

FILE

Cleartel®

COMMUNICATIONS

12124 High Tech Avenue
Orlando, FL 32817

09-011-TP-ZTA
90-9303-TP-TRF

December 30, 2008

~~08-802-TP-ATA~~
~~90-6193-TP-TRF~~

Via Overnight Delivery

Rence Jenkins, Commission Secretary
Public Utilities Commission of Ohio
180 East Broad Street, 13th Floor
Columbus, Ohio 43215-3793

Re: nii communications, Ltd. PUCO No. 1 Revision

Dear Mrs. Jenkins:

In accordance with 4901:1-6-14, enclosed for filing please find the Application Form for Routine Proceedings. The following documents are included with this filing:

Telecommunications Application Form for Routine Proceedings

Exhibit A-Superseded Tariff Pages

Exhibit B-Proposed Revised Tariff Pages

Exhibit C-Summary of Changes

Questions regarding this filing may be directed to my attention at (407) 215-9736 or via email at jvillanueva@cleartel.com.

Thank you for your assistance.

Sincerely,

Jamie Villanueva
Jamie Villanueva
Regulatory Affairs Manager

RECEIVED-DOCKETING DIV
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Public Utilities Commission of Ohio
TELECOMMUNICATIONS APPLICATION FORM for ROUTINE PROCEEDINGS
(Effective: 01/18/2008)

9303

In the Matter of the Application of nii communications, Ltd.)
to introduce business service, ICB language and make other)
changes related to check sheet updates and company address.)

TRF Docket No. 90-6193 TP-TRF

Case No. ~~08-802~~ **TP** ~~ATA~~ **09-011-TP-ZTA**

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

Name of Registrant(s) nii communications, Ltd.

DBA(s) of Registrant(s) _____

Address of Registrant(s) 12124 High Tech Avenue, Suite 100, Orlando, Florida 32817

Company Web Address www.cleartel.com

Regulatory Contact Person(s) Ms. Jamie Villanueva

Phone 407-215-9736

Fax 877-612-3027

Regulatory Contact Person's Email Address jvillanueva@cleartel.com

Contact Person for Annual Report Xandria Lemon

Phone 407-740-3013

Address (if different from above) 2600 Maitland Center Parkway Maitland FL 32751

Consumer Contact Information Ms. Awilda Santiago

Phone 877-612-4226

Address (if different from above) _____

Motion for protective order included with filing? ☐ Yes ☒ 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 www.puco.ohio.gov 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.

