



April 30, 2013  
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 – Access Services  
**Case Number: 13-1096-TP-ATA & 10-2387-TP-COI**

Dear Ms. McCauley:

Attached for filing please find the above-referenced tariff filing and application submitted on behalf of Choice One Communications of Ohio, Inc. d/b/a EarthLink Business. This filing is submitted in compliance with the second phase of the FCC 2011 Report and Order in WC Docket No. 07-135, et al, In the Matter of Establishing Just and Reasonable Rates for Local Exchange Carriers and Ohio Case No. 10-2387-TP-COI and reduces the Tandem Switching per minute rate to mirror the rates listed in the Company's interstate access tariff. The Company respectfully requests an effective date for this filing of July 1, 2013.

The following tariff pages are included with this filing:

3<sup>rd</sup> Revised Pages 1 & 2    Updates Check Sheet  
1<sup>st</sup> Revised Page 127       Reduces Tandem Switching, per minute rates

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](mailto:tforte@tminc.com). Thank you for your assistance in this matter.

Sincerely,

/s/Thomas M. Forte

Thomas M. Forte

Consultant to Choice One Communications

cc: Mary Whiting (via Email) - EarthLink - Choice One  
Linda Manske (Via E-Mail) - EarthLink - Choice One  
file: EarthLink - Choice One - Ohio - Access  
tms: OHa1302

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 carrier to carriertariff in the state of Ohio )  
)

TRF Docket No. 90-9082

Case No. 13- 1096-TP-ATA

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

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**

|   |  |  |   |
|---|--|--|---|
| <b>Carrier Type</b><br><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><br>(Auto 30 days)                  | <input type="checkbox"/> ATA <u>1-6-14(H)</u><br>(Auto 30 days)    | <input type="checkbox"/> ATA <u>1-6-14(H)</u><br>(Auto 30 days) |
| Introduce non-recurring charge, surcharge, or fee to BLES                               |  |  | <input type="checkbox"/> ATA <u>1-6-14(H)</u><br>(Auto 30 days) |
| Introduce or Increase Late Payment  | <input type="checkbox"/> ATA <u>1-6-14(I)</u><br>(Auto 30 days)                  | <input type="checkbox"/> ATA <u>1-6-14(I)</u><br>(Auto 30 days)    | <input type="checkbox"/> ATA <u>1-6-14(I)</u><br>(Auto 30 days) |
| Revisions to BLES Cap.  | <input type="checkbox"/> ZTA <u>1-6-14(F)</u><br>(0 day Notice)                  |  |   |
| Introduce BLES or expand local service area (calling area)                              | <input type="checkbox"/> ZTA <u>1-6-14(H)</u><br>(0 day Notice)                  | <input type="checkbox"/> ZTA <u>1-6-14(H)</u><br>(0 day Notice)    | <input type="checkbox"/> ZTA <u>1-6-14(H)</u><br>(0 day Notice) |
| Notice of no obligation to construct facilities and provide BLES                        | <input type="checkbox"/> ZTA <u>1-6-27(C)</u><br>(0 day Notice)                  | <input type="checkbox"/> ZTA <u>1-6-27(C)</u><br>(0 day Notice)    |   |
| Change BLES Rates   | <input type="checkbox"/> TRF <u>1-6-14(F)</u><br>(0 day Notice)                  | <input type="checkbox"/> TRF <u>1-6-14(F)(4)</u><br>(0 day Notice) | <input type="checkbox"/> TRF <u>1-6-14(G)</u><br>(0 day Notice) |
| To obtain BLES pricing flexibility  | <input type="checkbox"/> BLS <u>1-6-14</u><br><u>(C)(1)(c)</u><br>(Auto 30 days) |  |   |
| Change in boundary  | <input type="checkbox"/> ACB <u>1-6-32</u><br>(Auto 14 days)                     | <input type="checkbox"/> ACB <u>1-6-32</u><br>(Auto 14 days)       |   |
| Expand service operation area   |  |  | <input type="checkbox"/> TRF <u>1-6-08(G)(0 day)</u>            |
| BLES withdrawal   |  |  | <input type="checkbox"/> ZTA <u>1-6-25(B)</u><br>(0 day Notice) |
| <b>Other*</b> (explain) Access  |  |  |   |

