

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 the Application of) TRF Docket No. 90-9037
Buckeye Telesystem, Inc. to file an Amendment to an) Case No. 12 - 2539 - **TP** - NAG
Interconnection Agreement with Cricket Communications,) **NOTE: Unless you have reserved a Case #, leave the "Case No" fields**
Inc. ("Revol").) **BLANK.**

Name of Registrant(s) Buckeye Telesystem, Inc.
DBA(s) of Registrant(s) Buckeye Telesystem, Inc.
Address of Registrant(s) 5555 Airport Highway, Suite 110, Toledo, OH 43615
Company Web Address www.buckeye-telesystem.com
Regulatory Contact Person(s) Thomas K. Dawson Phone 419-724-9802 Fax 419-724-7074
Regulatory Contact Person's Email Address tdawson@buckeye-telesystem.com
Contact Person for Annual Report Thomas K. Dawson Phone 419-724-9802
Address (if different from above) _____
Consumer Contact Information Laurie Christy Phone 419-724-3866
Address (if different from above) 4818 Angola Road, Toledo, OH 43615
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 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 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</u> <u>(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) _____			

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:				

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	Telecommunications Service Provider Not Offering Local	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	Telecommunications Service Provider Not Offering Local
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 checked="" 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 officer/agent of the applicant corporation, _____, and am authorized to make this statement on its behalf.

(Name)

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) _____ at (Location) _____

*(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, Stephen M. Howard, 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.

*(Signature and Title) Stephen M. Howard Stephen M. Howard, Attorney (Date) 9/17/12

**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

**BEFORE THE
PUBLIC UTILITIES COMMISSION OF OHIO**

In the Matter of the Application)	
for Approval of an Amendment to an)	Case No. 12-2539-TP-NAG
Agreement Between Buckeye TeleSystem,)	
Inc. and Cricket Communications, Inc.)	
("Revol") Pursuant to Section 252 of the)	
Telecommunications Act of 1996)	

**APPLICATION FOR APPROVAL OF AN AMENDMENT TO AN AGREEMENT
PURSUANT TO THE TELECOMMUNICATIONS ACT OF 1996**

Buckeye TeleSystem, Inc. ("Buckeye") files the attached July 1, 2012 Amendment ("Amendment") to the March 21, 2003 Agreement between itself and Cricket Communications, Inc. ("the Parties") which was filed in Case No. 03-830-TP-NAG and approved by the Commission pursuant to the provisions of Section 252(e) of the Telecommunications Act of 1996, Pub. L. No. 104-104, 110 Stat. 56 (1996) (codified at 47 U.S.C. 151 et. seq.) (the "Act"). This filing is being made pursuant to the Act. The Amendment, which is an amendment to a Wireless Interconnection Agreement, has been arrived at through negotiations between the Parties as contemplated by Section 252(a) of the Act.

The Amendment is filed pursuant to the procedures set forth in Section 252(e) of the Act. Under Sections 252(e)(1) and (2), the Commission must approve the Amendment unless the Amendment or a portion thereof "... discriminates against a telecommunications carrier not a party to the agreement" or "... implementation of such Amendment or portion is not consistent with the public interest, convenience and necessity." Since the Amendment is the result of voluntary negotiations between the Parties, the Amendment is not subject to review under the standards set forth in Sections 252(b), 252(c) and 252(d) of the Act.

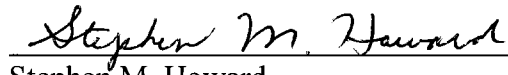
Buckeye represents that the Amendment is not discriminatory in that it will make the Amendment available to any other telecommunications carrier in Buckeye's service territory. However, the Amendment does not preclude different arrangements with other providers. In addition, this Amendment does not impact any other company's right to negotiate or arbitrate issues pursuant to the Act.

The Amendment is in the public interest, convenience and necessity because it establishes the terms and conditions for wireless interconnection between the Parties' networks. The Amendment represents the end product of good faith negotiations by the Parties. This is the type of private negotiation and agreement envisioned by the Congress when it crafted the Act. The implementation of the Amendment will be consistent with the public interest, convenience and necessity.