Carrier Type <input type="checkbox"/> Other (explain below)	<input type="checkbox"/> ILEC	<input checked="" type="checkbox"/> CLEC	<input type="checkbox"/> CTS	<input type="checkbox"/> AOS/IOS
Tier 1 Regulatory Treatment				
Change Rates within approved Range	<input type="checkbox"/> TRF 1-6-04(B) (0 day Notice)	<input type="checkbox"/> TRF 1-6-04(B) (0 day Notice)		
New Service, expanded local calling area, correction of textual error	<input type="checkbox"/> ZTA 1-6-04(B) (0 day Notice)	<input checked="" type="checkbox"/> ZTA 1-6-04(B) (0 day Notice)		
Change Terms and Conditions, Introduce non-recurring service charges	<input type="checkbox"/> ATA 1-6-04(B) (Auto 30 days)	<input type="checkbox"/> ATA 1-6-04(B) (Auto 30 days)		
Introduce or Increase Late Payment or Returned Check Charge	<input type="checkbox"/> ATA 1-6-04(B) (Auto 30 days)	<input type="checkbox"/> ATA 1-6-04(B) (Auto 30 days)		
Business Contract	<input type="checkbox"/> CTR 1-6-17 (0 day Notice)	<input type="checkbox"/> CTR 1-6-17 (0 day Notice)		
Withdrawal	<input type="checkbox"/> ATW 1-6-12(A) (Non-Auto)	<input type="checkbox"/> ATW 1-6-12(A) (Auto 30 days)		
Raise the Ceiling of a Rate	Not Applicable	<input type="checkbox"/> SLF 1-6-04(B) (Auto 30 days)		
Tier 2 Regulatory Treatment				
Residential - Introduce non-recurring service charges	<input type="checkbox"/> TRF 1-6-05(E) (0 day Notice)	<input type="checkbox"/> TRF 1-6-05(E) (0 day Notice)		
Residential - Introduce New Tariffed Tier 2 Service(s)	<input type="checkbox"/> TRF 1-6-05(C) (0 day Notice)	<input type="checkbox"/> TRF 1-6-05(C) (0 day Notice)	<input type="checkbox"/> TRF 1-6-05(C) (0 day Notice)	
Residential - Change Rates, Terms and Conditions, Promotions, or Withdrawal	<input type="checkbox"/> TRF 1-6-05(E) (0 day Notice)	<input type="checkbox"/> TRF 1-6-05(E) (0 day Notice)	<input type="checkbox"/> TRF 1-6-05(E) (0 day Notice)	
Residential - Tier 2 Service Contracts	<input type="checkbox"/> CTR 1-6-17 (0 day Notice)	<input type="checkbox"/> CTR 1-6-17 (0 day Notice)	<input type="checkbox"/> 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)		<input type="checkbox"/> ACE 1-6-10 (Auto 30 days)	<input type="checkbox"/> ACE 1-6-10 (Auto 30 days)	<input type="checkbox"/> ACE 1-6-10 (Auto 30 days)
Add Exchanges to Certificate	<input type="checkbox"/> ATA 1-6-09(C) (Auto 30 days)	<input type="checkbox"/> AAC 1-6-10(F) (0 day Notice)	CLECs must attach a current CLEC Exchange Listing Form	
Abandon all Services - With Customers	<input type="checkbox"/> ABN 1-6-11(A) (Non-Auto)	<input type="checkbox"/> ABN 1-6-11(A) (Auto 90 day)	<input type="checkbox"/> ABN 1-6-11(B) (Auto 14 day)	<input type="checkbox"/> ABN 1-6-11(B) (Auto 14 day)
Abandon all Services - Without Customers		<input type="checkbox"/> ABN 1-6-11(A) (Auto 30 days)	<input type="checkbox"/> ABN 1-6-11(B) (Auto 14 day)	<input type="checkbox"/> ABN 1-6-11(B) (Auto 14 day)
Change of Official Name (See below)	<input type="checkbox"/> ACN 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> ACN 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)
Change in Ownership (See below)	<input type="checkbox"/> ACO 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> ACO 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)
Merger (See below)	<input type="checkbox"/> AMT 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> AMT 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)
Transfer a Certificate (See below)	<input type="checkbox"/> ATC 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> ATC 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)
Transaction for transfer or lease of property, plant or business (See below)	<input type="checkbox"/> ATR 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> ATR 1-6-14(B) (Auto 30 days)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)	<input type="checkbox"/> CIO 1-6-14(A) (0 day Notice)
Procedural				
Designation of Process Agent(s)	<input type="checkbox"/> TRF (0 day Notice)	<input type="checkbox"/> TRF (0 day Notice)	<input type="checkbox"/> TRF (0 day Notice)	<input type="checkbox"/> TRF (0 day Notice)

Section II – Carrier to Carrier (Pursuant to 4901:1-7), CMRS and Other

Carrier to Carrier	ILEC	CLEC		
Interconnection agreement, or amendment to an approved agreement	<input type="checkbox"/> NAG 1-7-07 (Auto 90 day)	<input type="checkbox"/> NAG 1-7-07 (Auto 90 day)		
Request for Arbitration	<input type="checkbox"/> ARB 1-7-09 (Non-Auto)	<input type="checkbox"/> ARB 1-7-09 (Non-Auto)		
Introduce or change c-t-c service tariffs,	<input type="checkbox"/> ATA 1-7-14 (Auto 30 day)	<input type="checkbox"/> ATA 1-7-14 (Auto 30 day)		
Introduce or change access service pursuant to 07-464-TP-COI	<input type="checkbox"/> ATA (Auto 30 day)			
Request rural carrier exemption, rural carrier suspension or modification	<input type="checkbox"/> UNC 1-7-04 or 1-7-05 (Non-Auto)	<input type="checkbox"/> UNC 1-7-04 or 1-7-05 (Non-Auto)		
Pole attachment changes in terms and conditions and price changes.	<input type="checkbox"/> UNC 1-7-23(B) (Non-Auto)	<input type="checkbox"/> UNC 1-7-05 (Non-Auto)		
CMRS Providers See 4901:1-6-15	<input type="checkbox"/> RCC [Registration & Change in Operations] (0 day)	<input type="checkbox"/> NAG [Interconnection Agreement or Amendment] (Auto 90 days)		
Other* (explain) _____				

*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.

All Section I and II 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). ACN, ACO, AMT, ATC, ATR and CIO applications see the 4901:1-6-14 Filing Requirements on the Commission's Web Page for a complete list of exhibits.

Exhibit	Description:
A	The tariff pages subject to the proposed change(s) as they exist before the change(s)
B	The Tariff pages subject to the proposed change(s), reflecting the change, with the change(s) marked in the right margin.
C	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 III. – Attestation

Registrant hereby attests to its compliance with pertinent entries and orders issued by the Commission.

AFFIDAVIT

Compliance with Commission Rules and Service Standards

I am an officer/agent of the applicant corporation, nii communications, Ltd., and am authorized to make this statement on its behalf.