**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<br>(Out of Territory)                                     | CLEC  | Carrier's Not<br>Offering BLES                                | CESTC   | CETC   |
|----------------------------|--|---|---|---|--|
| * See Supplemental<br>form | <input type="checkbox"/> ACE <u>1-6-08</u><br>* (Auto 30- day) | <input type="checkbox"/> ACE <u>1-6-08</u><br>* (Auto 30 day) | <input type="checkbox"/> ACE <u>1-6-08</u><br>* (Auto 30 day) | <input type="checkbox"/> ACE <u>1-6-10</u><br>(Auto 30 day) | <input type="checkbox"/> UNC <u>1-6-09</u><br>* (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<br>Offering BLES                                  |
|---|---|---|---|
| Abandon all Services  |   | <input type="checkbox"/> ABN <u>1-6-26</u><br>(Auto 30 days)    | <input type="checkbox"/> ABN <u>1-6-26</u><br>(Auto 30 days)    |
| Change of Official Name *   | <input type="checkbox"/> ACN <u>1-6-29(B)</u><br>(Auto 30 days) | <input type="checkbox"/> ACN <u>1-6-29(B)</u><br>(Auto 30 days) | <input type="checkbox"/> CIO <u>1-6-29(C)</u><br>(0 day Notice) |
| Change in Ownership *   | <input type="checkbox"/> ACO <u>1-6-29(E)</u><br>(Auto 30 days) | <input type="checkbox"/> ACO <u>1-6-29(E)</u><br>(Auto 30 days) | <input type="checkbox"/> CIO <u>1-6-29(C)</u><br>(0 day Notice) |
| Merger *  | <input type="checkbox"/> AMT <u>1-6-29(E)</u><br>(Auto 30 days) | <input type="checkbox"/> AMT <u>1-6-29(E)</u><br>(Auto 30 days) | <input type="checkbox"/> CIO <u>1-6-29(C)</u><br>(0 day Notice) |
| Transfer a Certificate *  | <input type="checkbox"/> ATC <u>1-6-29(B)</u><br>(Auto 30 days) | <input type="checkbox"/> ATC <u>1-6-29(B)</u><br>(Auto 30 days) | <input type="checkbox"/> CIO <u>1-6-29(C)</u><br>(0 day Notice) |
| Transaction for transfer or lease of<br>property, plant or business * | <input type="checkbox"/> ATR <u>1-6-29(B)</u><br>(Auto 30 days) | <input type="checkbox"/> ATR <u>1-6-29(B)</u><br>(Auto 30 days) | <input type="checkbox"/> CIO <u>1-6-29(C)</u><br>(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<br>an approved agreement                                  | <input type="checkbox"/> NAG <u>1-7-07</u><br>(Auto 90 day)              | <input type="checkbox"/> NAG <u>1-7-07</u><br>(Auto 90 day)            |
| Request for Arbitration  | <input type="checkbox"/> ARB <u>1-7-09</u><br>(Non-Auto)                 | <input type="checkbox"/> ARB <u>1-7-09</u><br>(Non-Auto)               |
| Introduce or change c-t-c service tariffs,   | <input type="checkbox"/> ATA <u>1-7-14</u><br>(Auto 30 day)              | <input checked="" type="checkbox"/> ATA <u>1-7-14</u><br>(Auto 30 day) |
| Request rural carrier exemption, rural carrier<br>suspension or modification                         | <input type="checkbox"/> UNC <u>1-7-04 or 05</u><br>(Non-Auto)           |  |
| Changes in rates, terms & conditions to Pole<br>Attachment, Conduit Occupancy and Rights-<br>of-Way. | <input type="checkbox"/> UNC <u>1-7-23(B)</u><br>(Non-Auto)              |  |
|  |  |  |
| <b>Wireless Providers</b> See <u>4901:1-6-24</u>   | <input type="checkbox"/> RCC<br>[Registration &<br>Change in Operations] | <input type="checkbox"/> NAG<br>[Interconnection<br>Agreement or       |

#### Section IV. – Attestation

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

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#### **AFFIDAVIT** *Compliance with Commission Rules*

I am an agent of the applicant corporation, Choice One Communications of Ohio, Inc. 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 30, 2013

at (Location): Maitland, Florida

/s/Thomas M. Forte

Consultant to Choice One Communications of Ohio Inc. April 30, 2013

\*(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.*

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#### **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.

