ATLANTA CINCINNATI COLUMBUS NEW YORK

DAYTON



CLEVELAND

WASHINGTON, D.C.

May 29, 2009

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

RE: In the Matter of the Application of The Middle Point Home Telephone Company to Establish 2-1-1 Abbreviated Dialing Service; PUCO Case No. 09-318-TP-ATA

Dear Ms. Jenkins:

Attached are final tariff sheets to be filed in connection with the above-referenced matter on behalf of The Middle Point Home Telephone Company. The TRF Number for The Middle Point Home Telephone Company is 90-5027-TP-TRF.

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

BRUSSELS

Very truly yours,

/s/ Carolyn S. Flahive

Enclosures

Carolyn.Flahive@ThompsonHine.com Fax 614.469.3361 Phone 614.469.3294

CSF/cjc 612593.1

THOMPSON HINE LLP Attorneys at Law 41 South High Street Suite 1700 Columbus, Ohio 43215-6101 www.ThompsonHine.com Phone 614.469.3200 Fax 614.469.3361

SHEET

(N)

#### P.U.C.O. NO. 3

#### SECTION NUMBER 1

#### LOCAL EXCHANGE SERVICE RATES TABLE OF CONTENTS

#### SCHEDULE OF RATES:

Individual Access Line (Business)	1
Individual Access Line (Residence)	1
Access Line Mileage	1
Multi-Party Access Line	2
Surcharge	2A

#### OTHER CHARGES:

Installation	3
Disconnect, Reconnect	3
Additional Directory Listings	4
Vacation Rate	4
911 Emergency Surcharge	4A
Optional Toll Calling Plan	5
TRS Assessment	6
Exchange Maps	8-9
Directory Assistance	10-12
811 Service For "One Call" Notification Systems	13-18
211 Service for Information and Referral Services	19-25

### 211 SERVICE FOR INFORMATION AND REFERRAL SERVICES

(N)

# A. GENERAL

- 1. In Order No. 93-1799-TP-COI, the Public Utilities Commission of Ohio ("P.U.C.O.") locally assigned the three digit 211 abbreviated dialing code to the Approved Information and Referral Service Provider for use in providing community information and referral services to the public by way of voice grade facilities. The P.U.C.O. ordered incumbent local exchange carriers in each local calling area to make the 211 abbreviated dialing code available to the Approved Information and Referral Service Provider as a tariffed, local calling area based service (the "211 Service").
- 2. The 211 Service allows a Company subscriber to access an Approved Information and Referral Service Provider call center by dialing only the 211 abbreviated dialing code. Subject to other terms and conditions of this Tariff, Company subscribers shall be able to make and the Approved Information and Referral Service Provider shall be able to receive calls using the 211 Service as part of their local exchange services. The 211 Service is supplemental to and is not a replacement for either party's local exchange service.
- 3. All 211 abbreviated dialing code calls shall be local in nature and shall not result in any expanded local calling area ("ELCA"), intraLATA toll, interLATA long distance or pay-percall charges to Company subscribers. However, 211 Service calls may result in local measured service charges where Company subscribers' service plans include such charges as part of home and EAS exchange calling.
- 4. The 211 Service is not available for the following classes of service:
  - a. Hotel/motel/hospital service
  - b. Inmate service
  - c. 1+ and 0+ calling
  - d. O-operator assisted calling
  - e. 101XXXXX calling

#### B. OBLIGATIONS OF THE APPROVED INFORMATION AND REFERRAL SERVICE PROVIDER

1. The Approved Information and Referral Service Provider shall make written application for 211 Service to the Company at the local exchange level. The Approved Information and Referral Service Provider may establish 211 Service in all, part or none of the Company's local exchanges.

#### 211 SERVICE FOR INFORMATION AND REFERRAL SERVICES (Continued)

(N)

