



PAETEC

October 27, 2008

VIA ELECTRONIC FILING

Docketing Division
Public Utilities Commission of Ohio
180 East Broad Street
Columbus, OH 43215 – 3793

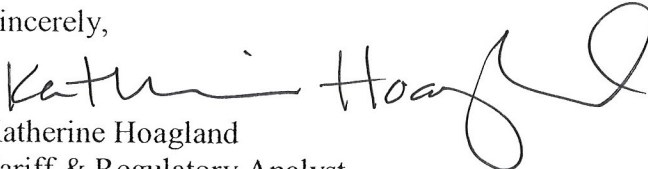
RE: Revision of application of PAETEC Communications, Inc. to Detariff Certain
Tier 2 Services
TRF Docket No. 08-772-TP-ATA

Dear Sir or Madam:

Pursuant to staff request PAETEC Communications, Inc.'s ("PAETEC") hereby submits revised Exhibit B in its' application, via electronic filing, to modify the applicable pages to remove Tier 2 Services in compliance with case No. 06-1345-TP-ORD. Please disregard the 10/17/08 filing as it had superfluous material.

Should you have any questions please feel free to contact me at (585) 340-2709, or by email at Katherine.Hoagland@PAETEC.com.

Sincerely,



Katherine Hoagland
Tariff & Regulatory Analyst

Enclosures

REGULATIONS AND SCHEDULE OF INTRASTATE CHARGES
APPLYING TO LOCAL EXCHANGE AND RESOLD LONG DISTANCE INTEREXCHANGE
TELECOMMUNICATIONS SERVICES WITHIN
THE STATE OF OHIO

Applicable in Ohio

PAETEC Communications
One PAETEC Plaza
600 WillowBrook Office Park
Fairport, New York 14450
877.340.2600

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Customers have certain rights and responsibilities under the Minimum Telephone Service Standards (Ohio Adm.Code 4901:1-5) (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.**

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Issued: June 16, 2008

Effective: June 30, 2008

Issued by: Charles E. Sieving, EVP, Secretary & General Counsel
One PAETEC Plaza, 600 WillowBrook Office Park
Fairport, New York 14450

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CHECK SHEET

The sheets of this tariff are effective as of the date shown at the bottom of the respective sheet(s). Original and revised sheets as named below comprise all changes from the original tariff and are currently in effect as of the date on the bottom of this page.

1	1 st *	34	Original	67	1 st *	99	Original
2	Original	35	Original	68	1 st *	100	Original
3	10 th *	36	Original	69	1 st *	101	Original
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5	Original	38	Original	71	1 st *	103	Original
6	Original	39	Original	72	1 st *	104	Original
7	1 st *	40	Original	73	1 st *	105	Original
8	1 st *	41	Original	74	1 st *	106	Original
9	Original	42	1 st	75	Original	107	Original
10	1 st *	43	Original	76	Original	108	Original
11	Original	44	1 st	77	Original	109	Original
12	1 st *	45	1 st	78	Original	110	Original
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20	Original	53	Original	86	Original	118	Original
21	Original	54	Original	87	Original	119	Original
22	Original	55	Original	88	1 st		
23	Original	56	Original	89	1 st *		
24	Original	57	Original	90	1 st *		
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Section 2 - GENERAL RULES AND REGULATIONS (Cont'd)

2.8 SUSPENSION OR TERMINATION OF SERVICE

2.8.1 DISCONNECTION OF SERVICE

B. RESERVED FOR FUTURE USE

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2.8 SUSPENSION OR TERMINATION OF SERVICE (Cont'd)

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2.8 SUSPENSION OR TERMINATION OF SERVICE (Cont'd)

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Section 2 - GENERAL RULES AND REGULATIONS (Cont'd)

2.8 SUSPENSION OR TERMINATION OF SERVICE (Cont'd)

2.8.1 DISCONNECTION OF SERVICE (Cont'd)

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Section 2 - GENERAL RULES AND REGULATIONS (Cont'd)

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Section 2 - GENERAL RULES AND REGULATIONS (Cont'd)

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Section 2 - GENERAL RULES AND REGULATIONS (Cont'd)

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2.14 RESERVED FOR FUTURE USE

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Section 2 - GENERAL RULES AND REGULATIONS (Cont'd)

2.14 RESERVED FOR FUTURE USE

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Section 2 - GENERAL RULES AND REGULATIONS (Cont'd)

2.15 IntraLATA Presubscription

A. IntraLATA Presubscription

1. 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.

2. 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 his/her interLATA toll carrier as the presubscribed carrier for IntraLATA toll calls subject to presubscription.

Option C: Subscriber may select a carrier other than the Telephone Company or the subscriber's IntraLATA 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.

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Issued by: Richard E. Ottalagana, Executive Vice President
290 Woodcliff Drive
Fairport, New York 14450

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Section 2 - GENERAL RULES AND REGULATIONS (Cont'd)

2.15 IntraLATA Presubscription (Cont'd)

A. IntraLATA Presubscription (Cont'd)

3. 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 5 below.

4. 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 subscriber's 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 required to dial a carrier

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 Section 2 - GENERAL RULES AND REGULATIONS (Cont'd)

2.15 IntraLATA Presubscription (cont'd)

A. IntraLATA Presubscription (cont'd)

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 Paragraph 5 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.

5. IntraLATA Presubscription Charges

a. Application of Charges

After a subscriber's initial selection for a presubscribed IntraLATA toll carrier and as detailed in Paragraph 4 above, for any change thereafter, an IntraLATA Presubscription Change Charge, as set forth in Paragraph 5.b will apply.

b. Nonrecurring Charges

(1) IntraLATA Presubscription Change Charge

Per business or residence line, trunk or port

-- Initial line, trunk, or port \$5.00

-- Additional line, trunk or port \$1.50

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Section 3 - CONNECTION CHARGES (Cont'd)

3.8 Public Pay Telephone Surcharge

In order to recover the Company's expenses to comply with the FCC's pay telephone compensation plan, effective October 7, 1997 (FCC 97-371), an undiscountable per call charge is applicable to all intrastate, interstate, and international calls that originate from any domestic pay telephone used to access Company services. This surcharge, which is in addition to standard tariffed usage charges and any applicable service charges and surcharges associated with service, applies for the use of the instrument used to access Company service and is unrelated to the Company service accessed from the pay telephone.

