



July 25, 2008  
*Via E- Filing*

Renée Jenkins, Secretary of Commission  
Public Utilities Commission of Ohio  
180 East Broad Street  
Columbus, Ohio 43266-0573

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**RE: Case No. 08-352-TP-ATA - Amended Application to Detariff Certain Tier 2 Services and to Make Other Changes related to the Implementation of Case No. 06-1345-TP-ORD for Talk America Inc. d/b/a Cavalier Telephone, d/b/a Cavalier Business Communications and also d/b/a Cavalier Telephone and TV. 90-9030-TP-TRF**

Dear Ms. Jenkins:

In compliance with Case No. 06-1345-TP-ORD, and pursuant to changes requested by Staff, enclosed for filing please find the amended tariff pages submitted on behalf of Talk America Inc. d/b/a Cavalier Telephone, d/b/a Cavalier Business Communications and also d/b/a Cavalier Telephone and TV in the Application to Detariff Certain Tier 2 Services and to make other changes related to the implementation of Case No. 06-1345-TP-ORD, submitted on behalf of. This amended filing incorporates changes suggested by Ms. Scarberry. The following amended tariff pages are included:

Original Page 25      Corrects the times for the PUCO from 8:00 AM to 5:00 PM;  
Original Page 30      Amends the Credits for Interruption in Service.

Questions regarding this filing may be directed to my attention at (407) 740-3031 or via e-mail at [stthomas@tminc.com](mailto:stthomas@tminc.com).

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,

Sharon Thomas  
Consultant to Talk America Inc.

*ST/im.*  
*Enclosures*

cc: Amy Weinrich, PUCO  
cc: Office of Ohio Utilities Consumer Counsel  
M. Ring, Talk America, Inc.  
File: Talk America – OH Local  
TMS: OHL0805B

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SECTION 2.0 - REGULATIONS, (Cont'd.)

2.6 Payment Arrangements, (Cont'd.)

2.6.2 Billing and Collection of Charges, (Cont'd.)

- E. If any portion of the payment is received by the Company after the due date, due, or if any portion of the payment is received by the Company in funds which are not immediately available upon presentment, then a late payment penalty shall be due to the Company. A late payment charge of 1.5% per month, for bills not paid within 30 days of receipt, is not applicable to subsequent rebiling of any amount to which a late payment charge has already been applied. Late payment charges are to be applied without discrimination.
- F. The Customer should notify the Company of any disputed items on an invoice within thirty (30) days of receipt of the invoice. If the Customer and the Company are unable to resolve the dispute to their mutual satisfaction, the Customer may file a complaint with the Public Utilities Commission of Ohio in accordance with the Commission's rules of procedure. The address of the Commission is as follows:

Service Monitoring and Enforcement Department  
Public Utilities Commission of Ohio  
180 East Broad Street, Tenth Floor  
Columbus, Ohio 43215-3793

Toll Free Telephone: 1-800-686-7826  
TTY Toll Free Telephone: 1-800-686-1570

From 8:00 AM to 5:00 PM (EST) Weekdays or at [www.PUCO.ohio.gov](http://www.PUCO.ohio.gov).

Residential Customers may also contact the Ohio Consumers' Counsel for assistance with complaints and utility issues at:

Toll Free Telephone: 1-877-742-5622  
From 8:00 AM to 5:00 PM (EST) weekdays or at [www. pickocc.org](http://www.pickocc.org).

2.6.3 Discontinuance of Service for Cause

- A. If service is disconnected by the Company (in accordance with Section 2.6.3 following) and later re-installed, re-installation of service will be subject to all applicable installation charges. If service is suspended by the Company (in accordance with Section 2.6.3 following) and later restored, restoration of service will be subject to the nonrecurring rates in Section 4 of this tariff.

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SECTION 2.0 - REGULATIONS, (Cont'd.)

2.7 Allowances for Interruptions in Service, (Cont'd.)

2.7.4 Application of Credits for Interruptions in Service, (Cont'd.)

- C. When a Customer's service is interrupted and remains out of service for more than seventy-two (72) consecutive hours after being reported to the Company or being found by the Company to be out of order (whichever occurs first), the Company shall make appropriate adjustments to the Customer's account. This rule does not apply if the outage occurs as a result of:
1. A negligent or willful act on the part of the Customer;
  2. A malfunction of Customer-owned equipment;
  3. Disasters or acts of God; or
  4. The inability of the Company to gain access to the Customer's premises when required.
- D. One full month of the Customer's regulated local service charges for any local services rendered inoperative, if the customer is out of service in excess of seventy-two (72) hours. The length of the outage must be computed on a continuous basis, Saturdays, Sundays, and holidays included.

**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

**7/25/2008 5:15:25 PM**

**in**

**Case No(s). 08-0352-TP-ATA**

Summary: Amended Application to Detariff Certain Tier 2 Services and to Make Other Changes related to the Implementation of Case No. 06-1345-TP-ORD. electronically filed by Ms. Iris D. Mennens on behalf of Talk America Inc.