

NC  
FILE

Windstream Communications

4001 Rodney Parham Road  
Little Rock, AR 72212

501-748-7000

windstream™

13-1059 - TP-ATA

April 26, 2013

Betty McCauley, Secretary  
Docketing Division  
Public Utilities Commission of Ohio  
180 East Broad Street, 11<sup>th</sup> Floor  
Columbus, OH 43215

RE: *In the Matter of the Commission's Investigation into Intrastate Carrier Access Reform Pursuant to Sub. S.B. 162, Case No. 10-2387-TP-COI*  
US LEC Communications, Inc. and Intellifiber Networks, Inc. *90-5045-TP-TRF*

Dear Ms. McCauley:

Pursuant to the Public Utilities Commission of Ohio's Entry of March 20, 2013 in this docket, US LEC Communications, Inc. and Intellifiber Networks, Inc. advise that all applicable intrastate access rates are at the interstate rate equivalent and no tariff revisions are required.

Any questions concerning this filing may be directed to Chris Cranford at (501) 748-6856 or [christopher.l.cranford@windstream.com](mailto:christopher.l.cranford@windstream.com).

Sincerely,



Chris Cranford  
Sr. Negotiator and Product Manager

PUCO

RECEIVED-DOCKETING DIV  
2013 APR 29 PM 12:03

This is to certify that the images appearing are an  
accurate and complete reproduction of a case file  
document delivered in the regular course of business  
Technician SM Date Processed APR 29 2013

*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 Windstream Western Reserve, Inc. to revise switched access rates in accordance with FCC ICC/USF Order.

TRF Docket No. 90-

5045

Case No. 10 - 2387 - **TP** - **COI**

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

Name of Registrant(s) Windstream Western Reserve, Inc.

DBA(s) of Registrant(s) \_\_\_\_\_

Address of Registrant(s) 4001 Rodney Parham Road, Little Rock, Arkansas 72212

Company Web Address www.Windstream.com

Regulatory Contact Person(s) Chris Cranford

Phone 501-748-6856

Fax 501-748-6583

Regulatory Contact Person's Email Address christopher.l.cranford@windstream.com

Contact Person for Annual Report Sandra Blade

Phone 501-748-6728

Address (if different from above) \_\_\_\_\_

Consumer Contact Information Yvette Gadson

Phone 704-814-2564

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](http://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

<b>Carrier Type</b> <input checked="" type="checkbox"/> <b>Other</b> (explain below)	<input type="checkbox"/> <b>For Profit ILEC</b>	<input type="checkbox"/> <b>Not For Profit ILEC</b>	<input type="checkbox"/> <b>CLEC</b>
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)
<b>Other*</b> (explain) <u>Rate changes in accordance with FCC ICC/USF Order.</u>			

## 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"/>
<b>Date Notice Sent:</b>				

## 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 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)	
<b>Wireless Providers</b> 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.

Windstream Communications  
(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) 4/26/13 at (Location) Little Rock, Arkansas 72212

\*(Signature and Title) Chris Cranford (Date) 4/26/13  
Product Manager – Pricing & Tariffs

- 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, Chris Cranford 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) Chris Cranford Product Manager – Pricing & Tariffs (Date) 4/26/13  
\*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**

**Exhibit A**  
**(Current Tariff Sheets)**

ACCESS SERVICE TARIFF  
P.U.C.O. No. 1

S1.1 Intrastate Carrier Access Service

S1.1.A. This Company, hereinafter called the concurring company, assents to, adopts and concurs in the regulations, rates and charges for the provision of intrastate Carrier Access Service as specified in the Windstream Telephone System Access Service Tariff, F.C.C. No. 6, filed with the Federal Communications Commission as such tariff now exists, or as it may be revised, added to or supplemented by superceding sheets or issues; provided however, that the regulations, rates and charges specified in Section 4, End User Access Service, have been excluded from intrastate customers by order of the Public Utilities Commission of Ohio and provided that the rates for Carrier Common Line and Local Switching applicable to the intrastate jurisdiction are those presented below in Sections 3 and 6, respectively. (T)  
(T)  
(T)

S1.1.B. Sections of the Access Service Tariff described in S1.1.A preceding are as follows:

1. Section 1 Application of Tariff

2. Section 2 General Regulations

3. Section 3 Carrier Common Line Access Service

PROVIDED that Carrier Common Line Charges applied to the intrastate jurisdiction shall be as follows:

- Originating, Premium, per minute	\$0.029716	
- Originating, Non Premium, per minute	0.006800	
- Terminating, Premium, per minute	0.019846	(R)
- Terminating, Non Premium, per minute	0.000000	(R)

4. Section 5 Ordering Options for Switched and Special Access Service

5. Section 6 Switched Access Service

PROVIDED that Local Switching Premium Rates applied to the intrastate jurisdiction shall be as follows:

(D)

(a) Local Switching:

- LS1 Originating, per minute	\$0.01000	
- LS1 Terminating, per minute	0.01000	
- LS2 Originating, per minute	0.01000	
- LS2 Terminating, per minute	0.01000	

(D)

(T)

**Exhibit B**  
**(Proposed Tariff Sheets)**



ACCESS SERVICE TARIFF  
P.U.C.O. No. 1

---

S1.1 Intrastate Carrier Access Service

S1.1.A. This Company, hereinafter called the concurring company, assents to, adopts and concurs in the regulations, rates and charges for the provision of intrastate Carrier Access Service as specified in the Windstream Telephone System Access Service Tariff, F.C.C. No. 6, filed with the Federal Communications Commission as such tariff now exists, or as it may be revised, added to or supplemented by superceding sheets or issues; provided however, that the regulations, rates and charges specified in Section 4, End User Access Service, have been excluded from intrastate customers by order of the Public Utilities Commission of Ohio and provided that the rates for Carrier Common Line and Local Switching applicable to the intrastate jurisdiction are those presented below in Sections 3 and 6, respectively.

S1.1.B. Sections of the Access Service Tariff described in S1.1.A preceding are as follows:

1. Section 1 Application of Tariff
2. Section 2 General Regulations
3. Section 3 Carrier Common Line Access Service  
PROVIDED that Carrier Common Line Charges applied to the intrastate jurisdiction shall be as follows:
  - Originating, Premium, per minute \$0.029716
  - Originating, Non Premium, per minute 0.006800

(D)  
(D)

4. Section 5 Ordering Options for Switched and Special Access Service
5. Section 6 Switched Access Service  
PROVIDED that Local Switching Premium Rates applied to the intrastate jurisdiction shall be as follows:

- (a) Local Switching:
  - LS1 Originating, per minute \$0.01000
  - LS2 Originating, per minute 0.01000

(D)  
(D)

### **Exhibit C**

The purpose of this tariff filing is to make revisions in order to appropriately mirror Interstate Access rates as required by the FCC's Report and Order and Further Notice of Proposed Rulemaking in WC Docket No. 07-135 et al., *In the Matter of Establishing Just and Reasonable Rates for Local Exchange Carriers*.