



August 31, 2012
Via Web Filing

Ms. Betty McCauley, Commission Secretary
Ohio Public Utilities Commission
180 East Broad Street
Columbus, OH 43215

RE: Choice One Communications of Ohio, Inc. d/b/a EarthLink Business
P.U.C.O. Tariff No. 6

Dear Ms. McCauley:

Enclosed for filing please find the original the above referenced tariff filing and application submitted on behalf of Choice One Communications of Ohio, Inc. d/b/a EarthLink Business. This filing makes revisions to the Identification and Rating of VoIP-PSTN Traffic language. The Company respectfully requests an effective date for this filing of September 30, 2012.

The following tariff pages are included with this filing:

2 nd Revised Pages 1 & 2	Updates Check Sheet
1 st Revised Page 137	Revises Identification and Rating of VoIP-PSTN Traffic language
1 st Revised Page 138	Moves text
Original Page 138.1	Revises Identification and Rating of VoIP-PSTN Traffic language; Moves text

Any questions you may have regarding this filing should be directed to my attention at 407-740-3001 or via email to tforte@tminc.com. Thank you for your assistance in this matter.

Sincerely,

Thomas M. Forte
Consultant to Choice One Communications

cc: Mary Whiting (via Email) - EarthLink - Choice One
file: EarthLink - Choice One - Ohio - Access
tms: OHa1201

Enclosures
TF/mp

The Public Utilities Commission of Ohio
TELECOMMUNICATIONS FILING FORM

(Effective: 01/20/2011)

This form is intended to be used with most types of required filings. It provides check boxes with rule references for the most common types of filings. It does not replace or supersede Commission rules in any way.

In the Matter of the Application of Choice One Communications of Ohio Inc. d/b/a EarthLink Business To Revise VoIP-PSTN Traffic Language))))	TRF Docket No. 90-9082 Case No.12-2415-TP-ATA NOTE: Unless you have reserved a Case #, leave the "Case No" fields BLANK.
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Name of Registrant(s) Choice One Communications of Ohio Inc.

DBA(s) of Registrant(s) EarthLink Business

Address of Registrant(s) 1375 Peachtree Street, Level A, Atlanta, Georgia 30309

Company Web Address www.earthlinkbusiness.com

Regulatory Contact Person(s) Mary Whiting, Director-Regulatory Compliance Phone 616-988-7028 Fax 616-988-0466

Regulatory Contact Person's Email Address mwhiting@corp.earthlink.com

Contact Person for Annual Report Mary Whiting, Director-Regulatory Compliance Phone 616-988-7028

Address (if different from above) 2610 Horizon Drive SE, Suite B, Grand Rapids, Michigan 49546

Consumer Contact Information Customer Support, Choice One Communications of Ohio Inc. Phone 800-962-2488

Address (if different from above) 100 Chestnut Street, Suite 800, Rochester, NY 14604

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.]

Notes:

Section I and II are Pursuant to Chapter 4901:1-6 OAC
 Section III – Carrier to Carrier is Pursuant to 4901:1-7 OAC, and Wireless is Pursuant to 4901:1-6-24 OAC.
 Section IV – Attestation

- (1) Indicate the Carrier Type and the reason for submitting this form by checking the boxes below.
- (2) For requirements for various applications, see the identified section of Ohio Administrative Code Section 4901 and/or the supplemental application form noted.
- (3) 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.
- (4) An Incumbent Local Exchange Carrier (ILEC) offering basic local exchange service (BLES) outside its traditional service area should choose CLEC designation when proposing to offer BLES outside its traditional service area or when proposing to make changes to that service.

All Filings that result in a change to one or more tariff pages require, at a minimum, the following 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 I – Part I - Common Filings