Pay telephones include coin-operated and coinless phones owned by local telephone companies, independent companies and other interexchange carriers. The Public Pay Telephone Surcharge applies to the initial completed call and any reoriginated call (i.e., using the # symbol).

Whenever possible, the Public Pay Telephone Surcharge will appear on the same invoice containing the usage charges for the surcharged call. In cases where proper pay telephone coding digits are not transmitted to the Company prior to completion of a call, the Public Pay Telephone Surcharge may be billed on a subsequent invoice after the Company has obtained information from a carrier that the originating station is an eligible pay telephone.

The Public Pay Telephone Surcharge does not apply to calls placed from pay telephones at which the Subscriber pays for service by inserting coins during the progress of the call.

	<u>Min</u>	<u>Max</u>	
Per Call Charge:	\$0.00	\$0.70	(I)

Issued: September 24, 2004

Effective: September 24, 2004

Issued by: Daniel J. Venuti, EVP, Secretary & General Counsel
 One PAETEC Plaza, 600 Willowbrook Office Park
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Section 4 – RESERVED FOR FUTURE USE

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4.1 RESERVED FOR FUTURE USE

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Section 4 – RESERVED FOR FUTURE USE

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4.2 RESERVED FOR FUTURE USE

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Section 4 – RESERVED FOR FUTURE USE

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Issued by: Charles E. Sieving, EVP, Secretary & General Counsel
One PAETEC Plaza, 600 WillowBrook Office Park
Fairport, New York 14450

(T)

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Issued Under Authority of the Public Utilities Commission of Ohio,
dated _____, in Case No. 98-1401-TP-ACE

BUSINESS NETWORK SWITCHED SERVICES

Issued:

Issued by: Richard E. Ottalagana, Executive Vice President
290 Woodcliff Drive
Fairport, New York 14450

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Issued Under Authority of the Public Utilities Commission of Ohio,
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 Section 7 – BUSINESS NETWORK SWITCHED SERVICES

7.1 GENERAL

Business Network Switched Service provide a business subscriber with a connection to the Company's switching network which enables the subscriber to:

- 7.1.1 receive calls from other stations on the public switched telephone network;
- 7.1.2 access the Company's local calling service;
- 7.1.3 access the Company's operators and business office for service related assistance; access toll-free telecommunications service such as 800 NPA; and access 911 service for emergency calling; and
- 7.1.4 access the service of providers of interexchange service or intraLATA toll service. A subscriber may presubscribe to such provider's service to originate calls on a direct dialed basis or to receive 800 service from such provider, or may access a provider on an ad hoc basis by dialing the provider's Carrier Identification Code (10XXX). To the extent that intraLATA presubscription is available, at the time of initial subscription, the subscriber shall designate a Primary Interexchange Carrier (PIC) for intra-LATA and interLATA toll service. If the subscriber does not select an intraLATA PIC, and does not request blocking of intra-LATA toll calls, the Company shall be deemed to have been designated as the subscriber's intra-LATA PIC.

Business Network Switched Service is provided via one or more channels terminated at the subscriber's premises. Each Business Network Switched Service channel corresponds to one or more analog, voice-grade telephonic communications channels that can be used to place or receive one call at a time.

Connection charges as described in Section 3 apply to all service on a one-time basis unless waived pursuant to this Tariff.

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Section 7 - BUSINESS NETWORK SWITCHED SERVICES (Cont'd)

7.2 SERVICE DESCRIPTIONS

The following Business Access Service Options are offered:

Basic Business Line Service
Public Access Lines Service
PBX Trunks

(D)

Basic Business Line Service and PBX trunks are offered with measured rate local service.

All Business Network Switched Service may be connected to customer-provided terminal equipment such as station sets, key systems, PBX systems, or facsimile machines. Service may be arranged for two-way calling, inward calling only or outward calling only.

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 Section 7 - BUSINESS NETWORK SWITCHED SERVICES (Cont'd)

7.2 SERVICE DESCRIPTIONS (Cont'd)

7.2.1 Basic Business Line Service (Cont'd)

A. General

Basic Business Line Service provides a customer with a one or more analog, voice-grade telephonic communications channel that can be used to place or receive one call at a time. Local calling service is available at a flat rate included in the line price, or on a measured usage basis. Basic Business Lines are provided for connection of customer-provided single-line terminal equipment such as station sets or facsimile machines.

The following Advanced Features are available at an additional charge:
1) Voice Messaging; and 2) 6-Way Conference per line.

Each Basic Business Line has the following characteristics:

Terminal Interface: 2-wire

Signaling Type: Loop start

Pulse Types: Dual Tone Multifrequency (DTMF) or Dial Pulse (DP)

Directionality: Two-Way, In-Only, or Out-Only, at the option of the customer

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 Section 7 - BUSINESS NETWORK SWITCHED SERVICES (Cont'd)

7.2 SERVICE DESCRIPTIONS (Cont'd)

7.2.1 Basic Business Line Service (Cont'd)

B. Measured Rate Basic Business Line Service

1. Description

Calls to points within the local exchange area are charged on the basis of the duration of completed calls originating from the customer's service in addition to a base monthly charge.

2. Recurring and Nonrecurring Charges

Charges for each Measured Rate Service line include a monthly recurring Base Service Charge and usage charges for completed calls originated from the customer's line based on the duration of calls during the billing period. In addition to the nonrecurring charges listed below, service order charges apply as described in Section 3 of this tariff. In certain circumstances, service to customers may require the use of a link (and, or) number portability arrangements provided by the Incumbent Local Exchange Carrier. In such circumstances, the monthly recurring charge to the customer will be the greater of the company's Base Service Line charge set forth below or the charge to the company by the Incumbent Local Exchange Carrier for the link used to serve the customer. If the Customer is served through a Number Portability Arrangement, the charge from the Incumbent Local Exchange Carrier to the Company to recover costs from the Number Portability arrangement will be passed through to the Customer.