\*(Signature and Title)

April 30, 2013

(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.*

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***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**

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***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)

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ACCESS SERVICES

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**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     | 2 <sup>nd</sup> Rev. | * | 32   | Original | 62   | Original |
| 2     | 2 <sup>nd</sup> Rev. | * | 33   | Original | 63   | Original |
| 3     | Original             |   | 34   | Original | 64   | Original |
| 4     | Original             |   | 35   | Original | 65   | Original |
| 5     | 1 <sup>st</sup> Rev. |   | 36   | Original | 66   | Original |
| 6     | Original             |   | 37   | Original | 67   | Original |
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| 11    | Original             |   | 42   | Original | 72   | Original |
| 12    | 1 <sup>st</sup> 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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| 28    | Original             |   | 60   | Original | 90   | Original |
| 29    | Original             |   |      |          |      |          |
| 30    | Original             |   |      |          |      |          |

\* - indicates those pages included with this filing

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Issued: August 31, 2012

Effective: October 1, 2012

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

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ACCESS SERVICES

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**CHECK SHEET (CONT'D.)**

| PAGE | REVISION | PAGE  | REVISION               |
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| 110  | Original | 137   | 1 <sup>st</sup> Rev. * |
| 111  | Original | 137.1 | Original               |
| 112  | Original | 138   | 1 <sup>st</sup> Rev. * |
| 113  | Original | 138.1 | Original *             |
| 114  | Original | 139   | Original               |
| 115  | Original |       |                        |
| 116  | Original |       |                        |
| 117  | Original |       |                        |

\* - Indicates pages included with this filing.

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Issued: August 31, 2012

Effective: October 1, 2012

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



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ACCESS SERVICES

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**SECTION 10 – RATE SCHEDULE (CONT'D.)**

10.1 SWITCHED ACCESS (Cont'd.)

|  |                  |
|--|------------------|
|  | <u>InterLATA</u> |
| Tandem Switching, per access minute    | \$0.001151       |
| Common Multiplexing, per access minute | \$0.000018       |
| Common Trunk Port, per access minute   | \$0.000371       |

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Issued: November 4, 2011

Effective: December 4, 2011

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

**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)**

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ACCESS SERVICES

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**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.

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| 29    | Original             |   |      |          |      |          |
| 30    | Original             |   |      |          |      |          |

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Issued: May 1, 2013

Effective: July 1, 2013

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

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ACCESS SERVICES

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**CHECK SHEET (CONT'D.)**

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| 116  | Original |       |                      |   |
| 117  | Original |       |                      |   |

\* - Indicates pages included with this filing.

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ACCESS SERVICES

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**SECTION 10 – RATE SCHEDULE (CONT'D.)**

|      |  |            |     |
|------|--|------------|-----|
| 10.1 | SWITCHED ACCESS (Cont'd.)              |            |     |
|      |  | Rate       | (T) |
|      | Tandem Switching, per access minute    | \$0.001120 | (R) |
|      | Common Multiplexing, per access minute | \$0.000018 |     |
|      | Common Trunk Port, per access minute   | \$0.000371 |     |

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Issued: May 1, 2013

Effective: July 1, 2013

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

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

**EXHIBIT C**

**CURRENT INTERSTATE RATES**

**The Choice One Companies**  
**d/b/a EarthLink Business**  
Issued by: Vice President, Tax  
1375 Peachtree Street, Level A  
Atlanta, Georgia 30309

FCC Tariff No. 5  
1<sup>st</sup> Revised Page 114  
Cancels Original Page 114

Issued: December 16, 2011

Transmittal No. 107

Effective: December 31, 2011

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ACCESS SERVICES

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**SECTION 3 - SWITCHED ACCESS SERVICE (CONT'D.)**

3.8 Rates And Charges (Cont'd.)

3.8.1 Usage Sensitive Charges (Cont'd.)

J. Ohio (All Switches)

| Element  | Rate       |
|--|------------|
| Local Transport Termination<br>- per access minute       | \$0.000105 |
| Local Transport Facility<br>- per access minute per mile | \$0.000014 |
| Common Multiplexing<br>- per access minute               | \$0.000018 |
| Tandem Switching<br>- per access minute                  | \$0.001120 |
| End Office Switching<br>- per access minute              | \$0.003116 |
| End Office Trunk Port<br>- per access minute             | \$0.000371 |
| FGD Network Blocking Charge<br>- per call blocked        | \$0.001088 |
| 800 Data Base<br>- per query                             | \$0.0100   |

(T)

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

**EXHIBIT D**

**DESCRIPTION OF CHANGES AND CUSTOMERS AFFECTED**

This filing makes revisions to incorporate the requirements of the Federal Communications Commission Report and Order in WC Docket No. 10-90, etc., FCC No. 11-161 (released Nov 18, 2011) ("FCC Order") regarding the treatment of Toll VoIP-PSTN traffic.



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

**EXHIBIT E**

**CUSTOMER NOTICE**

Not applicable.

**This foregoing document was electronically filed with the Public Utilities**

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**4/30/2013 12:04:17 PM**

**in**

**Case No(s). 10-2387-TP-COI, 13-1096-TP-ATA**

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