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) December 30, 2008 at 12124 High Tech Avenue, Suite 100, Orlando, Florida 32817

** Jamie Villanueva*
Jamie Villanueva, Regulatory Manager

(Date) 12/30/08

- *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, Jamie Villanueva, 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.

** Jamie Villanueva*
Jamie Villanueva, Regulatory Manager

(Date) 12/30/08

**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**

Or

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

NII COMMUNICATIONS, LTD.

EXHIBIT A

EXISTING AFFECTED TARIFF PAGES

LOCAL EXCHANGE AND INTEREXCHANGE SERVICE

OHIO

**LOCAL EXCHANGE SERVICE AND INTEREXCHANGE TARIFF
OF**

NII COMMUNICATIONS, LTD.

TRF Number: 90-9303-TP-TRF

This tariff contains the descriptions, regulations, and rates applicable to the provision of local exchange and interexchange telecommunications services provided by nii communications, Ltd. with principal offices at 1717 N. Loop 1604 E. Suite 300, San Antonio, Texas 78232 for services furnished within the State of Ohio. This tariff is on file with the Public Utility Commission of Ohio, and copies may be inspected, during normal business hours, at the Company's principal place of business.

This Tariff describes the Company's Regulated Local Tier 1 Terms, Conditions, Payments and Rates and Charges required in conformance with Competitive Retail Telephone Rules (Case No. 06-1345-TP-ORD). The Company provides certain Tier 2, regulated services which are not required in the Company's tariff on file with the Public Utilities Commission of Ohio (Rule 4901:1-06-05(g)).

The Customer may view the Detariffed / Nonregulated Services not included in this tariff on the Company's website at www.cleartel.com

"Customers have certain rights and responsibilities under the Minimum Telephone Service Standards (Ohio Adm.Code 4901:1-5)(MTSS). These safe guards 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 complain handling, ordering or changing service, service repair, payment of bills, and disconnection and reconnection of service.

(N)

(N)

ISSUE DATE: June 30, 2008

EFFECTIVE DATE: June 30, 2008

Issued by the Public Utilities Commission of Ohio
In Case Number 08-802-TP-ATA
TRF No. 90-9303-TP-TRF

Mr. Randall P. Muench, President and Chief Marketing Officer, nii communications, Ltd.

LOCAL EXCHANGE AND INTEREXCHANGE SERVICE**CHECK SHEET**

Pages of this tariff, as indicated below, are effective as of the date shown at the bottom of the respective pages. Original and revised pages, 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.

PAGE	REVISION		PAGE	REVISION	PAGE	REVISION
1	1 st Revised		26	Original	51	Original
2	2nd Revised	*	27	Original	52	1 st Revised
3	Original		28	Original	53	Original
4	Original		29	Original	54	Original
5	Original		30	Original	55	Original
6	Original		31	Original	56	Original
7	Original		32	Original	57	Original
8	Original		33	Original	58	Original
9	Original		34	Original	59	1 st Revised
10	Original		35	Original	60	Original
11	Original		36	Original	61	Original
12	Original		37	Original	62	Original
13	Original		38	Original	63	Original
14	Original		39	Original	64	1 st Revised
15	Original		40	Original	65	Original
16	Original		41	Original		
17	Original		42	Original		
18	Original		43	Original		
19	Original		44	Original		
20	Original		45	1 st Revised		
21	Original		46	1 st Revised		
22	Original		47	1 st Revised		
23	Original		48	Original		
24	Original		49	Original		
25	First	*	50	Original		

* - indicates those pages included with this filing

ISSUE DATE: October 24, 2008

EFFECTIVE DATE: November 24, 2008

Issued by the Public Utilities Commission of Ohio

In Case Number 08-802-TP-ATA

TRF No. 90-9303-TP-TRF

Mr. Randall P. Muench, President and Chief Marketing Officer, nii communications, Ltd.

LOCAL EXCHANGE AND INTEREXCHANGE SERVICE

SECTION 2 - REGULATIONS (CONTD)

2.10 Left blank for future use.

2.11 Minimum Telephone Service Standards

The Company shall provide service in compliance with the Minimum Telephone Service Standards as currently or prospectively established and/or modified by the Commission and pursuant to any applicable waivers of those standards that the PUCO deems appropriate.

2.12 Promotions

2.12.1 General

The Company may establish temporary promotional programs wherein it may waive or reduce nonrecurring or recurring charges, to introduce a present or potential customer to a service not previously subscribed to by the customer. The promotions may be limited as to the duration, the date and times of the offerings and the locations where the offerings were made. The waiver of any charge, other than a non-recurring charge, shall be limited to 90 days on a per-customer basis during a 12-month period. Requests for all promotions will be presented to the Commission for its review in accordance with Case No. 95-845-TP-COI. All promotions will be filed with the Commission.