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Section 7 - BUSINESS NETWORK SWITCHED SERVICES (Cont'd)

7.2 SERVICE DESCRIPTIONS (Cont'd)

7.2.1 Basic Business Line Service (Cont'd)

C. [RESERVED FOR FUTURE USE]

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Section 7 - BUSINESS NETWORK SWITCHED SERVICES (Cont'd)

7.2 SERVICE DESCRIPTIONS (Cont'd)

7.2.2 Public Access Line Service

Public Access Line Service provides a single, analog, voice-grade telephonic communications channel that can be used to connect a pay telephone to the Company's switching equipment. Local measured usage charges apply to all local calls originating on this line. Service to customers may require the use of a link (and, or) number portability arrangements provided by the Incumbent Local Exchange Carrier. In such circumstances, the monthly recurring charge to the customer will be the greater of the company's Base Service Line charge set forth below or the charge to the company by the Incumbent Local Exchange Carrier for the link used to serve the customer. If the Customer is served through a Number Portability Arrangement, the charge from the Incumbent Local Exchange Carrier to the Company to recover costs from the Number Portability arrangement will be passed through to the Customer.

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Section 7 - BUSINESS NETWORK SWITCHED SERVICES (Cont'd)

7.2 SERVICE DESCRIPTIONS (Cont'd)

7.2.3 PBX Trunk Service

A. General

PBX trunks are provided for connection of customer-provided PBX terminal equipment. Trunks can be delivered at a DS0 level or at the DS1 level.

DID service allows callers to reach the called party without going through a PBX attendant. DOD service allows end users to dial outside of a PBX system without going through the PBX attendant to get access to an outside line. Digital trunks cannot be two-way trunks, but must be ordered as with either Direct Inward Dialing (DID) or Direct Outward Dialing (DOD).

For DID configured PBX trunks additional charges apply for Direct Inward Dial Station numbers.

All DID subscribers will be subject to the provision set for in Section 14.3.2, 14.3.4 and 14.3.6. (N)
 (N)

Each DS0 level Trunk has the following characteristics:

- Terminal Interface: 2-wire or 4-wire, as required for the provision of service
- Signaling Type: Loop, Ground, E&M I, II, III
- Pulse Type: Dual Tone Multi-Frequency (DTMF) or Dial Pulse (DP)
- Directionality: In-Coming Only (DID), Out-Going Only (DOD), or Two-Way

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 Section 7 - BUSINESS NETWORK SWITCHED SERVICES (Cont'd)

7.2 SERVICE DESCRIPTIONS (Cont'd)

7.2.3 PBX Trunk Service (Cont'd)

B. Measured Rate PBX Trunks

(1) Description

Measured Rate DS0 PBX Trunks provide the customer with a single voice grade telephonic communications channel which can be used to place or receive one call at a time. Local calls on two-way trunks and DOD trunks are billed on a measured rate basis. DID trunks are arranged for one-way inward calling only.

(2) Recurring and Nonrecurring Charges

In addition to the nonrecurring charges listed below, service order charges apply as described in Section 3 of this tariff. Charges for each Measured Rate PBX Trunk include a monthly recurring Base Service Charge and usage charges for completed calls originated from the customer's lines based on the duration of calls during the billing period. Local calling areas are as specified in Section 10. Service to customers may require the use of a link (and, or) number portability arrangements from the incumbent Local Exchange Carrier.

In such circumstances, the monthly recurring charge to the customer will be the greater of the company's Base Service Line charge set forth below or the charge to the Company by the Incumbent Local Exchange Carrier for the link used to serve the customer. If the Customer is served through a Number Portability Arrangement, the charge from the Incumbent Local Exchange Carrier to the Company to recover costs from the Number Portability arrangement will be passed through to the Customer.

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Section 7 - BUSINESS NETWORK SWITCHED SERVICES (Cont'd)

7.2 SERVICE DESCRIPTIONS (Cont'd)

7.2.3 PBX Trunk Service (Cont'd)

C. Measured Rate Analog PBX Trunks

(1) Recurring and Nonrecurring Charges

Terminal Numbers:

1-20 lines in terminal group

100 lines in terminal group

(2) Measured Usage Charges

Measured Usage Charges for Measured Rate PBX Trunks are the same as those indicated for a basic business line.

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Section 7 - BUSINESS NETWORK SWITCHED SERVICES (Cont'd)

7.2 SERVICE DESCRIPTIONS (Cont'd)

7.2.3 PBX Trunk Service (Cont'd)

D. [RESERVED FOR FUTURE USE]

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Section 7 - BUSINESS NETWORK SWITCHED SERVICES (Cont'd)

7.2 SERVICE DESCRIPTIONS (Cont'd)

7.2.4 Rates

A. PBX Trunks (minimum 24) Monthly per Trunk:

	<u>Min</u>	<u>Max</u>
DOD Trunk	\$5.00	35.00
DID Trunk	\$10.00	45.00
PBX/Attendant Trunk	\$5.00	35.00
Two Way Combo Trunk	\$10.00	45.00

Non-Recurring Installation Charge Per Line:

	<u>Min</u>	<u>Max</u>
DOD Trunk	MCLR	MCLR
DID Trunk	MCLR	MCLR
PBX/Attendant Trunk	MCLR	MCLR
Two Way Combo	MCLR	MCLR

*MCLR - Maximum contracted link rates or Maximum rate at which Company leases links.

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Section 7 - BUSINESS NETWORK SWITCHED SERVICES (Cont'd)

7.2 SERVICE DESCRIPTIONS (Cont'd)

7.2.4 Rate (Cont'd)

B.	<u>DID Numbers</u>	<u>Monthly Charge:</u>	
			<u>Min</u> <u>Max</u>
	Per 20 numbers	\$1.00	\$10.00
	Per 100 numbers	3.50	35.00

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Section 7 - BUSINESS NETWORK SWITCHED SERVICES (Cont'd)

7.2 SERVICE DESCRIPTIONS (Cont'd)

7.2.5 Term Liability/Termination Charges

Several of the services offered above are available at reduced prices if the Customer agrees at the time the order is placed to continued service for a specified period of time ("term"). If the Customer terminates service prior to the end of the term, in part or in whole, then termination charges may apply. If a customer disconnects service prior to the fulfillment of the term plan contracted, then a termination liability will be due to Company from Customer. The termination liability charge will be the difference between the monthly rate for the highest term period which could have been satisfied prior to service discontinuance and the monthly rate for the selected commitment period multiplied by the actual number of months the plan has been in effect. The monthly rates used for this calculation will be those in effect at the time the service is disconnected.