Carrier Type <input checked="" type="checkbox"/> Other (explain below)	<input type="checkbox"/> For Profit ILEC	<input type="checkbox"/> Not For Profit ILEC	<input type="checkbox"/> CLEC
Change terms & conditions of existing BLES	<input type="checkbox"/> ATA <u>1-6-14(H)</u> (Auto 30 days)	<input type="checkbox"/> ATA <u>1-6-14(H)</u> (Auto 30 days)	<input type="checkbox"/> ATA <u>1-6-14(H)</u> (Auto 30 days)
Introduce non-recurring charge, surcharge, or fee to BLES			<input type="checkbox"/> ATA <u>1-6-14(H)</u> (Auto 30 days)
Introduce or Increase Late Payment	<input type="checkbox"/> ATA <u>1-6-14(I)</u> (Auto 30 days)	<input type="checkbox"/> ATA <u>1-6-14(I)</u> (Auto 30 days)	<input type="checkbox"/> ATA <u>1-6-14(I)</u> (Auto 30 days)
Revisions to BLES Cap.	<input type="checkbox"/> ZTA <u>1-6-14(F)</u> (0 day Notice)		
Introduce BLES or expand local service area (calling area)	<input type="checkbox"/> ZTA <u>1-6-14(H)</u> (0 day Notice)	<input type="checkbox"/> ZTA <u>1-6-14(H)</u> (0 day Notice)	<input type="checkbox"/> ZTA <u>1-6-14(H)</u> (0 day Notice)
Notice of no obligation to construct facilities and provide BLES	<input type="checkbox"/> ZTA <u>1-6-27(C)</u> (0 day Notice)	<input type="checkbox"/> ZTA <u>1-6-27(C)</u> (0 day Notice)	
Change BLES Rates	<input type="checkbox"/> TRF <u>1-6-14(F)</u> (0 day Notice)	<input type="checkbox"/> TRF <u>1-6-14(F)(4)</u> (0 day Notice)	<input checked="" type="checkbox"/> TRF <u>1-6-14(G)</u> (0 day Notice)
To obtain BLES pricing flexibility	<input type="checkbox"/> BLS <u>1-6-14(C)(1)(c)</u> (Auto 30 days)		
Change in boundary	<input type="checkbox"/> ACB <u>1-6-32</u> (Auto 14 days)	<input type="checkbox"/> ACB <u>1-6-32</u> (Auto 14 days)	
Expand service operation area			<input type="checkbox"/> TRF <u>1-6-08(G)</u> (0 day)
BLES withdrawal			<input type="checkbox"/> ZTA <u>1-6-25(B)</u> (0 day Notice)
Other* (explain) <u>ACCESS</u>			<input checked="" type="checkbox"/> ATA (Auto 30 days)

Section I – Part II – Customer Notification Offerings Pursuant to Chapter 4901:1-6-7 OAC

Type of Notice	Direct Mail	Bill Insert	Bill Notation	Electronic Mail
<input type="checkbox"/> 15-day Notice	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> 30-day Notice	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Date Notice Sent: April Billing				

Section I – Part III –IOS Offerings Pursuant to Chapter 4901:1-6-22 OAC

IOS	Introduce New	Tariff Change	Price Change	Withdraw
<input type="checkbox"/> IOS	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Section II – Part I – Carrier Certification - Pursuant to Chapter 4901:1-6-08, 09 & 10 OAC

Certification	ILEC (Out of Territory)	CLEC	Carrier's Not Offering BLES	CESTC	CETC
* See Supplemental form	<input type="checkbox"/> ACE <u>1-6-08</u> * (Auto 30- day)	<input type="checkbox"/> ACE <u>1-6-08</u> *(Auto 30 day)	<input type="checkbox"/> ACE <u>1-6-08</u> *(Auto 30 day)	<input type="checkbox"/> ACE <u>1-6-10</u> (Auto 30 day)	<input type="checkbox"/> UNC <u>1-6-09</u> *(Non-Auto)

*Supplemental Certification forms can be found on the Commission Web Page.

Section II – Part II – Certificate Status & Procedural

Certificate Status	ILEC	CLEC	Carrier's Not Offering BLES
Abandon all Services		<input type="checkbox"/> ABN <u>1-6-26</u> (Auto 30 days)	<input type="checkbox"/> ABN <u>1-6-26</u> (Auto 30 days)
Change of Official Name *	<input type="checkbox"/> ACN <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> ACN <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> CIO <u>1-6-29(C)</u> (0 day Notice)
Change in Ownership *	<input type="checkbox"/> ACO <u>1-6-29(E)</u> (Auto 30 days)	<input type="checkbox"/> ACO <u>1-6-29(E)</u> (Auto 30 days)	<input type="checkbox"/> CIO <u>1-6-29(C)</u> (0 day Notice)
Merger *	<input type="checkbox"/> AMT <u>1-6-29(E)</u> (Auto 30 days)	<input type="checkbox"/> AMT <u>1-6-29(E)</u> (Auto 30 days)	<input type="checkbox"/> CIO <u>1-6-29(C)</u> (0 day Notice)
Transfer a Certificate *	<input type="checkbox"/> ATC <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> ATC <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> CIO <u>1-6-29(C)</u> (0 day Notice)
Transaction for transfer or lease of property, plant or business *	<input type="checkbox"/> ATR <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> ATR <u>1-6-29(B)</u> (Auto 30 days)	<input type="checkbox"/> CIO <u>1-6-29(C)</u> (0 day Notice)

* Other exhibits may be required under the applicable rule(s). ACN, ACO, AMT, ATC, ATR and CIO applications see the 4901:1-6-29 Filing Requirements on the Commission's Web Page for a complete list of exhibits.

