

**Via E-FILE**

March 2, 2010

Ms. Renee' Jenkins, Director of Administration  
Public Utilities Commission of Ohio  
180 East Broad Street, 13th Floor  
Columbus, OH 43215-0573

Re: United Telephone Company of Ohio d/b/a CenturyLink  
Case No. 90-5041-TP-TRF  
Case No. 10-251-TP-ATA

Dear Ms. Jenkins:

Enclosed for filing are revisions to United Telephone Company of Ohio d/b/a CenturyLink P.U.C.O. No. 5 General Exchange Tariff. This filing should be processed as a thirty day filing, to become effective April 5, 2010. The following tariff sheet is enclosed:

Section 1      Ninth Revised Sheet 1

This filing includes language to clarify the Company's limitations of liability regarding service irregularities resulting from unauthorized access or hacking. Bill messaging on this tariff change began February 8, 2010.

If you have any questions regarding this filing, please call me or Gary Baki at (614) 220-8629.

Sincerely,

/s/ Debra A. Levy

Debra A. Levy

Enclosures

cc: Gary Baki  
Vickie Norris

OH 10-03 Letter

**Debra A. Levy**  
Tariff Analyst II  
Debra.Levy@CenturyLink.com  
Voice: (913) 345-7571  
Fax: (913) 345-6756

**The Public Utilities Commission of Ohio**  
**TELECOMMUNICATIONS APPLICATION FORM for ROUTINE PROCEEDINGS**  
**(Effective: 01/18/2008)**

In the Matter of the Application of United Telephone )  
Company of Ohio d/b/a CenturyLink to add language to the )  
General Regulations. )

TRF Docket No. 90-5041-TP-TRF

Case No. 10-251-TP-ATA

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

Name of Registrant(s) United Telephone Company of Ohio

DBA(s) of Registrant(s) CenturyLink

Address of Registrant(s) 100 CenturyLink Drive, Monroe, LA 71201

Company Web Address www.about.centurylink.com/tariffs

Regulatory Contact Person(s) Gary Baki

Phone 614-220-8629

Fax 614-224-3902

Regulatory Contact Person's Email Address gary.s.baki@centurylink.com

Contact Person for Annual Report Mike Mohr

Phone 913-345-7635

Address (if different from above) 5454 West 110th Street, Overland Park, KS 66211

Consumer Contact Information Donna Powell

Phone 866-883-7206

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](http://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.

<b>Carrier Type</b> <input type="checkbox"/> Other (explain below)	<input checked="" type="checkbox"/> ILEC	<input type="checkbox"/> CLEC	<input type="checkbox"/> CTS	<input type="checkbox"/> AOS/IOS
<b>Tier 1 Regulatory Treatment</b>				
Change Rates within approved Range	<input type="checkbox"/> TRF <a href="#">1-6-04(B)</a> (0 day Notice)	<input type="checkbox"/> TRF <a href="#">1-6-04(B)</a> (0 day Notice)		
New Service, expanded local calling area, correction of textual error	<input type="checkbox"/> ZTA <a href="#">1-6-04(B)</a> (0 day Notice)	<input type="checkbox"/> ZTA <a href="#">1-6-04(B)</a> (0 day Notice)		
Change Terms and Conditions, Introduce non-recurring service charges	<input checked="" type="checkbox"/> ATA <a href="#">1-6-04(B)</a> (Auto 30 days)	<input type="checkbox"/> ATA <a href="#">1-6-04(B)</a> (Auto 30 days)		
Introduce or Increase Late Payment or Returned Check Charge	<input type="checkbox"/> ATA <a href="#">1-6-04(B)</a> (Auto 30 days)	<input type="checkbox"/> ATA <a href="#">1-6-04(B)</a> (Auto 30 days)		
Business Contract	<input type="checkbox"/> CTR <a href="#">1-6-17</a> (0 day Notice)	<input type="checkbox"/> CTR <a href="#">1-6-17</a> (0 day Notice)		
Withdrawal	<input type="checkbox"/> ATW <a href="#">1-6-12(A)</a> (Non-Auto)	<input type="checkbox"/> ATW <a href="#">1-6-12(A)</a> (Auto 30 days)		
Raise the Ceiling of a Rate	Not Applicable	<input type="checkbox"/> SLF <a href="#">1-6-04(B)</a> (Auto 30 days)		
<b>Tier 2 Regulatory Treatment</b>				
Residential - Introduce non-recurring service charges	<input type="checkbox"/> TRF <a href="#">1-6-05(E)</a> (0 day Notice)	<input type="checkbox"/> TRF <a href="#">1-6-05(E)</a> (0 day Notice)		
Residential - Introduce New Tariffed Tier 2 Service(s)	<input type="checkbox"/> TRF <a href="#">1-6-05(C)</a> (0 day Notice)	<input type="checkbox"/> TRF <a href="#">1-6-05(C)</a> (0 day Notice)	<input type="checkbox"/> TRF <a href="#">1-6-05(C)</a> (0 day Notice)	
Residential - Change Rates, Terms and Conditions, Promotions, or Withdrawal	<input checked="" type="checkbox"/> TRF <a href="#">1-6-05(E)</a> (0 day Notice)	<input type="checkbox"/> TRF <a href="#">1-6-05(E)</a> (0 day Notice)	<input type="checkbox"/> TRF <a href="#">1-6-05(E)</a> (0 day Notice)	
Residential - Tier 2 Service Contracts	<input type="checkbox"/> CTR <a href="#">1-6-17</a> (0 day Notice)	<input type="checkbox"/> CTR <a href="#">1-6-17</a> (0 day Notice)	<input type="checkbox"/> CTR <a href="#">1-6-17</a> (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

