

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 Columbus Grove)
Telephone Company for Approval of an Negotiated)
Agreement with Sprint Spectrum, LP, Nextel)
Communications of the Mid-Atlantic, Inc., Nextel of New)
York, Inc., Nextel West Corp. and NPCR, Inc. Pursuant to)
Section 252 of the Telecommunications Act of 1996)

TRF Docket No. 90-_____

Case No. 12 - 2990 - **TP** - NAG

NOTE: Unless you have reserved a Case #, leave the "Case No" fields BLANK.

Name of Registrant(s) Columbus Grove Telephone Company

DBA(s) of Registrant(s) FairPoint Communications

Address of Registrant(s) 521 East Morehead Street, Suite 500, Charlotte, NC 28202

Company Web Address www.fairpoint.com

Regulatory Contact Person(s) Beth Westman

Phone 207-535-4249

Fax _____

Regulatory Contact Person's Email Address beth.westman@fairpoint.com

Contact Person for Annual Report Angela Unruh

Phone 620-227-4400

Address (if different from above) 908 W. Frontview, Dodge City, KS 67801

Consumer Contact Information Beth Westman, Manager, Government Affairs

Phone 207-535-4249

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.]

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 1-6-14(H) (Auto 30 days)	<input type="checkbox"/> ATA 1-6-14(H) (Auto 30 days)	<input type="checkbox"/> ATA 1-6-14(H) (Auto 30 days)
Introduce non-recurring charge, surcharge, or fee to BLES			<input type="checkbox"/> ATA 1-6-14(H) (Auto 30 days)
Introduce or Increase Late Payment	<input type="checkbox"/> ATA 1-6-14(I) (Auto 30 days)	<input type="checkbox"/> ATA 1-6-14(I) (Auto 30 days)	<input type="checkbox"/> ATA 1-6-14(I) (Auto 30 days)
Revisions to BLES Cap.	<input type="checkbox"/> ZTA 1-6-14(F) (0 day Notice)		
Introduce BLES or expand local service area (calling area)	<input type="checkbox"/> ZTA 1-6-14(H) (0 day Notice)	<input type="checkbox"/> ZTA 1-6-14(H) (0 day Notice)	<input type="checkbox"/> ZTA 1-6-14(H) (0 day Notice)
Notice of no obligation to construct facilities and provide BLES	<input type="checkbox"/> ZTA 1-6-27(C) (0 day Notice)	<input type="checkbox"/> ZTA 1-6-27(C) (0 day Notice)	
Change BLES Rates	<input type="checkbox"/> TRF 1-6-14(F) (0 day Notice)	<input type="checkbox"/> TRF 1-6-14(F)(4) (0 day Notice)	<input type="checkbox"/> TRF 1-6-14(G) (0 day Notice)
To obtain BLES pricing flexibility	<input type="checkbox"/> BLS 1-6-14(C)(1)(c) (Auto 30 days)		
Change in boundary	<input type="checkbox"/> ACB 1-6-32 (Auto 14 days)	<input type="checkbox"/> ACB 1-6-32 (Auto 14 days)	
Expand service operation area			<input type="checkbox"/> TRF 1-6-08(G) (0 day)
BLES withdrawal			<input type="checkbox"/> ZTA 1-6-25(B) (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 1-6-08 * (Auto 30- day)	<input type="checkbox"/> ACE 1-6-08 * (Auto 30 day)	<input type="checkbox"/> ACE 1-6-08 * (Auto 30 day)	<input type="checkbox"/> ACE 1-6-10 (Auto 30 day)	<input type="checkbox"/> UNC 1-6-09 * (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 1-6-26 (Auto 30 days)	<input type="checkbox"/> ABN 1-6-26 (Auto 30 days)
Change of Official Name *	<input type="checkbox"/> ACN 1-6-29(B) (Auto 30 days)	<input type="checkbox"/> ACN 1-6-29(B) (Auto 30 days)	<input type="checkbox"/> CIO 1-6-29(C) (0 day Notice)
Change in Ownership *	<input type="checkbox"/> ACO 1-6-29(E) (Auto 30 days)	<input type="checkbox"/> ACO 1-6-29(E) (Auto 30 days)	<input type="checkbox"/> CIO 1-6-29(C) (0 day Notice)
Merger *	<input type="checkbox"/> AMT 1-6-29(E) (Auto 30 days)	<input type="checkbox"/> AMT 1-6-29(E) (Auto 30 days)	<input type="checkbox"/> CIO 1-6-29(C) (0 day Notice)
Transfer a Certificate *	<input type="checkbox"/> ATC 1-6-29(B) (Auto 30 days)	<input type="checkbox"/> ATC 1-6-29(B) (Auto 30 days)	<input type="checkbox"/> CIO 1-6-29(C) (0 day Notice)
Transaction for transfer or lease of property, plant or business *	<input type="checkbox"/> ATR 1-6-29(B) (Auto 30 days)	<input type="checkbox"/> ATR 1-6-29(B) (Auto 30 days)	<input type="checkbox"/> CIO 1-6-29(C) (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 checked="" type="checkbox"/> NAG 1-7-07 (Auto 90 day)	<input type="checkbox"/> NAG 1-7-07 (Auto 90 day)
Request for Arbitration	<input type="checkbox"/> ARB 1-7-09 (Non-Auto)	<input type="checkbox"/> ARB 1-7-09 (Non-Auto)
Introduce or change c-t-c service tariffs,	<input type="checkbox"/> ATA 1-7-14 (Auto 30 day)	<input type="checkbox"/> ATA 1-7-14 (Auto 30 day)
Request rural carrier exemption, rural carrier suspension or modification	<input type="checkbox"/> UNC 1-7-04 or 05 (Non-Auto)	
Changes in rates, terms & conditions to Pole Attachment, Conduit Occupancy and Rights- of-Way.	<input type="checkbox"/> UNC 1-7-23(B) (Non-Auto)	
Wireless Providers See 4901:1-6-24	<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, Beth Westman, am an officer/agent of the applicant corporation, , and am authorized to make this statement on its behalf.