# B. OBLIGATIONS OF THE APPROVED INFORMATION AND REFERRAL SERVICE PROVIDER (Continued)

- 2. The Approved Information and Referral Service Provider's written application to establish 211 Service in a Company local exchange shall include the following:
  - a. The local, foreign exchange or toll free telephone number into which the Company is to translate the dialed 211 abbreviated code. If the Approved Information and Referral Service Provider desires to change the telephone number into which the 211 abbreviated dialing code is translated in an exchange, then the Approved Information and Referral Service Provider shall make a new application.
  - b. A location description of the Approved Information and Referral Service Provider call center where 211 calls made from the Company local exchange will be routed.
  - c. For network sizing and protection, an estimate of annual call volumes, the expected busy hour and holding time for each call to the 211 Service.
  - d. An acknowledgment of the possibility that the Commission's assignment of the 211 abbreviated dialing code may be recalled at any time.
- 3. Local Calling for Company Subscribers
  - a. The Company, in cooperation with the Approved Information and Referral Service Provider, shall assure that all 211 Service calls are local in nature and do not generate ELCA, intraLATA toll, interLATA long distance or pay-per-call charges for Company subscribers.
  - b. When the Approved Information and Referral Service Provider makes application for 211 Service in a Company local exchange, the Approved Information and Referral Service Provider shall supply the Company with a seven (7) or ten (10) digit telephone number that terminates within the Company local exchange or one of the local exchange's EAS exchanges. The Company's exchange facilities will translate the dialed 211 dialing code into the telephone number the Approved Information and Referral Service Provider provides once 211 Service is established in the local exchange.

#### 211 SERVICE FOR INFORMATION AND REFERRAL SERVICES (Continued) (N)

# B. OBLIGATIONS OF THE APPROVED INFORMATION AND REFERRAL SERVICE PROVIDER (Continued)

- 3. Local Calling for Company Subscribers (Continued)
  - c. When the Approved Information and Referral Service Provider makes application for 211 Service in a Company local exchange and an Approved Information and Referral Service Provider call center is not located within the local exchange or one of the local exchange's EAS exchanges, then the Approved Information and Referral Service Provider shall establish foreign exchange service or supply the Company with a toll free telephone number so that Company subscribers' 211 Service calls remain local in nature.
- 4. The Approved Information and Referral Service Provider shall develop an appropriate method for responding to 211 calls directed to it out of confusion or in error by Company subscribers.
- 5. The Approved Information and Referral Service Provider must be prepared to receive all calls to the 211 Service during normal business hours. To this end, the Approved Information and Referral Service Provider agrees to subscribe to termination facilities and lines in sufficient quantities to provide adequate service to the public.
- 6. The 211 Service is provided on the condition that the Approved Information and Referral Service Provider subscribes to termination facilities and lines in sufficient quantities to adequately handle calls to the 211 Service without interfering with or impairing any service offered by the Company. For each line subscribed to by the Approved Information and Referral Service Provider, there will be one path available.

#### 211 SERVICE FOR INFORMATION AND REFERRAL SERVICES (Continued)

# B. OBLIGATIONS OF THE APPROVED INFORMATION AND REFERRAL SERVICE PROVIDER (Continued)

- 7. The Approved Information and Referral Service Provider shall comply with all present and future rules pertaining to abbreviated dialing codes adopted by the Federal Communications Commission, in rulemaking proceeding CC Docket No. 92-105, CC Docket No. 00-256, and otherwise, including any and all requirements to relinquish the 211 abbreviated dialing code in the event of a national assignment contrary to that made by the P.U.C.O.
- 8. The Approved Information and Referral Service Provider is responsible for obtaining all necessary permissions, licenses, written consents, waivers and releases and all other rights from all persons whose work, statements or performances are used in connection with the 211 Service, and from all holders of copyrights, trademarks and patents used in connection with the said service.
- 9. If requested by the Company, the Approved Information and Referral Service Provider shall assist the Company in responding to complaints made to the Company concerning the 211 Service.
- 10. The Approved Information and Referral Service Provider shall not promote the 211 Service with the use of an autodialer or broadcasting of tones that dial the 211 abbreviated dialing code.
- 11. The Company can only make 211 Service available to end users located in Company local exchanges. To establish 211 calling to end users in non-Company local exchanges, the Approved Information and Referral Service Provider must make appropriate arrangements with the companies serving those local exchanges, even where Company subscribers may make local calls to the non-Company local exchanges.
- 12. The Approved Information and Referral Service Provider should work separately with competitive local exchange carriers ("CLEC") operating and serving customers in the Company's local exchanges to ascertain whether 211 abbreviated dialing will be available to their end users.

#### 211 SERVICE FOR INFORMATION AND REFERRAL SERVICES (Continued)

(N)

### C. OBLIGATIONS OF THE COMPANY

- 1. The Company shall provision 211 Service no later than thirty (30) days after the effective date of its tariff.
- 2. When a 211 Service call is placed by the calling party via interconnection with an interexchange carrier, the Company cannot guarantee the completion of said 211 Service call, the quality of the call or any features that may otherwise be provided with 211 Service.
- 3. The Company does not undertake to answer and forward 211 Service calls but furnishes the use of its facilities to enable the Approved Information and Referral Service Provider to respond to such calls at the Approved Information and Referral Service Provider established call centers.