In accordance with Section 252(e)(4) of the Act, the Amendment will be deemed approved if the Commission does not act to or approve or reject the Amendment within ninety days from the date of this Application. Pursuant to Rule 4901:1-7-07(D)(2) of the Ohio Administrative Code, the Amendment shall be deemed approved on the ninety-first day after the filing unless the Commission orders otherwise.

WHEREFORE, Buckeye TeleSystem, Inc. requests that the Commission approve the attached 2012 Intercarrier Compensation Amendment.

Respectfully submitted,

A handwritten signature in cursive script, reading "Stephen M. Howard", is positioned above a horizontal line.

Stephen M. Howard

Vorys, Sater, Seymour and Pease LLP

52 East Gay Street

P. O. Box 1008

Columbus, Ohio 43216-1008

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Attorneys for Buckeye TeleSystem, Inc.

2012 INTERCARRIER COMPENSATION AMENDMENT

To the Interconnection Agreement Between

Buckeye Telesystem and Cricket (Revol)

This 2012 Intercarrier Compensation Amendment to the Interconnection Agreement by and among Buckeye Telesystem ("BTS") and Cricket Communications ("Revol") (collectively "the Parties") is effective July 1, 2012 (the "Effective Date").

WHEREAS, Revol and CLEC are parties to an Interconnection Agreement for the state of Ohio which became effective March 21, 2003 ("the Agreement");

WHEREAS, the Federal Communications Commission adopted its *USF/ICC Transformation Order*, FCC 11-161 (Nov. 18, 2011), on *recon.*, FCC 11-189 (Dec. 23, 2011), which among other things substantially changes the rules governing the exchange of telecommunications traffic between CMRS providers and local exchange carriers, including Revol and BTS, and the Parties desire to conform their interconnection and traffic exchange arrangements to the new rules therein established;

NOW THEREFORE, in consideration of the promises and mutual agreements set forth herein, the Parties agree to amend the Agreement as follows:

1. The Parties intend their Agreement refer to and use the newly defined terms that the FCC has used in its new rules, including "Non-Access Telecommunications Traffic." The Parties therefore amend their Agreement by replacing all references in the Agreement to "Telecommunications Traffic", "Local Traffic" and "IntraMTA Traffic" with the term "Non-Access Telecommunications Traffic." "Access Telecommunications Traffic" means any InterMTA Traffic as defined in the Agreement to the extent allowed by law and rules and is subject to CLEC's switched access tariff. The Parties also amend their Agreement by replacing all references in the Agreement to "toll" or "interMTA" traffic with the term, "Access Telecommunications Traffic."
2. Effective July 1, 2012, notwithstanding any other provision of the existing or amended Agreement to the contrary, the Parties shall exchange all Non-Access Telecommunications Traffic at bill-and-keep (that is, at a zero intercarrier compensation rate for traffic in either direction between the parties), including, without limitation, all Reciprocal Compensation, pursuant to 47 C.F.R. § 20.11(b) and § 51.713.
3. This 2012 Intercarrier Compensation Amendment is intended to, and shall be deemed to, revise the provisions of the Agreement necessary to give full effect to all provisions of this 2012 Intercarrier Compensation Amendment. Any intercarrier compensation paid by

either party for Non-Access Telecommunications Traffic terminated after June 30, 2012 will be subject to a true up based upon the final negotiated compensation arrangements of this 2012 Inter-carrier Compensation Amendment. In the event of a conflict between a provision of this 2012 Inter-carrier Compensation Amendment and a provision of the Agreement or other charge, the terms of this 2012 Inter-carrier Compensation Amendment and the FCC's rules and orders implementing FCC 11-161 and 11-189 shall govern.

IN WITNESS WHEREOF, the Parties hereto have caused this 2012 Inter-carrier Compensation Amendment to be duly executed and delivered by their duly authorized representatives.

CLEC

By: 

Printed Name: BRIAN REX

Title: TREASURER

Date: 9/10/12

Cricket Communications (Revol)

By: 

Printed Name: DAVID L. ZELKA

Title: CTO - REVOL

Date: SEP 5, 2012

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

9/17/2012 1:29:25 PM

in

Case No(s). 12-2539-TP-NAG

Summary: Application Application for Approval of an Amendment to an Agreement Pursuant to the Telecommunications Act of 1996 electronically filed by Mr. Stephen M Howard on behalf of Buckeye Telesystem, Inc.