Beth Westman /s/
(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) 11/15/12 at (Location) Portland, ME

*(Signature/Title) Beth Westman, State
Government Affairs Manager /s/

(Date) 11/15/12

- *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, Beth Westman 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) Best Westman, Manager/s/

(Date) 11/15/12

**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 of the Columbus :
Grove Telephone Company for Approval of a :
Negotiated Agreement with Sprint Spectrum, : Case No. 12-2990-TP-NAG
LP, Nextel Communications of the Mid- :
Atlantic, Inc., Nextel of New York, Inc., :
Nextel West Corp., and NPCR, Inc. :
Pursuant to Section 252 of the :
Telecommunications Act of 1996 :

**APPLICATION FOR APPROVAL OF A NEGOTIATED AGREEMENT
PURSUANT TO THE TELECOMMUNICATIONS ACT OF 1996**

Columbus Grove Telephone Company hereby files the attached Interconnection Agreement dated August 10, 2012 (the “Agreement”) between Columbus Grove Telephone Company and Sprint Spectrum, LP, Nextel Communications of the Mid-Atlantic, Inc., Nextel of New York, Inc., Nextel West Corp., and NPCR, Inc. for review and approval by the Commission pursuant to the provisions of Section 252(e) of the Telecommunications Act of 1996, 47 USC § 252(e) (the “Act”). Columbus Grove Telephone Company requests that the Commission approve the Agreement in the form submitted.

Respectfully submitted,

Columbus Grove Telephone Company

By: Beth Westman /s/
Beth Westman, State Government Affairs Manager
1 Davis Farm
Portland, MD 04103
207-535-4249

Date: November 15, 2012

Amendment No. 1

To the

Interconnection Agreement

Between

Columbus Grove Telephone Company

And

**SPRINT SPECTRUM, LP,
NEXTEL COMMUNICATIONS OF THE
MID-ATLANTIC, INC., NEXTEL OF NEW YORK, INC., NEXTEL WEST CORP. & NPCR, INC.**

This Amendment No.1 (the "Amendment") to the Interconnection Agreement between Columbus Grove Telephone Company (hereafter "LEC"), an Ohio corporation and Sprint Spectrum, LP, a Delaware limited partnership, as agent and General Partner for Wireless Co., LP, a Delaware limited partnership, and as agent for SprintCom, Inc., a Kansas corporation, all foregoing entities jointly d/b/a Sprint PCS; Nextel Communications of the Mid-Atlantic, Inc.; Nextel of New York, Inc.; Nextel West Corp.; and, NPCR, Inc. ("Nextel") ("CMRS Provider"), jointly as the "Parties."

