to the service and to the use of such facilities of the Telephone Company, the service and facilities furnished by the Company are subject to the terms, conditions, and limitations herein specified.
- b. The liability of the Telephone Company for damages arising out of mistakes, omissions, interruptions, delays, or errors or defects in transmission occurring in the course of furnishing service or other facilities and not caused by the negligence of the customer, shall in no event exceed an amount equivalent to the proportionate charge to the customer for the period of service during which such mistake, omission, interruption, delay, error or defect in transmission occurs. No other liability shall in any case attach to the Telephone Company. The approval by the PUCO of the foregoing language in this tariff does not constitute a determination by the PUCO that the limitation of liability imposed by the Company should be upheld in a court of law. Approval by the PUCO recognizes that since it is a court's responsibility to adjudicate negligent and consequent damage claims, it is also the court's responsibility to determine the validity of the limitation of liability therefore.
- c. When the lines of other telephone companies are used in establishing connection to points not reached by the Telephone Company's lines, the Telephone Company is not liable for any act or omission of the other company or companies.

(D)

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GENERAL EXCHANGE SERVICE TARIFF

D. USE OF SERVICE AND FACILITIES (Continued)

6. Use of Profane Language or Impersonation of Another

The Telephone Company may refuse to furnish or may deny telephone service to any persons, firm or corporation who, over the facilities furnished by the Telephone Company, uses or permits to be used, foul, abusive, obscene, or profane language; or impersonates or permits others to impersonate any other individual with fraudulent or malicious intent.

(D)

E. ESTABLISHING AND FURNISHING OF SERVICE

(D)

1. Application for Service

- a. Applications for service must be made on the Telephone Company's standard form of application. These applications become contracts when accepted in writing by the Telephone Company, or upon the establishment of service. The terms and conditions specified in such contracts are subject to these General Rules and Regulations, the General Exchange Service Tariffs and the Local Exchange Service Tariffs for the particular exchange from which service is to be furnished. Any change in rates, rules or regulations shall act as a modification of the contract to that extent, without further notice.
- b. Requests from subscribers for additional service, equipment, etc., may be made verbally, if the original contract provides for such additional service and equipment as may be ordered, and no advance payment will be required. A move from one location to another (Outside Move) within the same Exchange Area is not considered to terminate the contract and orders for such moves may be made verbally.

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G ESTABLISHMENT AND MAINTENANCE OF CREDIT

1. Deposits (T)

The Company currently does not collect deposits, but reserves its right to do so in accordance with the MTSS. Should the Company begin collecting deposits, the deposits will be calculated pursuant to Ohio Adm.Code 4901:1-5-05(B)(1)(a) for new customers and 4901:1-5-05(B)(1)(b) where the customer has a service account billing history.

(D)

2. Deposit Not to Affect Regular Collection Practices

The fact that a deposit has been made shall in no way relieve the applicant or subscriber from complying with the Telephone Company's regulations as to advance payments and the prompt payment of bills on presentation; nor constitute a waiver or modification of the regular practices of the Telephone Company providing for the discontinuance of service for non-payment of any sums due the Telephone Company for services rendered. The Company may discontinue service to any subscriber failing to pay current bills without regard to the fact that such subscriber has made a deposit with the Company to secure payment of such bills or has furnished the Company with a guarantee in writing of such bills.

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PAYMENT FOR SERVICE AND FACILITIES

1. The subscriber shall pay for services and facilities monthly in advance – except Departments, Administrations and Agencies of the Federal, State, County, Township or Municipal Governments, and shall pay for Toll Messages (including charges for messenger service), Teletypewriter Exchange Service Messages, and Moves and Changes when billed. Failure to receive a bill does not relieve the subscriber of the responsibility for payment in accordance with the provisions set forth herein.
2. A subscriber's bill shall not be due earlier than nineteen (19) days from the date of the postmark on the bill. If the bill is not paid by the due date, it then becomes past due. Bills are payable at the office of the Telephone Company or an authorized collection agency. (T)
3. When warranted, in the judgment of the Company, special toll bills may be rendered. In such cases, the amounts billed are due and payable on demand. (D)
4. The regular restoral of service charge will be made for reconnecting services which have been discontinued for non-payment of charges due. No allowance will be made for loss of service during the period when service is disconnected for non-payment if payment is made and service reconnected before the completion of an order to terminate the service. Subsequent to the completion of an order to terminate the service, it may at the option of the Telephone Company be re-established only on the basis of a new application.
5. In the event the service of a subscriber has been twice denied for non-payment within the previous 12 months, service may be terminated in lieu of a third denial. Service then may be re-established at the option of the Company only on the basis of a new application.
6. The Telephone Company shall respond promptly to customer inquiries pertaining to charges for IXC toll services, either by handling the inquiry itself, or referring it to the IXC, depending on the nature of the customer's inquiry.