7.2.6 RESERVED FOR FUTURE USE

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Section 7 - BUSINESS NETWORK SWITCHED SERVICES (Cont'd)

7.2 SERVICE DESCRIPTIONS (Cont'd)

7.2.6 RESERVED FOR FUTURE USE

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7.2.7 RESERVED FOR FUTURE USE

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Section 11 - EFFECTIVE PRICE LIST

11.1 Connection Charges

	<u>Charge</u>
Service Order:	\$15.00
Premises Visit:	\$15.00
Service Call (per hour rate per technician):	\$0.00

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PICC Charge:	\$5.00
Public Pay Telephone Surcharge (per call)	\$0.56

11.2 RESERVED FOR FUTURE USE

(D)

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Section 11 - EFFECTIVE PRICE LIST

11.2 RESERVED FOR FUTURE USE

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Section 11 - EFFECTIVE PRICE LIST (CONT'D)

11.4 Business Network Switched Services

Measured Rate Analog PBX Trunks:

Monthly Recurring Charge

One Year Term:

DOD Trunk - Per Line	\$12.60
DID Trunk - Per Line	35.25
PBX/Attendant Trunk	12.60
Two Way Combo Trunks	35.25

Two Year Term:

DOD Trunk - Per Line	\$10.80
DID Trunk - Per Line	32.25
PBX/Attendant Trunk	10.80
Two Way Combo Trunks	32.25

Three Year Term:

DOD Trunk - Per Line	\$9.66
DID Trunk - Per Line	30.91
PBX/Attendant Trunk	9.66

Nonrecurring Installation Charges

DOD Trunk	\$45.00
DID Trunk	\$45.00
PBX/Attendant Trunk	\$45.00
Two Way Combo Trunks	\$45.00

DID Numbers:

	<u>Nonrecurring Installation</u>	<u>Monthly</u>
Per 20 numbers	N/C	\$5.50
Per 100 numbers	N/C	\$10.25

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Section 11 - EFFECTIVE PRICE LIST (CONT'D)

(D)

(D)

11.5 Directory

Directory Listings

Per Listing or Per Number Charges

Primary Listing	No Charge
Additional Listing	2.25
Nondirectory Listed Number	2.25
Nonpublished Number	2.25

Service Call (per hour/per technician) \$100.00

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Section 11 - EFFECTIVE PRICE LIST (Cont'd)

11.6 Emergency Contact Service

Monthly Recurring Charge:	\$25.00
Installation Fee:	\$150.00

11.7 RESERVED FOR FUTURE USE

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Section 11 - EFFECTIVE PRICE LIST (Cont'd)

11.7 RESERVED FOR FUTURE USE

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TITLE SHEET

RESALE INTEREXCHANGE TELECOMMUNICATIONS SERVICES

Copies may be inspected, during normal business hours, at Carrier's principal place of business, One PaeTec Plaza, 600 Willowbrook Office Park, Fairport, New York 14450.

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SECTION 12. TECHNICAL TERMS AND ABBREVIATIONS

Access Line - An arrangement from a local exchange telephone company or other common carrier, using either dedicated or switched access, which connects a Subscriber's location to Carrier's location or switching center.

Authorization Code - A numerical code, one or more of which may be assigned to a Subscriber, to enable Carrier to identify the origin of service User so it may rate and bill the call. All authorization codes shall be the sole property of Carrier and no Subscriber shall have any property or other right or interest in the use of any particular authorization code. Automatic numbering identification (ANI) may be used as or in connection with the authorization code.

Automatic Numbering Identification (ANI) - A type of signaling provided by a local exchange telephone company which automatically identifies the local exchange line from which a call originates.

Calling Card - A postpaid or prepaid calling card issued by Carrier which allows Subscribers and/or Users to make telephone calls and charge the calls to a postpaid or prepaid account. Calls charged to a Carrier-issued postpaid Calling Card will appear on the Subscriber's regular monthly bill. Calls charged to a Carrier-issued prepaid Calling Card will be charged against the debit account.

Carrier or Company - Refers to PaeTec Communications, Inc.

Commission - Refers to the Public Utility Commission of Ohio.

Common Carrier - A company or entity providing telecommunications services to the public.

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 SECTION 12. TECHNICAL TERMS AND ABBREVIATIONS (Cont'd)

Local Access and Transport Area (LATA) - The term "Local Access Transport Area" denotes a geographical area established by the U.S. District Court for the District of Columbia in Civil Action No. 82-0192, within which a local exchange company provides communications services.

Measured Charge - A charge assessed on a per minute basis in calculating a portion of the charges due for a completed interexchange call.

Subscriber/Customer - The person or legal entity which enters into arrangements for Carrier's telecommunications services and is responsible for payment of Carrier's services.

Telecommunications - The transmission of voice communications or, subject to the transmission capabilities of the service, the transmission of data, facsimile, signaling, metering, or other similar communications.

Term - The timeframe by which the subscriber agrees to be served by the Carrier.

User - The person(s) utilizing Carrier's services.

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SECTION 13. RULES AND REGULATIONS**13.1 Application of Tariff**

- 13.1.1 This tariff contains the regulations and rates applicable to intrastate resale telecommunications services provided by Carrier for telecommunications between points within the State of Ohio. Carrier's services are furnished subject to the availability of facilities and subject to the terms and conditions of this tariff.
- 13.1.2 The rates and regulations contained in this tariff apply only to the services furnished by Carrier and do not apply, unless otherwise specified, to the lines, facilities, or services provided by a local exchange telephone company or other common carrier for use in accessing the services of Carrier.
- 13.1.3 The Subscriber is entitled to limit the use of Carrier's services by Users at the Subscriber's facilities, and may use other common carriers in addition to or in lieu of Carrier.
- 13.1.4 At the Option of the Company, service may be offered on a contract basis to meet specialized requirements of the Customer not contemplated in this tariff as approved by the Public Utility Commission of Ohio. The terms of each contract shall be mutually agreed upon between the Customer and Company and may include discounts off of rates contained herein, waiver of recurring or nonrecurring charges, charges for specially designed and constructed services not contained in the Company's general service offerings, or other customized features. The terms of the contract may be based partially or completely on the term and volume commitment, type of originating or terminating access, mixture of services or other distinguishing features. Service shall be available to all similarly situated Customers for a fixed period of time following the initial offering for the first contract Customer as specific in each individual contract.