2.12.2 Regulations

Appropriate notification of the promotion will be made to all eligible customers and to the Commission. Appropriate notification may include direct mail, e-mail, bill inserts, broadcast or print media, direct contact or other comparable means of notification. The Company retains the right to limit the size and scope of a promotion.

ISSUE DATE: June 10, 2005

EFFECTIVE DATE: June 13, 2005

Issued by the Public Utilities Commission of Ohio
In Case Number 05-31-TP-ACE
TRF No. 90-9303-TP-TRF
Dana Hoyle, Manager of Regulatory Affairs, mi communications, Ltd.

NII COMMUNICATIONS, LTD.

EXHIBIT B

PROPOSED REPLACEMENT TARIFF PAGES

LOCAL EXCHANGE AND INTEREXCHANGE SERVICE

OHIO

**LOCAL EXCHANGE SERVICE AND INTEREXCHANGE TARIFF
OF**

NII COMMUNICATIONS, LTD.

TRF Number: 90-9303-TP-TRF

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(T)
(T)

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ISSUE DATE: December 31, 2008

EFFECTIVE DATE: December 31, 2008

Issued by the Public Utilities Commission of Ohio
In Case Number 08-802-TP-ATA
TRF No. 90-9303-TP-TRF

Mr. Randall P. Muench, President and Chief Marketing Officer, nii communications, Ltd.

LOCAL EXCHANGE AND INTEREXCHANGE SERVICE**CHECK SHEET**

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18	Original		43	Original		
19	Original		44	Original		
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Mr. Randall P. Muench, President and Chief Marketing Officer, nii communications, Ltd.

LOCAL EXCHANGE AND INTEREXCHANGE SERVICE

SECTION 2 - REGULATIONS (CONTD)**2.10 Contract Rates/ Individual Case Basis (ICB) Arrangements**

In lieu of the rates otherwise set forth in this tariff, rates and charges, including minimum usage, installation, special construction and recurring charges for Carrier's services may be established at negotiated rates on an individual case basis (ICB). ICB rates, terms and conditions will be set forth in individual Customer contracts. However, unless otherwise specified, the terms, conditions, obligations and regulation set forth in this tariff shall be incorporated into, and be part of, said contract, and shall be binding on Carrier and Customer. Specialized rates or charges will be made available to similarly situated customers on a non-discriminatory basis. Contracts/ICB arrangements are subject to Commission review.

(N)

(N)

2.11 Minimum Telephone Service Standards

The Company shall provide service in compliance with the Minimum Telephone Service Standards as currently or prospectively established and/or modified by the Commission and pursuant to any applicable waivers of those standards that the PUCO deems appropriate.

2.12 Promotions**2.12.1 General**

The Company may establish temporary promotional programs wherein it may waive or reduce nonrecurring or recurring charges, to introduce a present or potential customer to a service not previously subscribed to by the customer. The promotions may be limited as to the duration, the date and times of the offerings and the locations where the offerings were made. The waiver of any charge, other than a non-recurring charge, shall be limited to 90 days on a per-customer basis during a 12-month period. Requests for all promotions will be presented to the Commission for its review in accordance with Case No. 95-845-TP-COI. All promotions will be filed with the Commission.

2.12.2 Regulations

Appropriate notification of the promotion will be made to all eligible customers and to the Commission. Appropriate notification may include direct mail, e-mail, bill inserts, broadcast or print media, direct contact or other comparable means of notification. The Company retains the right to limit the size and scope of a promotion.

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In Case Number 08-802-TP-ATA
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Mr. Randall P. Muench, President and Chief Marketing Officer, nii communications, Ltd. (T)

LOCAL EXCHANGE AND INTEREXCHANGE SERVICE

SECTION 3 - SERVICE DESCRIPTIONS (Cont'd)

3.5.2.A Basic Service

Flat Rate Business *

Maximum Monthly Recurring Charge

\$35.79 All Zones

Flat Rate Business is a business telecommunications product that consists of basic dial tone and unlimited local calling, intraLATA and all features are included.

$$\begin{array}{c} (\text{N}) \\ \vdots \\ (\text{N}) \end{array}$$

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In Case Number 08-802-TP-ATA

TRF No. 90-9303-TP-TRF

Mr. Randall P. Muench, President and Chief Marketing Officer, nii communications, Ltd.

NII COMMUNICATIONS, LTD

EXHIBIT C

SUMMARY OF CHANGES

This tariff revision is being submitted in accordance with Rule 4901:1-05(g), to introduce Business Services.

Included is a listing of Changes made to the tariff:

- 2nd Revised Page 1 Updates Company Address
- 3rd Revised Page 2 Updates Check Sheet
- 1st Revised Page 32 Introduces Individual Case Basis language
- Original Page 52.1 Introduces Business Service and Rate