#### D. LIABILITY

- 1. The liability of the Company for losses or damages of any kind arising out of mistakes, omissions, interruptions, delays, errors or defects in transmission, or failure or defects in any facility furnished by the Company, occurring in the course of furnishing 211 Service, or of the Company in failing to maintain proper standards of maintenance and operation or to exercise reasonable supervision, shall in no event exceed an amount equivalent to the proportionate charge to the Approved Information and Referral Service Provider for the 211 Service and local exchange services for the period of service during which such mistake, omission, interruption, delay, error or defect in transmission or defect of failure in facilities occurs.
- 2. The Company is not liable for any losses or damages caused by the negligence of the Approved Information and Referral Service Provider.
- 3. The Company's entire liability to any person for interruption or failure of the Approved Information and Referral Service Provider. is limited to the terms set forth in this and other sections of this Tariff.
- 4. The Commission's local assignment and the Approved Information and Referral Service Provider's use of the 211 abbreviated dialing code are subject to preemption by the Federal Communications Commission. The Company shall not be liable to the Approved Information and Referral Service Provider for any damages the Approved Information and Referral Service Provider may incur that result from a national assignment of the 211 abbreviated dialing code.

Middle Point, Ohio

(N)

#### P.U.C.O. NO. 3

#### 211 SERVICE FOR INFORMATION AND REFERRAL SERVICES (Continued)

#### D. LIABILITY (Continued)

5. The Company will make every effort to route 211 calls to the appropriate Approved Information and Referral Service Provider call center. However, the Company will not be held responsible for routing mistakes or errors.

#### E. OTHER TERMS AND CONDITIONS

- 1. The 211 Service will not provide calling number information in real time to the Approved Information and Referral Service Provider. If this type of information is required, the Approved Information and Referral Service Provider must subscribe to compatible Caller ID service.
- 2. The 211 Service is provided solely for the benefit of the Approved Information and Referral Service Provider. The provision of the 211 Service by the Company shall not be interpreted, constructed or regarded, either expressly or implied, as being for the benefit of or creating any Company obligation toward any third person or legal entity other than the Approved Information and Referral Service Provider.
- 3. A written notice will be sent to the Approved Information and Referral Service Provider following oral notification when its 211 Service unreasonably interferes with or impairs other services rendered to the public by the Company or by other subscribers of abbreviated dialing codes. If after notification the Approved Information and Referral Service Provider makes no modification in method of operation or in the service arrangements that are deemed service-protective by the Company, or if the Approved Information and Referral Service Provider is unwilling to accept the modifications, or if the Approved Information and Referral Service Provider service Provider continues to cause service impairment, the Company reserves the right, at any time, without further notice, to institute protective measures, up to and including termination of service.
- 4. In an emergency situation as determined by the Company, the Company reserves the right, at any time, without notice, to institute protective measures, up to and including termination of service.

ISSUED: April 13, 2009

#### 211 SERVICE FOR INFORMATION AND REFERRAL SERVICES (Continued)

(N)

## F. RATES AND CHARGES

- 1. Subject to other terms and conditions of this Tariff, Company subscribers shall be able to make and the Approved Information and Referral Service Provider shall be able to receive calls using the 211 Service as part of both parties' local exchange service. The 211 Service is supplemental to and is not a replacement for either party's local exchange service.
- 2. The Approved Information and Referral Service Provider shall pay the normal tariffed charges for the local exchange access arrangements used for transporting and terminating messages at the Approved Information and Referral Service Provider's designated premises.
- 3. The Approved Information and Referral Service Provider shall pay the following nonrecurring charges upon establishment of 211 Service:

	Non-Recurring Charges
Central Office Charge	\$115.00
Service Connection Charge	\$ 15.00
Number Change Charge – applicable when the Approved Information and Referral Service Provider makes application to change the telephone number into which the 211 abbreviated dialing code is translated. The Number Change Charge shall be applied on a per telephone number basis.	\$ 20.00

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

5/29/2009 11:33:50 AM

in

# Case No(s). 09-0318-TP-ATA, 90-5027-TP-TRF

Summary: Tariff to Establish 211 Abbreviated Dialing Service electronically filed by Carolyn S Flahive on behalf of The Middle Point Home Telephone Company