<b>Certificate Status</b>	<b>ILEC</b>	<b>CLEC</b>	<b>CTS</b>	<b>AOS/IOS</b>
Certification (See Supplemental ACE form)		<input type="checkbox"/> ACE <a href="#">1-6-10</a> (Auto 30 days)	<input type="checkbox"/> ACE <a href="#">1-6-10</a> (Auto 30 days)	<input type="checkbox"/> ACE <a href="#">1-6-10</a> (Auto 30 days)
Add Exchanges to Certificate	<input type="checkbox"/> ATA <a href="#">1-6-09(C)</a> (Auto 30 days)	<input type="checkbox"/> AAC <a href="#">1-6-10(F)</a> (0 day Notice)	CLECs must attach a current CLEC Exchange Listing Form	
Abandon all Services - With Customers	<input type="checkbox"/> ABN <a href="#">1-6-11(A)</a> (Non-Auto)	<input type="checkbox"/> ABN <a href="#">1-6-11(A)</a> (Auto 90 day)	<input type="checkbox"/> ABN <a href="#">1-6-11(B)</a> (Auto 14 day)	<input type="checkbox"/> ABN <a href="#">1-6-11(B)</a> (Auto 14 day)
Abandon all Services - Without Customers		<input type="checkbox"/> ABN <a href="#">1-6-11(A)</a> (Auto 30 days)	<input type="checkbox"/> ABN <a href="#">1-6-11(B)</a> (Auto 14 day)	<input type="checkbox"/> ABN <a href="#">1-6-11(B)</a> (Auto 14 day)
Change of Official Name (See below)	<input type="checkbox"/> ACN <a href="#">1-6-14(B)</a> (Auto 30 days)	<input type="checkbox"/> ACN <a href="#">1-6-14(B)</a> (Auto 30 days)	<input type="checkbox"/> CIO <a href="#">1-6-14(A)</a> (0 day Notice)	<input type="checkbox"/> CIO <a href="#">1-6-14(A)</a> (0 day Notice)
Change in Ownership (See below)	<input type="checkbox"/> ACO <a href="#">1-6-14(B)</a> (Auto 30 days)	<input type="checkbox"/> ACO <a href="#">1-6-14(B)</a> (Auto 30 days)	<input type="checkbox"/> CIO <a href="#">1-6-14(A)</a> (0 day Notice)	<input type="checkbox"/> CIO <a href="#">1-6-14(A)</a> (0 day Notice)
Merger (See below)	<input type="checkbox"/> AMT <a href="#">1-6-14(B)</a> (Auto 30 days)	<input type="checkbox"/> AMT <a href="#">1-6-14(B)</a> (Auto 30 days)	<input type="checkbox"/> CIO <a href="#">1-6-14(A)</a> (0 day Notice)	<input type="checkbox"/> CIO <a href="#">1-6-14(A)</a> (0 day Notice)
Transfer a Certificate (See below)	<input type="checkbox"/> ATC <a href="#">1-6-14(B)</a> (Auto 30 days)	<input type="checkbox"/> ATC <a href="#">1-6-14(B)</a> (Auto 30 days)	<input type="checkbox"/> CIO <a href="#">1-6-14(A)</a> (0 day Notice)	<input type="checkbox"/> CIO <a href="#">1-6-14(A)</a> (0 day Notice)
Transaction for transfer or lease of property, plant or business (See below)	<input type="checkbox"/> ATR <a href="#">1-6-14(B)</a> (Auto 30 days)	<input type="checkbox"/> ATR <a href="#">1-6-14(B)</a> (Auto 30 days)	<input type="checkbox"/> CIO <a href="#">1-6-14(A)</a> (0 day Notice)	<input type="checkbox"/> CIO <a href="#">1-6-14(A)</a> (0 day Notice)
<b>Procedural</b>				
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

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

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#### AFFIDAVIT

##### *Compliance with Commission Rules and Service Standards*

I am an officer/agent of the applicant corporation, CenturyLink, and am authorized to make this statement on its behalf.  
(Name)

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) 03-02-10 at (Location) Overland Park, KS 66211

\*(Signature and Title) /s/ Debra A. Levy, Tariff Analyst II (Date) 03-02-10

- *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.*

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#### VERIFICATION

I, Debra A. Levy 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.