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SECTION 13. RULES AND REGULATIONS (Cont'd)13.2 Use of Services

- 13.2.1 Carrier's services may be used for any lawful purpose consistent with the transmission and switching parameters of the telecommunications facilities utilized in the provision of services.
- 13.2.2 The use of Carrier's services to make calls which might reasonably be expected to frighten, abuse, torment, or harass another or in such a way as to unreasonably interfere with use by others is prohibited.
- 13.2.3 The use of Carrier's services without payment for service or attempting to avoid payment for service by fraudulent means or devices, schemes, false or invalid numbers, or false calling or credit cards is prohibited.
- 13.2.4 Carrier's services are available for use twenty-four hours per day, seven days per week.
- 13.2.5 Carrier does not transmit messages pursuant to this tariff, but its services may be used for that purpose.
- 13.2.6 Carrier's services may be denied for nonpayment of charges or for other violations of this tariff.
- 13.2.7 Carrier's services may be denied for any use by Customer which is illegal, or poses an undue risk or liability to Carrier, or is obtained through fraud or wilful misrepresentation.

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SECTION 13. RULES AND REGULATIONS (Cont'd)

13.3 Liability of Carrier

13.3.1 Except as otherwise stated in this section, the liability of Carrier for damages arising out of either: (1) the furnishing of its services, including but not limited to mistakes, omissions, interruptions, delays, or errors, or other defects, representations, or use of these services, or (2) the failure to furnish its service, whether caused by acts or omission, shall be limited to the extension of allowances to the Customer for interruptions in service as set forth in Section 2.5.

13.3.2 Except for the extension of allowances to the Customer for interruptions in service as set forth in Section 2.5, Carrier shall not be liable to a Customer or third party for any direct, indirect, special, incidental, reliance, consequential, exemplary or punitive damages, including, but not limited to, loss of revenue or profits, for any reason whatsoever, including, but not limited to, any act or omission, failure to perform, delay, interruption, failure to provide any service or any failure in or breakdown of facilities associated with the service.

13.3.3 The liability of Carrier for errors in billing that result in overpayment by the Customer shall be limited to a credit equal to the dollar amount erroneously billed or, in the event that payment has been made and service has been discontinued, to a refund of the amount erroneously billed.

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SECTION 13. RULES AND REGULATIONS (Cont'd)

13.3 Liability of Carrier (Cont'd)

13.3.4 Carrier shall not be liable for any claims for loss or damages involving:

- A. Any act or omission of: (1) the Customer, (2) any other entity furnishing service, equipment or facilities for use in conjunction with services or facilities provided by Carrier; or (3) common carriers or warehousemen;
- B. Any delay or failure of performance or equipment due to causes beyond Carrier's control, including but not limited to, acts of God, fires, floods, earthquakes, hurricanes, or other catastrophes; national emergencies, insurrections, riots, wars or other civil commotions; strikes, lockouts, work stoppages or other labor difficulties; criminal actions taken against Carrier; unavailability, failure or malfunction of equipment or facilities provided by the Customer or third parties; and any law, order, regulation or other action of any governing authority or agency thereof;
- C. Any unlawful or unauthorized use of Carrier's facilities and services;

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SECTION 13. RULES AND REGULATIONS (Cont'd)13.3 Liability of Carrier (Cont'd)

- 13.3.4 D. Libel, slander, invasion of privacy or infringement of patents, trade secrets, or copyrights arising from or in connection with the transmission of communications by means of Carrier-provided facilities or services; or by means of the combination of Carrier-provided facilities or services with Customer-provided facilities or services;
- E. Breach in the privacy or security of communications transmitted over Carrier's facilities;
- F. Changes in any of the facilities, operations or procedures of Carrier that render any equipment, facilities or services provided by the Customer obsolete, or require modification or alteration of such equipment, facilities or services, or otherwise affect their use or performance, except where reasonable notice is required by Carrier and is not provided to the Customer, in which event Carrier's liability is limited as set forth in subsection 2.3.1 of this Section 2.3.
- G. Defacement of or damage to Customer premises resulting from the furnishing of services or equipment on such premises or the installation or removal thereof;

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dated _____, in Case No. 98-1401-TP-ACE

SECTION 13. RULES AND REGULATIONS (Cont'd)13.3 Liability of Carrier (Cont'd)

- 13.3.4 H. Injury to property or injury or death to persons, including claims for payments made under Workers' Compensation law or under any plan for employee disability or death benefits, arising out of, or caused by, any act or omission of the Customer, or the construction, installation, maintenance, presence, use or removal of the Customer's facilities or equipment connected, or to be connected to Carrier's facilities;
- I. Any intentional, wrongful act of a Carrier employee when such act is not within the scope of the employee's responsibilities for Carrier and/or is not authorized by Carrier;
- J. Any representations made by Carrier employees that do not comport, or that are inconsistent, with the provisions of this Tariff;
- K. Any act or omission in connection with the provision of 911, E911, or similar services involving emergencies;
- L. Any noncompletion of calls due to network busy conditions;
- M. Any calls not actually attempted to be completed during any period that service is unavailable.

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Issued by: Richard E. Ottalagana, Executive Vice President
290 Woodcliff Drive
Fairport, New York 14450

Effective:

Issued Under Authority of the Public Utilities Commission of Ohio,
dated _____, in Case No. 98-1401-TP-ACE

 SECTION 13. RULES AND REGULATIONS (Cont'd)
13.3 Liability of Carrier (Cont'd)

13.3.5 Carrier shall be indemnified, defended and held harmless by the Customer or end user from and against any and all claims, loss, demands, suits, expense, or other action or any liability whatsoever, including attorney fees, whether suffered, made, instituted, or asserted by the Customer or by any other party, for any personal injury to or death of any person or persons, and for any loss, damage or destruction of any property, including environmental contamination, whether owned by the Customer or by any other party, caused or claimed to have been caused directly or indirectly by the installation, operation, failure to operate, maintenance, presence, condition, location, use or removal of any Carrier or Customer equipment or facilities or service provided by Carrier.