Section III – Carrier to Carrier (Pursuant to 4901:1-7), and Wireless (Pursuant to 4901:1-6-24)

Carrier to Carrier	ILEC	CLEC
Interconnection agreement, or amendment to an approved agreement	<input type="checkbox"/> NAG <u>1-7-07</u> (Auto 90 day)	<input type="checkbox"/> NAG <u>1-7-07</u> (Auto 90 day)
Request for Arbitration	<input type="checkbox"/> ARB <u>1-7-09</u> (Non-Auto)	<input type="checkbox"/> ARB <u>1-7-09</u> (Non-Auto)
Introduce or change c-t-c service tariffs,	<input type="checkbox"/> ATA <u>1-7-14</u> (Auto 30 day)	<input type="checkbox"/> ATA <u>1-7-14</u> (Auto 30 day)
Request rural carrier exemption, rural carrier suspension or modification	<input type="checkbox"/> UNC <u>1-7-04 or 05</u> (Non-Auto)	
Changes in rates, terms & conditions to Pole Attachment, Conduit Occupancy and Rights-of-Way.	<input type="checkbox"/> UNC <u>1-7-23(B)</u> (Non-Auto)	
Wireless Providers See <u>4901:1-6-24</u>	<input type="checkbox"/> RCC [Registration & Change in Operations]	<input type="checkbox"/> NAG [Interconnection Agreement or

Section IV. – Attestation

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

AFFIDAVIT
Compliance with Commission Rules

I am an agent of the applicant corporation, Choice One Communications of Ohio Inc. d/b/a EarthLink Business and am authorized to make this statement on its behalf.

Please Check ALL that apply:

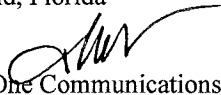
I attest that these tariffs comply with all applicable rules for the state of Ohio. I understand that tariff notification filings do not imply Commission approval and that the Commission's rules as modified and clarified from time to time, supersede any contradictory provisions in our tariff. We will 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 attest that customer notices accompanying this filing form were sent to affected customers, as specified in Section II, in accordance with Rule 4901:1-6-7, Ohio Administrative Code.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on (Date): April 6, 2012

at (Location): Maitland, Florida

/s/Thomas M. Forte 

Consultant to Choice One Communications of Ohio Inc.

August 31, 2012

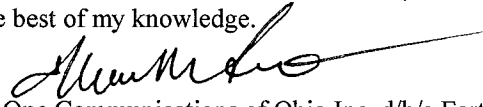
*(Signature and Title)

(Date)

- *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, Thomas M. Forte verify that I have utilized the Telecommunications Filing Form for most 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.

/s/Thomas M. Forte 

Consultant to Choice One Communications of Ohio Inc. d/b/a EarthLink Business

August 31, 2012

*(Signature and Title)

(Date)

**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

**Choice One Communications Of Ohio Inc.
d/b/a EarthLink Business**

EXHIBIT A

EXISTING TARIFF PAGES

P.U.C.O Tariff No. 6 (Access Services)

ACCESS SERVICES

CHECK SHEET

The pages of this tariff are effective as of the date shown. The original and revised sheets named below contain all changes from the original tariff and are in effect on the date shown.

PAGE	REVISION		PAGE	REVISION	PAGE	REVISION
Title	Original		31	Original	61	Original
1	1 st Rev.	*	32	Original	62	Original
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4	Original		35	Original	65	Original
5	1 st Rev.	*	36	Original	66	Original
6	Original		37	Original	67	Original
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9	Original		40	Original	70	Original
10	Original		41	Original	71	Original
11	Original		42	Original	72	Original
12	1 st Rev.	*	43	Original	73	Original
12.1	Original	*	44	Original	74	Original
13	Original		45	Original	75	Original
14	Original		46	Original	76	Original
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16	Original		48	Original	78	Original
17	Original		49	Original	79	Original
18	Original		50	Original	80	Original
19	Original		51	Original	81	Original
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22	Original		54	Original	84	Original
23	Original		55	Original	85	Original
24	Original		56	Original	86	Original
25	Original		57	Original	87	Original
26	Original		58	Original	88	Original
27	Original		59	Original	89	Original
28	Original		60	Original	90	Original
29	Original					
30	Original					

* - indicates those pages included with this filing

Issued: December 26, 2011

Effective: January 28, 2012

By: Vice President, Tax
1375 Peachtree Street, Level A
Atlanta, Georgia 30309

ACCESS SERVICES

CHECK SHEET (CONT'D.)

