

PATRICK D. CROCKER patrick@crockerlawfirm.com

September 12, 2011

Ms. Renee Jenkins Docketing Division Public Utilities Commission of Ohio 180 East Broad Street Columbus, OH 43215-3793

RE: DCT TELECOM GROUP, INC. Docket No. 11-5062-TP-ATA

Dear Ms. Jenkins:

In compliance with Case No. 10-1010-TP-ORD, enclosed for filing please find the Telecommunications Application Form for Detariffing and Related Actions submitted on behalf of the above captioned company.

Should you have any questions or concerns relating to this matter, please contact the undersigned at (269) 381-8893 or patrick@crockerlawfirm.com.

Very truly yours,

CROCKER & CROCKER

atrick D. Crocker PDC/tld

The Public Utilities Commission of Ohio TELECOMMUNICATIONS APPLICATION FORM for

DETARIFFING AND RELATED ACTIONS

Per the Commission's 01/19/2011 "Implementation Order" in Case No. 10-1010-TP-ORD (Effective: 01/20/2011 through 05/20/2011)

In the Matter of the Application of)
DCT TELECOM GROUP, INC.)
to Detariff Services and make other changes related to the)
Implementation of Case No. 10-1010-TP-ORD)
•)

TRF Docket No. 90-

Case No. <u>11</u> - <u>5062</u> - **TP** - **ATA** NOTE: Unless you have reserved a Case No. leave the "Case No." fields BLANK.

Name of Registrant(s) DCT TELECOM GROUP, INC.

DBA(s) of Registrant(s)	
Address of Registrant(s) 27877 Clemens Road, Westlake, OH 44145	
Company Web Address www.4dct.com	
Regulatory Contact Person(s) J. Anthony Rehak	Phone (440) 892-0300 Fax (440) 892-2850
Regulatory Contact Person's Email Address trehak@4dct.com	
Contact Person for Annual Report J. Anthony Rehak	Phone (440) 892-0300
Address (if different from above)	
Consumer Contact Information J. Anthony Rehak	Phone (440) 892-0300
Address (if different from above)	

Part I – Tariffs

Please indicate the Carrier Type and the reason for submitting this form by checking the boxes below.

NOTE: All cases are ATA process cases, tariffs are effective the day they are filed, and remain in effect unless the Commission acts to suspend.

Carrier Type		🛛 CTS
Tariff for Basic Local Exchange Service (BLES) and/or other services required to be tariffed pursuant to 4901:1-6-11(A); detariffing of all other services		
Other changes required by Chapter 4901:1-6 (Describe in detail in Exhibit C)	\boxtimes	\boxtimes

Part II – Exhibits

Note that the following exhibits are required for all filings using this form.

Included	Identified As:	Description of Required Exhibit:
\square	Exhibit A	The existing affected tariff pages.
N/A	Exhibit B	The proposed revised tariff pages.
\square	Exhibit C	Narrative summarizing all changes proposed in the application, and/or other
		information intended to assist Staff in the review of the Application.
N/A	Exhibit D	One-time customer notice of detariffing and related changes consistent with rule
		4901:1-06-07
N/A	Exhibit E	Affidavit that the Customer Notice described in Exhibit C has been sent to
		Customers.

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

AFFIDAVIT
Compliance with Commission Rules
I am an officer/agent of the applicant corporation, <u>DCT TELECOM GROUP, INC.</u> , and am authorized to make this statement on its behalf. (Name)
I attest that these tariffs comply with all applicable rules for the state of Ohio. I understand that tariff notification filings do not imply Commission approval and that the Commission's rules, 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) 09-07-2011 at (Location) WESTLAKE of *(Signature and Title) President (Date) 09-07.2011 *(Signature and Title) President (Date) 09-07.2011 • This affidavit is required for every tariff-affecting filing. It may be signed by counsel or at officer of the applicant, or an authorized agent of the applicant.
VERIFICATION
I, <u>J. Anthony Rehak</u> verify that I have utilized the Telecommunications Application Form for Detariffing and Related Actions provided by the Commission and that all of the information submitted here, and an additional information submitted in connection with this case, is true and correct to the best of my knowledge. *(Signature and Title) <u>President</u> (Date) 09.07.2011 *Verification is required for every filing. It hay 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