13.3.6 Carrier does not guarantee nor make any warranty with respect to installations Provided by it for use in an explosive atmosphere. Carrier shall be indemnified, defended and held harmless by the Customer from and against any and all claims, loss, demands, suits, or other action, or any liability whatsoever, including attorney fees, whether suffered, made, instituted or asserted by the Customer or by any other party, for any personal injury to or death of any person or persons, and for any loss, damage or destruction of any property, including environmental contamination, whether owned by the Customer or by any other party, caused or claimed to have been caused directly or indirectly by the installation, operation, failure to operate, maintenance, presence, condition, location, use or removal of any equipment or facilities or the service.

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SECTION 13. RULES AND REGULATIONS (Cont'd)

13.3 Liability of Carrier (Cont'd)

13.3.7 Carrier assumes no responsibility for the availability or performance of any cable or satellite systems or related facilities under the control of other entities, or for other facilities provided by other entities used for service to the Customer, even if Carrier has acted as the Customer's agent in arranging for such facilities or services. Such facilities are provided subject to such degree of protection or nonpreemptibility as may be provided by the other entities.

13.3.8 Any claim of whatever nature against Carrier shall be deemed conclusively to have been waived unless presented in writing to Carrier within thirty (30) days after the date of the occurrence that gave rise to the claim.

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

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SECTION 13. RULES AND REGULATIONS (Cont'd)13.4 Responsibilities of the Subscriber

- 13.4.1 The Subscriber is responsible for placing any necessary orders; for complying with tariff regulations; for the placement of any stickers or tent cards provided by Carrier or as required by law; and for assuring that Users comply with tariff regulations. The Subscriber shall ensure compliance with any applicable laws, regulations, orders or other requirements (as they exist from time to time) of any governmental entity relating to services provided or made available by the Subscriber to Users. The Subscriber is also responsible for the payment of charges for calls originated at the Subscriber's numbers which are not collect, third party, calling card, or credit card calls.
- 13.4.2 The Subscriber is responsible for charges incurred for special construction and/or special facilities which the Subscriber requests and which are ordered by Carrier on the Subscriber's behalf.
- 13.4.3 If required for the provision of Carrier's services, the Subscriber must provide any equipment space, supporting structure, conduit and electrical power without charge to Carrier.

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SECTION 13. RULES AND REGULATIONS (Cont'd)13.4 Responsibilities of the Subscriber (Cont'd)

13.4.4 The Subscriber is responsible for arranging access to its premises at times mutually agreeable to Carrier and the Subscriber when required by Carrier personnel to install, repair, maintain, program, inspect or remove equipment with the provision of Carrier's services.

13.4.5 The Subscriber shall ensure that the equipment and/or system is properly interfaced with Carrier facilities or services, that the signals emitted into Carrier's network are of the proper mode, bandwidth, power, and signal level for the intended use of the Subscriber and in compliance with the criteria set forth in this tariff, and that the signals do not damage equipment, injure personnel, or degrade service to other Subscribers. If the Federal Communications Commission or some other appropriate certifying body certifies terminal equipment as being technically acceptable for direct electrical connection with interstate communications service, Carrier will permit such equipment to be connected with its channels without use of protective interface devices.

If the Subscriber fails to maintain the equipment and/or the system properly, with resulting imminent harm to Carrier equipment, personnel, or the quality of service to other Subscribers, Carrier may, upon written notice, require the use of protective equipment at the Subscriber's expense. If this fails to produce satisfactory quality and safety, Carrier may, upon written notice, terminate the Subscriber's service.

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SECTION 13. RULES AND REGULATIONS (Cont'd)13.4 Responsibilities of the Subscriber (Cont'd)

- 13.4.6 The Subscriber must pay Carrier for replacement or repair of damage to the equipment or facilities of Carrier caused by negligence or willful act of the Subscriber, Users, or others, by improper use of the services, or by use of equipment provided by the Subscriber, Users, or others.
- 13.4.7 The Subscriber must pay for the loss through theft of any Carrier equipment installed at Subscriber's premises.
- 13.4.8 The Subscriber is responsible for payment of the charges set forth in this tariff.
- 13.4.9 The Subscriber is responsible for compliance with the applicable regulations set forth in this tariff.
- 13.4.10 The Subscriber shall indemnify and save Carrier harmless from all liability disclaimed by Carrier as specified in Section 2.3 above, arising in connection with the provision of service by Carrier, and shall protect and defend Carrier from any suits or claims against Carrier and shall pay all expenses and satisfy all judgments rendered against Carrier in connection herewith. Carrier shall notify the Subscriber of any suit or claim against Carrier of which it is aware.

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SECTION 13. RULES AND REGULATIONS (Cont'd)

13.5 Cancellation or Interruption of Services

13.5.1 General

- A. A service is interrupted when it becomes unusable to the Customer, *e.g.*, the Customer is unable to transmit or receive, because of a failure of a component furnished by Carrier under this tariff.
- B. An interruption period begins when the Customer reports a service, facility or circuit to be inoperative and releases it for testing and repair. An interruption period ends when the service, facility or circuit is operative.
- C. If the Customer reports a service, facility or circuit to be inoperative but declines to release it for testing and repair, the service, facility or circuit is considered to be impaired but not interrupted. No credit allowances will be made for a service, facility or circuit considered by Carrier to be impaired.

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SECTION 13. RULES AND REGULATIONS (Cont'd)13.5 Cancellation or Interruption of Services (Cont'd)

13.5.2 Limitations on Allowances

No credit allowance will be made for any interruption of service:

- A. due to the negligence of, or noncompliance with the provisions of this Tariff by, any person or entity other than Carrier, including but not limited to the Customer or other common carriers connected to the service of Carrier;
- B. due to the failure of power, equipment, systems, or services not provided by Carrier;
- C. due to circumstances or causes beyond the control of Carrier;
- D. during any period in which Carrier is not given full and free access to its facilities and equipment for the purposes of investigating and correcting interruptions;
- E. during any period in which the Customer continues to use the service on an impaired basis;

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SECTION 13. RULES AND REGULATIONS (Cont'd)**13.5 Cancellation or Interruption of Services (Cont'd)****13.5.2 Limitations on Allowances (Cont'd)**

- F. during any period when the Customer has released service to Carrier for maintenance purposes or for implementation of a Customer order for a change in service arrangements;
- G. that occurs or continues due to the Customer's failure to authorize replacement of any element of special construction; and
- H. that was not reported to Carrier within thirty (30) days of the date that service was affected.