PAGE	REVISION	PAGE	REVISION
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99	Original	126	Original
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101	Original	128	Original
102	Original	129	Original
103	Original	130	Original
104	Original	131	Original
105	Original	132	Original
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107	Original	134	Original
108	Original	135	Original
109	Original	136	Original
110	Original	137	Original *
111	Original	138	Original *
112	Original	139	Original *
113	Original		
114	Original		
115	Original		
116	Original		
117	Original		

* - Indicates pages included with this filing.

ACCESS SERVICES

SECTION 12 – TOLL VOIP-PSTN TRAFFIC

(N)

12.1 Identification and Rating of Toll VoIP-PSTN Traffic

12.1.1 Scope - 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 (Nov. 18, 2011) ("FCC Order"). Specifically, this section establishes the method of separating such traffic (referred to in this tariff as "Toll VoIP-PSTN Traffic") from the Customer's traditional intrastate access traffic, so that such Toll VoIP-PSTN Traffic can be billed in accordance with the FCC Order.

This section of the tariff does not preclude carriers from negotiating different rates, terms and conditions governing compensation for Toll VoIP-PSTN Traffic. It does not supersede rates, terms and conditions governing compensation for Toll VoIP-PSTN traffic in existing interconnection agreements. The rates, term and conditions governing compensation for toll VoIP-PSTN traffic in this tariff applies prospectively.

12.1.2 Rating of Toll VoIP-PSTN Traffic - The Toll VoIP-PSTN Traffic identified in accordance with this Section will be billed at rates equal to those tariffed for the Company's interstate switched access services as described in Section 3 of the Company's FCC access services tariff. Consistent with the FCC Order, charges are assessed by the Company for services provided by the Company and/or by any of its VoIP Provider Partner(s).

(N)

Issued: December 26, 2011

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By: Vice President, Tax
1375 Peachtree Street, Level A
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ACCESS SERVICES

SECTION 12 – TOLL VOIP-PSTN TRAFFIC (CONT'D.)

(N)

12.1 Identification and Rating of VoIP-PSTN Traffic (Cont'd.)

12.1.3 (Cont'd.)

- C. The Company will use the PVU-A and PVU-B factors to calculate an over-all PVU factor that represents the percentage of total access MOU for service exchanged between the Company and the Customer that is originated or terminated in IP format, whether at the Company's end, at the Customer's end, or at both ends. The PVU factor will be calculated as the sum of: (A) the PVU-A factor and (B) the PVU-B factor times (1.0 minus the PVU-A factor).
- D. The Company will apply the over-all PVU factor to the total service intrastate access MOU exchanged with the Customer to determine the number of Toll VoIP-PSTN Traffic MOUs for service.

Examples for PVU Factor Calculations:
(The calculation elements in these examples are generic.)

Example 1: The PVU-B is 10% and the PVU-A is 40%. The over-all PVU factor is equal to $40\% + (10\% \times 60\%) = 46\%$. The Company will bill 46% of the Customer's intrastate access MOU as VoIP-PSTN Traffic, pursuant to this Section of this Tariff.

Example 2: The PVU-B is 10% and the PVU-A is 0%. The over-all PVU factor is $0\% + (100\% \times 10\%) = 10\%$. The Company will bill 10% of the Customer's intrastate access MOU as VoIP-PSTN Traffic, pursuant to this Section of this Tariff.

Example 3: The PVU-A is 100%. No matter what the PVU-B factor is, the over-all PVU is 100%. The Company will bill 100% of the Customer's intrastate access MOU as VoIP-PSTN Traffic, pursuant to this Section of this Tariff.

Default PVU Factors

If the Customer does not furnish the Company with a PVU factor pursuant to the preceding paragraph 12.1.3.A of this Section, the Company will utilize a PVU equal to the Company's PVU-B factor.

(N)

**Choice One Communications Of Ohio Inc.
d/b/a EarthLink Business**

EXHIBIT B

PROPOSED REVISED TARIFF PAGES

P.U.C.O. Tariff No. 6 (Access Services)

ACCESS SERVICES

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108	Original	135	Original
109	Original	136	Original
110	Original	137	1 st Rev. *
111	Original	137.1	Original
112	Original	138	1 st Rev. *
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114	Original	139	Original
115	Original		
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ACCESS SERVICES

SECTION 12 – TOLL VOIP-PSTN TRAFFIC

12.1 Identification and Rating of Toll VoIP-PSTN Traffic

12.1.1 Scope - 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 (Nov. 18, 2011), as Amended or Revised ("FCC Order"). Specifically, this section establishes the method of separating such traffic (referred to in this tariff as "Toll VoIP-PSTN Traffic") from the Customer's traditional intrastate access traffic, so that such Toll VoIP-PSTN Traffic can be billed in accordance with the FCC Order.