\*(Signature and Title) /s/ Debra A. Levy, Tariff Analyst II (Date) March 2, 2010

*\*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.*

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***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***

# EXHIBIT A

United Telephone  
Company of Ohio  
d/b/a Embarq

Section 1  
Eighth Revised Sheet 1  
Cancels  
Seventh Revised Sheet 1

## P.U.C.O. NO. 5 GENERAL EXCHANGE TARIFF

### GENERAL REGULATIONS

Payphone Line Service may be connected to the telephone network as outlined in Sections 9 and 13.

This tariff does not permit, by a certified local exchange carrier or any other entity, the purchase of local residential service for resale as business service. Nor does this tariff permit the purchase of lifeline telephone service, for resale to other than qualifying lifeline customers. Such resale is prohibited.

#### I. DESCRIPTION

The following general regulations are applicable in addition to other regulations, rates and charges specified in other sections of this tariff and in the Local Exchange Tariff as they may be revised, added to or supplemented by superseding sheets.

#### II. LIABILITY AND OBLIGATION OF TELEPHONE COMPANY

##### A. Availability of facilities

The Telephone Company's obligation to furnish service or to continue to furnish service is dependent on its ability to obtain, retain and maintain suitable facilities and rights-of-way without unreasonable expense and to provide for the installation and testing of those facilities required incident to the furnishing and maintenance of that service.

(D)

(D)

Issued: August 28, 2008

Effective: August 28, 2008

United Telephone Company Of Ohio  
By Joseph R. Stewart, Assistant Secretary  
Columbus, Ohio

In accordance with Case No.: 90-5041-TP-TRF  
Issued by the Public Utilities Commission of Ohio

## EXHIBIT B

P.U.C.O. NO. 5  
GENERAL EXCHANGE TARIFF

GENERAL REGULATIONS

Payphone Line Service may be connected to the telephone network as outlined in Sections 9 and 13.

This tariff does not permit, by a certified local exchange carrier or any other entity, the purchase of local residential service for resale as business service. Nor does this tariff permit the purchase of lifeline telephone service, for resale to other than qualifying lifeline customers. Such resale is prohibited.

I. DESCRIPTION

The following general regulations are applicable in addition to other regulations, rates and charges specified in other sections of this tariff and in the Local Exchange Tariff as they may be revised, added to or supplemented by superseding sheets.

II. LIABILITY AND OBLIGATION OF TELEPHONE COMPANY

A. Availability of facilities

The Telephone Company's obligation to furnish service or to continue to furnish service is dependent on its ability to obtain, retain and maintain suitable facilities and rights-of-way without unreasonable expense and to provide for the installation and testing of those facilities required incident to the furnishing and maintenance of that service.

B. Unauthorized Access and Hacking

**Except for physical damage to Customer's transmission facilities or Customer premise equipment directly caused by the Company's negligence or willful misconduct, the Company is not responsible for unauthorized access to, or alteration, theft, or destruction of, Customer's equipment, data, programs or other information through accident, wrongful means or any other cause while such information is stored on or transmitted across Company-provided network facilities or Customer premise equipment. Customer is responsible for any Company service or usage charges resulting from any such unauthorized access, unless a tariff, schedule or other written agreement expressly states otherwise.**

(N)  
|  
(N)

Issued: March 2, 2010

Effective: April 5, 2010

United Telephone Company Of Ohio  
By: Duane Ring, Vice President  
LaCrosse, Wisconsin

In accordance with Case No.: 10-251-TP-ATA  
Issued by the Public Utilities Commission of Ohio

## **EXHIBIT C**

This filing includes language to clarify the Company's limitations of liability regarding service irregularities resulting from unauthorized access or hacking.

## **EXHIBIT D**

## CUSTOMER NOTICE AFFIDAVIT

STATE OF: KANSAS

SS:

COUNTY OF: JOHNSON

### AFFIDAVIT

I, Debra A. Levy, am an authorized agent of the applicant corporation, CenturyLink, and am authorized to make this statement on its behalf. I attest that customer notices accompanying this affidavit were sent to customers via bill message beginning on February 8, 2010, in accordance with Rule 4901:1-6-16, Ohio Administrative Code. I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 2, 2010, Overland Park, KS 66211

(Date)

(Location)

Debra A. Levy, Senior Analyst # 3/2/10  
(Signature and Title) (Date)

Subscribed and sworn to before me this 2nd day of March, 2010.

(Date)

Linda K. Joseph

Notary Public

My Commission Expires: October 19, 2010



## **OHIO BILL MESSAGE**

CenturyLink has proposed tariff revisions effective April 5, 2010, to clarify that CenturyLink is not responsible for unauthorized access, alteration, theft or destruction of a customer's data, programs or other information through accident, wrongful means or any other cause while such information is stored on or transmitted across CenturyLink network facilities or customer premise equipment. This clarification of CenturyLink's limitation of liability does not affect the CenturyLink services provided to you. If you have any questions about this change or other CenturyLink services, please contact us at the number listed at the top of this page.

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

**Commission of Ohio Docketing Information System on**

**3/2/2010 5:22:04 PM**

**in**

**Case No(s). 90-5041-TP-TRF**

Summary: Tariff Filing to add language to the General Regulations. electronically filed by Ms. Debra A Levy on behalf of United Telephone Company of Ohio d/b/a CenturyLink