13.5.3 Application of Credits for Interruptions of Service

Credits for interruptions of service, for which charges are specified on the basis of per minute of use, or on the usage of a fraction of a minute, shall in no event exceed an amount equal to the initial period charge provided for under this tariff.

13.6 Discontinuance of Service for Cause

13.6.1 Without incurring liability, the Company may discontinue the provision of service to a Customer or to a particular Customer location, or may withhold the provision of ordered or contracted services, with notice: (T)

- A. For nonpayment of any sum due to the Company for more than thirty (30) days after issuance of the bill for the amount due;
- B. For violation of any of the provisions of this tariff;
- C. For violation of any law, rule, regulation or policy of any governing authority having jurisdiction over the Company's services; or

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One PAETEC Plaza, 600 Willowbrook Office Park
Fairport, New York 14450

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(T)

SECTION 13. RULES AND REGULATIONS (Cont'd)13.6 Discontinuance of Service for Cause (Cont'd)

- D. By reason of any order or decision of a court, public service commission or federal regulatory body or other governing authority prohibiting the Company from furnishing its services.

13.7 Billing Arrangements

- 13.7.1 The Subscriber will either be billed directly by Carrier or its intermediary, or charges will be included in the Subscriber's regular telephone bill pursuant to billing and collection agreements established by Carrier or its intermediary with the applicable telephone company.
- 13.7.2 Carrier will render bills monthly. Payment is due within thirty (30) days after the Subscriber's receipt of its bill.
- 13.7.3 Carrier may impose a late payment charge not to exceed 1.5% on any bill not paid within thirty (30) days of the receipt, which charge may only be assessed on outstanding balance. The Subscriber shall be responsible for all costs, including attorney's fees, incurred in the collection of unpaid charge or in any other action to enforce payments and/or obligations arising under this tariff. A charge of up to twenty dollars (\$20.00) may be imposed for returned checks.

13.8 Minimum Use Contracts

- 13.8.1 The Company may offer services which require a minimum use guarantee ("MUG") wherein the Subscriber agrees, in writing, to pay the minimum amount per period agreed to upon commencement of service. Subscribers falling below their MUG will be billed for the minimum amount due per period pursuant to the MUG agreement.

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SECTION 13. RULES AND REGULATIONS (Cont'd)

13.8 Minimum Use Contracts

13.8.2 Should the Subscriber choose to terminate their contract prior to expiration of the term agreed to in the MUG agreement, the Subscriber will be liable for the minimum usage requirements contained in the contract multiplied by the number of months remaining in the term, unless Subscriber converts to another Company service with equal or greater term and minimum usage commitments. If no minimum usage requirements are specified in the contract, upon any early termination of Subscriber's contract, Subscriber will be liable for their monthly average usage (calculated over the last three full months immediately preceding the date of termination) multiplied by the number of months remaining in the term.

13.8.3 The initial contract period for service under this section is one month. Subsequent contract periods shall be for additional one-month periods unless otherwise specified.

13.9 Validation of Credit

Carrier reserves the right to validate the credit worthiness of Subscribers or Users.

13.10 Contested Charges

All bills are presumed accurate, and shall be absolutely binding on the Subscriber unless written objection is received by Carrier within a reasonable time after such bills are rendered. In the case of a billing dispute between the Subscriber and Carrier for service furnished to the Subscriber, which cannot be settled with mutual satisfaction, the Subscriber can take the following course of action within thirty (30) days of the billing date:

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13.10.1 First, the Subscriber may request, and Carrier will provide, an in-depth review of the disputed amount. (The undisputed portion and subsequent bills must be paid on a timely basis or the service may be subject to disconnect.)

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One PaeTec Plaza, 600 Willowbrook Office Park (T)
Fairport, New York 14450

SECTION 13. RULES AND REGULATIONS (Cont'd)

13.10 Contested Charges (Cont'd)

13.10.2 Second, if there is still a disagreement about the disputed amount after the investigation and review by a manager of Carrier, the Subscriber may file an appropriate complaint with the Public Utility Commission of Ohio. The Commission's address is:

Public Utilities Commission of Ohio
180 East Broad Street
Columbus, Ohio 43215-3793
(614) 466-3016

If dispute fails to be resolved and Carrier initiates legal proceedings to collect any amount due hereunder, and Carrier substantially prevails in such proceedings, then Subscriber shall pay the reasonable attorneys' fees and costs incurred by Carrier in prosecuting such proceedings and any appeals therefrom.

13.11 Billing Entity Conditions

When billing functions on behalf of Carrier are performed by local exchange telephone companies, or others, the payment conditions and regulations of such companies apply, including any applicable interest and/or late payment charge conditions.

13.12 Deposits

Carrier reserves the right to require a deposit from the Subscriber.

13.12.1 Deposit Requirements

The Company may require from any Customer or prospective Customer a deposit to be held as a guarantee for the payment of charges. Any applicant who is either not a previous Customer having an established prompt payment record or whose credit record is not satisfactory may be required to pay a deposit. The Company may require separate deposits for different Services purchased by Customer, all of which must be paid before any service is installed. In its calculation of a Customer's creditworthiness, The Company will use trading banking references, credit reports, and any other information pertinent to a Customer's credit subject to applicable law.

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(N)

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One PAETEC Plaza, 600 Willowbrook Office Park
Fairport, New York 14450

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Issued Under Authority of the Public Utilities Commission of Ohio,
dated _____, in Case No. 98-1401-TP-ACE

SECTION 13. RULES AND REGULATIONS (Cont'd)13.12 Deposits (cont'd)13.12.2 Amount of Deposit

The amount of the deposit shall not be more than two hundred thirty percent of a months usage of the Company's services for any specific Customer. The amount of such usage may be estimated from past usage, the Customer's estimated anticipated usage, or The Company's state average usage considering type and nature of service. The amount of deposit may exceed this total when services are provided for shorter periods of time or special occasions. In lieu of a deposit, a Customer may provide a third-party guarantor, as set forth in 4901:1-5-14 of the Ohio Administrative Code.