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

Existing Affected Tariff Pages

This tariff P.U.C.O. Tariff No. 3 cancels and replaces in its entirety the Company's P.U.C.O. Tariff No. 2 for Local Exchange and Interexchange Services on file with the Commission

REGULATIONS AND SCHEDULE OF INTRASTATE CHARGES

APPLYING TO LOCAL EXCHANGE SERVICE AND

INTEREXCHANGE SERVICE FURNISHED BY

DCT TELECOM GROUP, INC.

THROUGHOUT THE STATE OF OHIO

The tariff describes the Company's terms, conditions, services and rates applicable to the provision of local exchange and interexchange telecommunications services regulated in accordance with Competitive Retail Telephone Rules (Case No. 06-1345-TP-ORD).

Descriptions and rates for detariffed service offerings are found in the Company's Price Guide, available for viewing on the Company website at <u>www.4dct.com</u> or by contacting the Company at 27877 Clemens Road, Westlake, OH 44145.

Issued: July 1, 2008

Effective: July 1, 2008

SECTION 1 – GENERAL

1.1 Description of Company

DCT Telecom Group, Inc. ("Company") is a public utility providing telecommunications service in the areas covered by interconnection agreements and certified by the Public Utilities Commission of Ohio. Headquarters for the Company are located at: 27877 Clemens Road, Westlake, OH 44145.

1.2 Customer's Rights

The Company is subject to the Commission's rules for Minimum Telephone Service Standards (MTSS) found in Chapter 4901:1-5 of the Ohio Administrative Code. Customers have certain rights and responsibilities under the MTSS and these safeguards can be found in the appendix to rule 4901:1-5-03 of the Ohio Administrative Code. These rights and responsibilities include complaint handling, ordering or changing service, service repair, payment of bills, and disconnection and reconnection of service.

1.2 <u>Tariff Exclusions</u>

As of the Effective Date below, the rates, service description, and the terms and conditions for certain business telecommunications services will no longer be included in this tariff, which is on file with the Public Utilities Commission of Ohio. Descriptions and rates for detariffed service offerings are found in the Company's Price Guide, available for viewing on the Company website at <u>www.4dct.com</u> or by contacting the Company at 27877 Clemens Road, Westlake, OH 44145.

SECTION 2 – MISCELLANEOUS CHARGES

2.1 <u>Return Check Charge</u>

Checks with insufficient funds or non-existing accounts will be assessed a fee of \$20.00 up to a maximum rate of \$30.00, except as may be waived under appropriate circumstances.

2.2 Deposits

- 2.2.1 To safeguard its interests, the Company may, pursuant to the Minimum Telephone Standards as codified in Chapter 4901:1-5 of the Ohio Administrative Code, require a Customer to make a deposit prior to or at any time after the provision of service to the Customer to be held by the Company as a guarantee of the payment of rates and charges. A deposit may be required if the Customer does not otherwise satisfactorily establish credit under the criteria set forth in Chapter 4901:1-5 of the Telephone Service Standards as codified in Chapter 4901:1-5 of the Ohio Administrative Code. All deposits will be handled pursuant to the Minimum Telephone Service Standards as codified in Chapter 4901:1-5 of the Ohio Administrative Code. A deposit does not relieve the Customer of the responsibility for the prompt payment of bills on presentation. The deposit will not exceed an amount equal to:
 - (a) two month's average monthly bill for all regulated local exchange services for the ensuing twelve months, plus thirty percent (30%) of estimated monthly recurring charges.
- 2.2.2 When a service or facility is discontinued, the amount of a deposit, if any, will be applied to the Customer's account and any credit balance remaining will be refunded within 45 days from the date of termination. Before the service or facility is discontinued, the Company may, at its option, return the deposit or credit it to the Customer's account.
- 2.2.3 Deposits held for 180 days or longer will accrue interest at a rate specified by the PUCO in Rule 4901: 1-17-05 of the Ohio Administrative Code and will be refunded to the customer after twelve consecutive month of payment.