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GENERAL EXCHANGE SERVICE TARIFF

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DENIAL OR DISCONNECTION OF LOCAL AND TOLL SERVICE

(D)

The Telephone Company shall respond promptly to customer inquiries pertaining to charges for toll services, either by handling the inquiry itself, or by referring it to the IXC, depending on the nature of the customer's inquiry.

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Toll Blocking Policy

The Orwell Telephone Company, when providing toll service, may “universally” block access to all toll providers for nonpayment of regulated toll charges, so long as the blocked customer is not denied the right to select, through a presubscribed interexchange change (PIC) mechanism, any other 1+ presubscribed toll service provider who is obligated to provide such service under the terms of the Selective Access Policy.

Under the terms of the Selective Access Policy, The Orwell Telephone Company when providing toll service, may not deny establishment of 1+ presubscribed toll service on the grounds that the customer has failed to establish creditworthiness, if:

- a. the customer is able to establish creditworthiness using one of the means for doing so available under the Public Utilities Commission of Ohio’s (PUCO) rules, or
- b. The Orwell Telephone Company when providing toll service, exercising its own discretion, does not require the customer to establish creditworthiness (through any of the means available for doing so under the PUCO’s rules), or
- c. The Orwell Telephone Company when providing toll service, attempts to require the customer to establish creditworthiness using credit establishment procedures which do not comport with the PUCO’s credit establishment policies and/or are not set forth within a PUCO approved tariff.

When a prospective customer, who has previously been universally blocked for nonpayment of toll charges by another carrier, seeks to select The Orwell Telephone Company as his or her 1+ carrier of choice, The Orwell Telephone Company may, subject to our tariffed toll deposit policies and the Commission’s rules on establishment of service (see MTSS), require a deposit for toll service. This deposit shall be in accordance with the MTSS, but The Orwell Telephone Company may negotiate a lower deposit. (T)

The Orwell Telephone Company may furnish credit information, acquired from the Company’s own experiences with the customer, to consumer reporting agencies within the meaning of the Federal Fair Credit Reporting Act. The Company will follow all requirements that consumer reporting agencies must follow in issuing credit reports within the meaning of the Federal Fair Credit Reporting Act.

Upon payment by the customer of all past due toll debt to The Orwell Telephone Company, the Company will remove the block and all 1+ dialing capabilities, including 10-XXX, will be restored.

Toll disconnection service shall be provided as follows:

	<u>Non-Recurring Charge</u>
Universal Toll Blocking	\$5.00/Customer Disconnected

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BUNDLED SERVICE PACKAGES

The following bundled service packages are available in all of the Company's exchanges to residential customers only: (T)

- A. Basic Standard Package*: (T)
Includes basic local exchange service, Tel-Touch Service, Calling Number Delivery with Name, and Call Waiting.
- B. Basic 150 Package*: (T)
Includes basic local exchange service, Tel-Touch Service, Calling Number Delivery with Name and Call Waiting.
- C. Basic 300 Package*: (T)
Includes basic local exchange service, Tel-Touch Service, Calling Number Delivery with Name and Call Waiting.
- D. Basic Unlimited Package*: (T)
Includes basic local exchange service, Tel-Touch Service, Calling Number Delivery with Name and Call Waiting.