(T)
(T)

This section of the tariff does not preclude carriers from negotiating different rates, terms and conditions governing compensation for Toll VoIP-PSTN Traffic. It does not supersede rates, terms and conditions governing compensation for Toll VoIP-PSTN traffic in existing interconnection agreements. The rates, term and conditions governing compensation for toll VoIP-PSTN traffic in this tariff applies prospectively.

12.1.2 Rating of Toll VoIP-PSTN Traffic - The Toll VoIP-PSTN Traffic identified in accordance with this Section will be billed at rates equal to those tariffed for the Company's interstate switched access services as described in Section 3 of the Company's FCC access services tariff. Consistent with the FCC Order, charges are assessed by the Company for services provided by the Company and/or by any of its VoIP Provider Partner(s).

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ACCESS SERVICES

SECTION 12 – TOLL VOIP-PSTN TRAFFIC (CONT'D.)

12.1 Identification and Rating of VoIP-PSTN Traffic (Cont'd.)

12.1.3 (Cont'd.)

- C. The Company will use the PVU-A and PVU-B factors to calculate an over-all PVU factor that represents the percentage of total access MOU for service exchanged between the Company and the Customer that is originated or terminated in IP format, whether at the Company's end, at the Customer's end, or at both ends. The PVU factor will be calculated as the sum of: (A) the PVU-A factor and (B) the PVU-B factor times (1.0 minus the PVU-A factor).
- D. The Company will apply the over-all PVU factor to the total service intrastate access MOU exchanged with the Customer to determine the number of Toll VoIP-PSTN Traffic MOUs for service.

Examples for PVU Factor Calculations:

(The calculation elements in these examples are generic.)

Example 1: The PVU-B is 10% and the PVU-A is 40%. The over-all PVU factor is equal to $40\% + (10\% \times 60\%) = 46\%$. The Company will bill 46% of the Customer's intrastate access MOU as VoIP-PSTN Traffic, pursuant to this Section of this Tariff.

Example 2: The PVU-B is 10% and the PVU-A is 0%. The over-all PVU factor is $0\% + (100\% \times 10\%) = 10\%$. The Company will bill 10% of the Customer's intrastate access MOU as VoIP-PSTN Traffic, pursuant to this Section of this Tariff.

Example 3: The PVU-A is 100%. No matter what the PVU-B factor is, the over-all PVU is 100%. The Company will bill 100% of the Customer's intrastate access MOU as VoIP-PSTN Traffic, pursuant to this Section of this Tariff.

Material originally found on this page is now on page 138.1.

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(M)

ACCESS SERVICES

SECTION 12 – TOLL VOIP-PSTN TRAFFIC (CONT'D.)

12.1 Identification and Rating of VoIP-PSTN Traffic (Cont'd.)

12.1.3 (Cont'd.)

D. (Cont'd.)

Use of Default Percentages - Company

Where the Company's PVU-B is equal to the percentage of VoIP subscribers in the state based on the FCC's *Local Competition Report*, as released periodically, as set forth in paragraph 963 of the FCC Order (the "Default Percentage"), and the Customer's PVU-A is also equal to the Default Percentage, the PVU factor applicable to traffic exchanged between the Company and the Customer shall be the Default Percentage.

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(T)

Default PVU Factors - Customer

If the Customer does not furnish the Company with a PVU factor pursuant to the preceding paragraph 12.1.3.A of this Section, the Company will utilize a PVU equal to the Company's PVU-B factor.

(T,M)

|
|
|
|

(M)

**Choice One Communications of Ohio Inc.
d/b/a EarthLink Business**

EXHIBIT C

DESCRIPTION OF CHANGES AND CUSTOMERS AFFECTED

This filing makes revisions to the Identification and Rating of VoIP-PSTN Traffic language.

**Choice One Communications of Ohio Inc.
d/b/a EarthLink Business**

EXHIBIT D

CUSTOMER NOTICE

AND

AFFIDAVIT OF CUSTOMER NOTICE

Not Applicable.

This foregoing document was electronically filed with the Public Utilities

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Case No(s). 12-2415-TP-ATA

Summary: Tariff Access Revision electronically filed by Ms. Margeaux Pennywell on behalf of Choice One Communications of Ohio, Inc. d/b/a EarthLink Business