2.3 <u>Universal Emergency Number Service – 9-1-1</u>

Where requested by local government authorities, and subject to the availability of facilities, the Company will provide a universal number "911" dialing to its customers for simplified emergency access police, fire, and other emergency services. 911 calls will be routed for answering to a Public Safety Answering Point (PSAP) as designated by the local government unit authorized to establish and operate such systems. The Company does not undertake to answer and forward 911 calls, but furnishes the use of its facilities to enable the local government unit or its designee to answer and respond to such calls.

The 911 Calling Party, by calling 911 Service, gives consent for the Company to provide 911 information consisting of the name, address, telephone number, and other calling party information when available, to Law Enforcement Agencies and other emergency service providers on a call-by-call basis for the purpose of enabling those agencies or service providers to respond to emergency calls for assistance. Database inquires for 911 information consisting of name, address, telephone number and other information when available, will only be allowed for purposes of dispatching or responding to 911 emergency calls or integrity verification as prescribed by the applicable state codes, rules or legislation.

Customers with Unlisted or Nonpublished numbers as well as those customers who have requested per line blocking forfeits the privacy afforded by these services on calls made to 911.

The provision of 911 Service by the Company shall not be interpreted, construed, or regarded as being for the benefit of or creating any Company obligation, either expressed or implied, toward any third person or legal entity other than the customer. The company's entire liability to any person for interruption or failure of 911 Service shall be limited to the terms specified in this Tariff or by statute.

EXHIBIT B

Proposed Revised Tariff Pages

This tariff P.U.C.O. Tariff No. 4 cancels and replaces in its entirety the Company's P.U.C.O. Tariff No. 3 for Local Exchange Services on file with the Commission

REGULATIONS AND SCHEDULE OF INTRASTATE CHARGES

APPLYING TO LOCAL EXCHANGE SERVICE

FURNISHED BY

DCT TELECOM GROUP, INC.

THROUGHOUT THE STATE OF OHIO

The tariff describes the Company's terms, conditions, services and rates applicable to the provision of local exchange and interexchange telecommunications services regulated in accordance with Competitive Retail Telephone Rules (Case No. 10-1010-TP-ORD).

Descriptions and rates for detariffed service offerings are found in the Company's Price Guide, available for viewing on the Company website at <u>www.4dct.com</u> or by contacting the Company at 27877 Clemens Road, Westlake, OH 44145.

Issued: September 12, 2011

Effective: September 12, 2011

SECTION 1 – GENERAL

1.1 <u>Universal Emergency Number Service – 9-1-1</u>

Where requested by local government authorities, and subject to the availability of facilities, the Company will provide a universal number "911" dialing to its customers for simplified emergency access police, fire, and other emergency services. 911 calls will be routed for answering to a Public Safety Answering Point (PSAP) as designated by the local government unit authorized to establish and operate such systems. The Company does not undertake to answer and forward 911 calls, but furnishes the use of its facilities to enable the local government unit or its designee to answer and respond to such calls.

The 911 Calling Party, by calling 911 Service, gives consent for the Company to provide 911 information consisting of the name, address, telephone number, and other calling party information when available, to Law Enforcement Agencies and other emergency service providers on a call-by-call basis for the purpose of enabling those agencies or service providers to respond to emergency calls for assistance. Database inquires for 911 information consisting of name, address, telephone number and other information when available, will only be allowed for purposes of dispatching or responding to 911 emergency calls or integrity verification as prescribed by the applicable state codes, rules or legislation.