WHEREAS, the Parties, or their predecessors in interest previously entered into a interconnection Agreement (the "Agreement") in the state of Ohio pursuant to 47 USC 251/252; and

WHEREAS, the Federal Communications Commission, in an Order Released November 18, 2011¹ (the "FCC Order"), has provided that bill-and-keep shall be the default compensation arrangement between the parties for all traffic that originates and terminates within the same Major Trading Area ("IntraMTA Traffic"),² and that it is to be considered a change in law; and

WHEREAS, the FCC Order further provided, with respect to a rural, rate-of-return local exchange carrier ("Rural Carrier"), the Rural Carrier is only responsible for the transport of IntraMTA Traffic between the Rural Carrier and the CMRS Provider to the interconnection point, if it is within the Rural Carrier's service territory. If the interconnection point is outside the Rural Carrier's service territory, the Rural Carrier's transport and provisioning obligations stop at the meet point;³ and

WHEREAS, CMRS Provider elects to apply bill-and-keep reciprocal compensation arrangements solely to all IntraMTA Traffic between the Parties; and

WHEREAS, LEC, a Rural Carrier, wishes to amend the Agreement to clarify the provisioning and transport obligations for IntraMTA Traffic between the parties; and

¹ *In the Matter of Connect America Fund A National Broadband Plan for Our Future Establishing Just and Reasonable Rates for Local Exchange Carriers High-Cost Universal Service Support Developing an Unified Intercarrier Compensation Regime Federal-State Joint Board on Universal Service Lifeline and Link-Up Universal Service Reform – Mobility Fund* FCC Docket 11-161 Report and Order and Further Notice of Proposed Rulemaking (November 18, 2011).

² *Id.* at 994.

³ *Id.* at 999.

WHEREAS, the Agreement contains a change of law provision that authorizes the Parties to amend the Agreement to comport with the change in law; and

WHEREAS, the Parties desire to amend the Agreement consistent with the change in law set forth in the FCC Order to provide for a bill-and-keep arrangement for all reciprocal compensation IntraMTA Traffic exchanged between the Parties and to clarify the provisioning and transport obligations of the Parties, for as long as these changes remain the law.

AGREEMENT

1. This Amendment shall be effective July 1, 2012.
2. This Amendment remains in effect until: 1) The Agreement is terminated or otherwise made ineffective; or 2) There is a subsequent change in law that would effect this Amendment.
3. From July 1, 2012 forward, the reciprocal compensation for all IntraMTA Traffic between the Parties shall be exchanged pursuant to a bill-and-keep arrangement.
4. From July 1, 2012 forward, LEC is only responsible for the transport of IntraMTA Traffic between the LEC and CMRS Provider to the interconnection point, if it is within the LEC's service territory. If the interconnection point is outside LEC's service territory, LEC's transport and provisioning obligations stop at the meet point.
5. Except as expressly set forth herein, the terms and conditions of the Agreement shall remain in full force and effect without change.

The Parties, intending to be legally bound, have executed this Amendment as of the dates set forth below, in multiple counterparts, each of which is deemed an original, but all of which shall constitute one and the same instrument.

Columbus Grove Telephone Company

Sprint Spectrum L.P.
d/ba Sprint PCS, Nextel Communications of the Mid-Atlantic,
Inc., Nextel of New York, Inc., Nextel West Corp., NPCR, Inc.

By: Michael T. Skivan

By: R. D. Ratliff

Printed Name: Michael T. Skivan

Printed Name: Rick Ratliff

Title: Vice President Regulatory

Title: Director, Switched Access Planning

Date: 8-10-2012

Date: 8/7/12

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

11/16/2012 3:40:59 PM

in

Case No(s). 12-2990-TP-NAG

Summary: Application of Columbus Grove Telephone Company for Approval of a Negotiated Agreement with Sprint Spectrum, LP, Nextel Communications of the Mid-Atlantic, Inc., Nextel of New York Inc., Nextel West Corp. and NPCR, Inc. Pursuant to Section 252 of the Telecommunications Act of 1996 electronically filed by Ms. Teresa L Thomas on behalf of Columbus Grove Telephone Company