(D)

*This package can only be purchased in conjunction with deregulated and/or detariffed services. (N)

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BUNDLED SERVICE PACKAGES (con't)

- E. Basic Standard Package Plus*: (T)
Includes basic local exchange service, Tel-Touch Service, Calling Number Delivery with Name, Call Waiting, 3-Way Calling, Call Forwarding, Automatic Recall, Automatic Callback, and Anonymous Call Rejection.
- F. Basic 150 Package Plus*: (T)
Includes basic local exchange service, Tel-Touch Service, Calling Number Delivery with Name, Call Waiting, 3-Way Calling, Call Forwarding, Automatic Recall, Automatic Callback, and Anonymous Call Rejection.
- G. Basic 300 Package Plus*: (T)
Includes basic local exchange service, Tel-Touch Service, Calling Number Delivery with Name, Call Waiting, 3-Way Calling, Call Forwarding, Automatic Recall, Automatic Callback, and Anonymous Call Rejection.
- *This package can only be purchased in conjunction with deregulated and/or detariffed services. (N)

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BUNDLED SERVICE PACKAGES (con't)

- H. Basic Unlimited Package Plus*: (T)
Includes basic local exchange service, Tel-Touch Service, Calling Number
Delivery with Name, Call Waiting, 3-Way Calling, Call Forwarding,
Automatic Recall, Automatic Callback, and Anonymous Call Rejection. (D)
- (D)
- (D)
- * This package can only be purchased in conjunction with deregulated and/or detariffed services. (N)
- ** No Service Order or Non-Recurring Charge applies to Bundled Service Packages. (N)

THE ORWELL TELEPHONE COMPANY
d/b/a FairPoint Communications

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Susan L. Sowell, Vice President
Orwell, Ohio

THE ORWELL TELEPHONE COMPANY
d/b/a FairPoint Communications

SECTION NO. 5
FIRST REVISED SHEET NO. 19
REPLACES ORIGINAL SHEET NO. 19

P.U.C.O. NO. 6

(D)

(D)

Issued: February 8, 2008

Effective: March 25, 2008

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SECTION NO. 5
FIRST REVISED SHEET NO. 20
REPLACES ORIGINAL SHEET NO. 20

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SECTION NO. 5
FIRST REVISED SHEET NO. 21
REPLACES ORIGINAL SHEET NO. 21

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P.U.C.O. NO. 7
LOCAL EXCHANGE SERVICE TARIFF

1. GENERAL

Customers have certain rights and responsibilities under the Minimum Telephone Service Standards (Ohio Adm.Code 4901:1-5) (the "MTSS"). These safeguards can be found in the Appendix to Ohio Adm.Code 4901:1-5-03, which is entitled "Telephone Customer Rights and Responsibilities." These rights and responsibilities include complaint handling, ordering or changing service, service repair, payment of bills, and disconnection and reconnection of service. (N)

A. This Tariff is governed, except as otherwise specified herein, by the General Rules and Regulations and the General Exchange Tariffs which are hereby made a part of this Tariff. Unless otherwise specified, the charges quoted in this Tariff or in the General Rules and Regulations and General Exchange Tariffs are for periods of one month, are payable in advance, and entitle the customer to exchange telephone service within the Colebrook, Orwell, North Bloomfield, Windsor, Belmore, Gilboa, Leipsic, Mt. Cory and Pandora exchanges.

B. The rates quoted herein also entitle the subscribers of these exchanges to call, without additional charge, subscribers in the following groups of exchange service areas:

From Colebrook Exchange	.....	EAS to	.....	New Lyme, Orwell, Andover, Windsor, North Bloomfield, Cherry Valley, Wayne, and Williamsfield Exchanges
From Orwell Exchange	.....	EAS to	.....	Colebrook, North Bloomfield, Rock Creek, Windsor, Trumbull, and Hartsgrove Exchanges
From Windsor Exchange	.....	EAS to	.....	Claridon, Huntsburg, Colebrook, Mesopotamia, Middlefield, Orwell, Trumbull, North Bloomfield and Hartsgrove Exchanges
From North Bloomfield Exchange	EAS to	Colebrook, Bristolville, Greene, Mesopotamia, Middlefield, Orwell, Warren and Windsor Exchanges

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in

Case No(s). 90-5033-TP-TRF, 08-0115-TP-ATA

Summary: Tariff In the Matter of the Application of The Orwell Telephone Company to Make Text Changes to its Tariff to Reflect New MTSS electronically filed by Carolyn S Flahive on behalf of The Orwell Telephone Company