Customers with Unlisted or Nonpublished numbers as well as those customers who have requested per line blocking forfeits the privacy afforded by these services on calls made to 911.

The provision of 911 Service by the Company shall not be interpreted, construed, or regarded as being for the benefit of or creating any Company obligation, either expressed or implied, toward any third person or legal entity other than the customer. The company's entire liability to any person for interruption or failure of 911 Service shall be limited to the terms specified in this Tariff or by statute.

EXHIBIT C

Narrative Summarizing Changes

P.U.C.O. Tariff No. 4 replaces P.U.C.O Tariff No. 3 in its entirety. Applicant does not provide <u>Basic</u> <u>Local Exchange Services</u> to residential or business customers in Ohio. Applicant filed this Application to detariff in accordance with the Commission's January 19, 2011 Entry in Case No. 10-1010-TP-ORD.

Applicant provides a TELECOMMUNICATIONS RETAIL SERVICE OFFERING FORM FOR NON-BLES CARRIERS.

The Public Utilities Commission of Ohio TELECOMMUNICATIONS RETAIL SERVICE OFFERING FORM For Non-BLES Carriers Per the Commission's 01/19/2011 "Implementation Order" in Case No. 10-1010-TP-ORD

(Effective: 01/20/2011)

Company Name DCT TELECOM GROUP, INC.			
Company Address 27877 Clemens Road, Westlake, OH 44145			
Company Web Address <u>www.4dct.com</u>			
Regulatory Contact Person_J. Anthony Rehak Phone_(440) 892-0300 Fax_(440) 892-2850			
Regulatory Contact Person's Email Address_trehak@4dct.com			
Contact Person for Annual Report_J. Anthony Rehak Phone_(440) 892-0300 Fax_(440) 892-2850			
Consumer Contact Information_J. Anthony RehakPhone_(440) 892-0300Fax_(440) 892-2850			
TRF Docket No.			
I. Company Type (Check all applicable):			
Non-BLES CLEC XIXC Other (explain)			
II. <u>Services offered (Check all applicable):</u>			
Toll services (intrastate)			
Local Exchange Service (i.e., residential or business bundles)			
Other (explain)			
III. Tariffed Provisions/Services (To the extent offered, check all applicable and attach tariff pages):			
Toll Presubscription			
Intrastate Special and Switched Access Services to Carriers (facilities-based local carriers only)*			
N-1-1 Service			
Pole Attachment and Conduit Occupancy			
Pay Telephone Access Lines			
Inmate Operator Service			
Telephone Relay Service			

*Access service tariffs shall be maintained separately and are subject to the Commission's carrier-to-carrier rules found in Chapter 4901:1-7, Ohio Administrative Code.

Part IV. - Attestation

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

I am an officer/agent of the carrier/telephone company, DCT TELECOM GROUP, INC., and am authorized to make statements on it behalf.

(Name)

I understand that Telephone companies have certain responsibilities to its customers under the Telecommunications Rules (Ohio Adm. Code 4901:1-6). These responsibilities include: warm line service; not committing unfair or deceptive acts and practices; truth in billing requirements; and slamming and preferred carrier freeze requirements. We will comply with the rules of the state of Ohio and understand that non-compliance can result in various penalties, including the suspension of our certificate to operate within the state of Ohio.

I declare	under penalty of pe	rary that the foregoing is true and correct.
(Signatu	re and Title)	J. Anthony Rehak, President
	67.2011	

(Date)

EXHIBIT D and E

Customer Notice and Affidavit

These Exhibits are not applicable; no customer notice is required because no additional services have been detariffed.

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

9/12/2011 2:52:00 PM

in

Case No(s). 11-5062-TP-ATA

Summary: Application DCT TELECOM GROUP, INC. to Detariff Services and make other changes related to Implementation of Case No. 10-1010-TP-ORD electronically filed by Mr. Patrick D. Crocker on behalf of DCT TELECOM GROUP, INC.