13.12.3 Handling of Deposits

Deposits shall be sent or delivered to: PAETEC Communications, Inc., One PAETEC Plaza, 600 WillowBrook Office Park, Fairport, NY 14450. The Company will maintain records that show the name and address of each depositor, the amount and date of the deposit, and each transaction concerning the deposit. Unclaimed deposits, together with accrued interest, shall be credited to an appropriate account and shall be disposed of in accordance with law.

13.12.4 Receipts

A receipt of deposit will be furnished to each Customer from whom a deposit is received. Upon request, duplicate receipts will be provided to Customers who have lost their receipts if the deposits are substantiated by The Company 's records.

(N)

(N)

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SECTION 13. RULES AND REGULATIONS (Cont'd)

13.12 Deposits (cont'd)

13.12.5 Customer Obligations

The existence of a deposit in no way relieves the Customer of the obligation to comply with The Company's regulations for the prompt payment of bills.

13.12.6 Refund

The deposit shall be refunded or credited to the Customer after not more than twelve (12) consecutive months of prompt payment or as required by applicable Commission rules. The account shall be reviewed after twelve (12) months of service, and if the deposit is retained, it shall again be reviewed at the end of The Company's accounting year or on the anniversary date of the account.

13.12.7 Interest

Deposits held for thirty days or more will be paid interest on that deposit at a rate specified by the Ohio Public Utilities Division.

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13.13 Telephone Surcharges/Taxes/Contributions

In addition to the rates and charges applicable according to the rules and regulations of this tariff, various surcharges and taxes may apply to charges incurred by and billed to the customer on the monthly billing statement. The Customer is responsible for payment of any fees (including franchise and right-of-way fees), charges, surcharges, contributions and taxes (however designated) (including without limitation universal service contributions, telephone relay service contributions, sales, use, gross receipts, excise, access or other taxes but excluding taxes on the Company's net income) imposed by any local, state, or federal government on or based upon the provision, sale or use of the Company's services. Fees, charges, and taxes imposed by a city, county, or other political subdivision will be collected only from those Customers receiving service within the boundaries of that subdivision.

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SECTION 13. RULES AND REGULATIONS (Cont'd)13.14 Minimum Call Completion Rate

Carrier will ensure an industry standard blocking rate no greater than P.01.

13.15 Promotions

Carrier may from time to time 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 charge, other than a non-recurring charge, shall be limited to ninety (90) days on a per-customer basis.

13.16 Individual Case Basis (ICB) Arrangements

Arrangements will be developed on a case-by-case basis in response to a bona fide request from the customer or prospective customer to develop a competitive bid for a service not generally offered under this tariff. ICB rates will be offered to the customer in writing, on a non-discriminatory basis and will be filed with the PUCO for approval.

13.17 Invoice Options

A Commercial Customer's invoice information is presented on either a CD or in electronic format as chosen by the Customer. The CD will be sent by mail and the electronic version is accessible either via the Internet or by e-mail to the Customer. Both of these options are available at no charge to the Customer. Should the Customer choose to receive by mail, a paper invoice in addition to the electronic invoice, the Customer may be responsible for a monthly charge as indicated in the rate section following. This billing service is independent of additional paper invoices, documents or other Company services that provide specific call detail information or other data not normally provided in the invoice as rendered.

B. Rates

A customer can choose a one-page summary with a remittance slip for no charge. All other paper invoice charges are as follows:

- 2 – 4 pages \$5.00
- 5 – 19 pages \$10.00
- 20+ pages \$15.00

(N)

(N)

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SECTION 14 - RESERVED FOR FUTURE USE

(D)

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SECTION 15 – RATE SCHEDULE (Cont'd)

(D)

15.1 RESERVED FOR FUTURE USE

15.2 RESERVED FOR FUTURE USE

15.3 RESERVED FOR FUTURE USE

15.4 RESERVED FOR FUTURE USE

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SECTION 15 – RATE SCHEDULE (Cont'd)

(D)

15.5 RESERVED FOR FUTURE USE

15.6 RESERVED FOR FUTURE USE

15.7 RESERVED FOR FUTURE USE

15.8 RESERVED FOR FUTURE USE

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SECTION 15 – RATES SCHEDULE (Cont'd)

15.9 [Reserved For Future Use]

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SECTION 15 – RATES SCHEDULE (Cont'd)

15.9 [Reserved For Future Use]

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15.10 Public Pay Telephone Surcharge

In order to recover the Company's expended to comply with the FCC's pay telephone compensation plan, effective October 7, 1997 (FCC 97-371), an undiscountable per call charge is applicable to all intrastate, interstate, and international calls that originate from any domestic pay telephone used to access Company services. This surcharge which is in addition to standard tariffed usage charges and any applicable service charges and surcharges associated with service, applies for the use of the instrument used to access Company service and is unrelated to the Company service accessed from the pay telephone

Pay telephones include coin-operated and coinless phones owned by local telephone companies, independent companies and other interexchange carriers. The Public Pay Telephone Surcharge applies to the initial completed call and any reoriginated call (i.e. using the # symbol).

Whenever possible, the Public Pay Telephone Surcharge will appear on the same invoice containing the usage charges for the surcharged call. In cases where proper pay telephone coding digits are not transmitted to the Company prior to completion of a call, the Public Pay Telephone Surcharge may be billed on a subsequent invoice after the Company has obtained information from a carrier that the originating station is an eligible pay telephone.

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SECTION 15 – RATE SCHEDULE (Cont'd)

15.10 Public Pay Telephone Surcharge (Cont'd)

The Public Pay Telephone Surcharge does not apply to calls placed from pay telephones at which the Customer pays for service by inserting coins during the progress of the call

Per Call Charge: \$0.56

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Fairport, New York 14450

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Summary: Tariff electronically filed by Ms. Katherine A Hoagland on behalf of PAETEC Communications, Inc.