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PUCO

March 23, 2012

Betty McCauley, Secretary
Docketing Division
Public Utilities Commission of Ohio
180 East Broad Street, 13th Floor
Columbus, OH 43215-3793

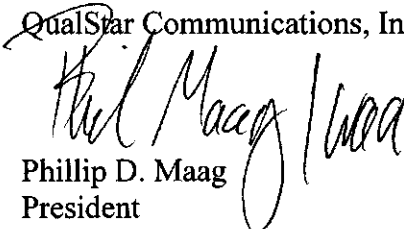
Re: *In the Matter of the Application of QualStar Communications, Inc. to add
Language for Implementation of Intercarrier Compensation for VoIP-PSTN
Traffic as Mandated by the FCC*
TRF Docket No. 90-9144-TP-TRF
PUCO Case No. 12-0796-TP-ATA

Dear Ms. McCauley:

Enclosed for filing in the above matter on behalf of QualStar Communications, Inc. are the original and ten (10) copies of the replacement Tariff No. 4 pages with an effective date of March 29, 2012.

Thank you for your assistance.

Very truly yours,

QualStar Communications, Inc.

Phillip D. Maag
President

Enclosure

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CHECK SHEET

The title page and all pages of this Tariff are effective as of the date shown. Original and revised pages, as named below, comprise all changes from the original Tariff in effect on the date indicated.

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32	Original		

* New or Revised Pages

Issued: February 28, 2012

Issued By:

Phillip D. Maag, President
417 Wayne Ave.
Defiance, OH 43512
Case No.: 12-796-TP-ATA

Effective: March 29, 2012

SECTION 1 - GENERAL REGULATIONS

1.2 DEFINITIONS (Cont'd)

TOLL VOIP-PSTN TRAFFIC - a Customer's interexchange voice traffic exchanged with the Company in Time Division Multiplexing format over PSTN facilities, which originates and/or terminates in Internet Protocol (IP) format. "Toll VoIP-PSTN Traffic" originates and/or terminates in IP format when it originates from and/or terminates to an end user customer of a service that requires IP-compatible customer premises equipment.

(N)
|
(N)

TRUNK - A communications path connecting two switching systems in a network, used in the establishment of an end-to-end connection.

TRUNK GROUP - A set of trunks which are traffic engineered as a unit for the establishment of connections between switching systems in which all of the communications paths are interchangeable.

WIRE CENTER - A physical location in which one or more central offices, used for the provision of exchange service, are located.

SECTION 2 - RULES AND REGULATIONS

2.15 Allowances for Interruptions in Service (Cont'd)

2.15.3 Application of Credits for Interruptions in Service (Cont'd)

C. (Cont'd)

The formula used for computation of credits is as follows:

$$\text{Credit} = A/720 \times B$$

A = outage time in hours (must be 8 or more)

B = total monthly recurring charge for affected service.

D. No credits will be provided for usage sensitive services.

2.16 Identification and rating of Toll VoIP-PSTN Traffic

(N)

2.16.1 Scope

- A. This section governs the identification of Toll VoIP-PSTN Traffic that is required to be compensated at interstate access rates, unless the parties have agreed otherwise, by the Federal Communications Commission in its Report and Order in WC Docket Nos. 10-90, etc., FCC Release No. 11-161 (November 18, 2011)("FCC Order").
- B. This section establishes the method of separating Toll VoIP-PSTN Traffic from the customer's traditional intrastate access traffic, so that Toll VoIP-PSTN Traffic can be billed in accordance with the FCC Order.
- C. This section of the tariff does not preclude customers from negotiating different rates, terms and conditions governing compensation for Toll VoIP-PSTN traffic.

(N)

SECTION 2 - RULES AND REGULATIONS

2.16 Identification and rating of Toll VoIP-PSTN Traffic (Cont'd)

(N)

2.16.1 Scope (Cont'd)

- D. This tariff does not supersede rates, terms and conditions governing compensation for Toll VoIP-PSTN traffic in existing interconnection agreements. Rates, terms and conditions governing compensation for Toll VoIP-PSTN traffic in this tariff apply prospectively.

2.16.2 Rates

Toll VoIP-PSTN Traffic identified in accordance with this tariff section will be billed at rates equal to the Telephone Company's applicable tariffed interstate switched access rate as specified in ICORE F.C.C. No. 3, Section 17.

2.16.3 Calculation and Application of Percent-VoIP-Usage Factors

- A. The Company will determine the number of Toll VoIP-PSTN Traffic minutes of use ("MOU") to which interstate rates will be applied under 2.16.2 preceding, by applying the Percent VoIP Usage ("PVU") factor to the total intrastate access MOU originated by the Customer's end user in IP format and delivered to the Company, and by applying the PVU factor to the total intrastate access MOU originated by the Customer end user and terminated by the Company in IP format.
- B. The Company will calculate and make available to the Customer a Percent VoIP Usage ("PVU-T") factor representing the whole number percentage of the Company's total intrastate access MOU that the customer exchanges with the Company in the state that is terminated in IP format and that would be billed by the Company as intrastate access MOU.
- C. The customer will calculate and furnish to the Company a Percent VoIP Usage-Customer ("PVU-C") factor representing the whole number percentage of the customer's total intrastate access MOU that the customer exchanges with the Company in the state that is sent to the Company and which originated in IP format and that would be billed by the Company as intrastate access MOU.

(N)

SECTION 2 - RULES AND REGULATIONS

2.16 Identification and rating of Toll VoIP-PSTN Traffic (Cont'd)

(N)

2.16.3 Calculation and Application of Percent-VoIP-Usage Factors (Cont'd)

- D. The Company will use the PVU-C and PVU-T factors to calculate a PVU factor that represents the percentage of total intrastate access MOU exchanged between the Company and the customer that is originated in IP format by the customer and/or terminated by the Company in IP format.
- E. The Company will apply the PVU factors to the intrastate access MOU exchanged with the customer to determine the number of Toll VoIP-PSTN MOU.

Example 1: The PVU calculation is applied to the customer's intrastate MOU.

$$PVU = PVU-C + (PVU-T \times (1 - PVU-C))$$

The customer reported that their PVU-C as 15%. The Company's PVU-T is 6%. This results in the following:

$$PVU = 15\% \text{ plus } (6\% \text{ times } (1 - 15\%)) = 20\%$$

This means that 20% of the Customer's terminating Intrastate MOU will be rated at Interstate rates.

- F. The customer shall not modify their reported PIU factor to account for Toll VoIP-PSTN traffic.

(N)

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SECTION 2 - RULES AND REGULATIONS

2.16 Identification and rating of Toll VoIP-PSTN Traffic (Cont'd)

(N)

2.16.3 Calculation and Application of Percent-VoIP-Usage Factors (Cont'd)

- G. The customer provided PVU-C shall be based on information such as the number of the customer's retail VoIP subscriptions in the state (e.g. as reported on FCC Form 477), traffic studies, actual call detail or other relevant and verifiable information which will be provided to Company upon request.
- H. The customer shall retain the call detail, work papers and information used to develop the PVU-C factors for a minimum of one year.
- I. If the customer does not furnish the Company with a PVU-C factor, the Company will utilize a PVU-C of 0% and the PVU will be equal to the Telephone Company's PVU-T.

2.16.4 Initial Implementation of PVU Factors

- A. If the PVU factor is not available and/or cannot be implemented in the Company's billing systems by December 29, 2011, once the factor is available and can be implemented, the Company will adjust the customer's bills to reflect the PVU factors retroactively to January 1, 2012, if the PVU-C factors are provided by the customer to the Company no later than April 15, 2012.
- B. The Company shall provide credits based on the reported PVU-C factors on a quarterly basis until such time as the billing system modifications can be implemented.

2.16.5 PVU Factor Updates

- A. The customer and the Company may update the PVU-C factors quarterly using the method set forth in 2.16.3(B) and (C) preceding. If the customer chooses to submit such updates, it shall forward to the Company, no later than 15 days after the first of January, April, July and/or October of each year, revised PVU-C factors based on data for the prior three months, ending the last day of December, March, June and September, respectively.

(N)

SECTION 2 - RULES AND REGULATIONS

2.16 Identification and rating of Toll VoIP-PSTN Traffic (Cont'd)

2.16.5 PVU Factor Updates (Cont'd)

- B. The revised PVU-C factors will serve as the basis for future billing and will be effective on the next bill date, and shall serve as the basis for subsequent monthly billing until superseded by new PVU-C factors.
- C. No prorating or backbilling will be done based on the updated PVU-C factors.
- D. If the customer does not supply the revised reports, the Company will assume the PVU-C percentages to be the same as those provided in the last quarterly report. For those cases in which a quarterly report or an initial PVU-C has never been received from the customer, the Company will assume the PVU-C percentages to be 0% as set forth in 2.16.3(I) above.
- D. At such time that the Company offers VoIP service, the Company's PVU-T factor may be updated in the same manner as set forth above for customers.

2.16.6 PVU Factor Verification

- A. Not more than twice in any year, the Company may request from the customer an overview of the process used to determine the PVUC factors, the call detail records, description of the method for determining how the end user originates or terminates calls in IP format, and other information used to determine the customer's PVU-C factors furnished to the Company in order to validate the PVU-C factors supplied. The customer shall comply, and shall reasonably supply the requested data and information within 15 days of the Company's request, and the Company shall complete the verification within 15 days of receipt.
- B. The Company may dispute the customer's PVU-C factor, and the customer may dispute the Company's PVU-T factor based upon:
 - 1. A review of the requested data and information provided by the customer.
 - 2. The Company's reasonable review of other market information, FCC reports on VoIP lines, such as FCC Form 477 or state level results based on FCC Local Competition Report or other relevant data.
 - 3. A change in the reported PVU-C factor by more than five percentage points from the preceding quarter.

SECTION 2 - RULES AND REGULATIONS

2.16 Identification and rating of Toll VoIP-PSTN Traffic (Cont'd)

2.16.6 PVU Factor Verification (Cont'd)

- C. If after review of the data and information, the customer and the Company establishes revised PVU-C factors, the customer and the Company will begin using those revised PVU-C factors with the next bill period.
- D. If the dispute is unresolved, the Company may initiate an audit at its own expense. The Company shall limit audits of the customer's PVU-C factor to no more than twice per year. The customer may request that the audit be conducted by an independent auditor. In such cases, the associated auditing expenses will be paid by the customer.
 - 1. In the event that the customer fails to provide adequate records to enable the Company or an independent auditor to conduct an audit verifying the customer's PVU-C factors, the Telephone Company will bill the usage for all contested periods using the most recent undisputed PVU-C factors reported by the customer. These PVU-C factors will remain in effect until the audit can be completed.
 - 2. During the audit, the undisputed PVU-C factors from the previous reporting period will be used by the Company.
 - 3. The Company will adjust the customer's PVU-C factor based on the results of the audit and implement the revised PVU-C in the next billing period or quarterly report date, whichever is first.
 - 4. If the audit supports the customer's PVU-C factors, the usage for the contested periods will be adjusted to reflect the customer's audited PVU-C factors.