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June 4, 2014

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PUCO

Barcy McNeal, Secretary  
Docketing Division  
Public Utilities Commission of Ohio  
180 East Broad Street, 11<sup>th</sup> Floor  
Columbus, OH 43215-3793

Re: *In the Matter of the Application of Ayersville Telephone Company  
to Revise its Intrastate Access Tariff to Add VoIP-PSTN Provisions  
TRF Docket No. 90-5005-TP-TRF; PUCO Case No. 14-0767-TP-ATA*

Dear Ms. McNeal:

Enclosed herewith are the original and two (2) copies of the final tariff pages for filing on behalf of Ayersville Telephone Company in the above matter as follows:

1. P.U.C.O. Tariff No. 1, Second Revised Page Nos. 5, 6, 7, 8 and 9.

Please time-stamp and return the extra copies of the final tariff pages to our courier.

Thank you for your assistance.

Very truly yours,

BAILEY CAVALIERI LLC  


William A. Adams

WAA/sg

Enclosure

cc(w/enclosure): Michelle A. Green, 3<sup>rd</sup> Floor

P.U.C.O. Tariff No. 1

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IDENTIFICATION AND RATING OF VOIP-PSTN TRAFFIC

The term "toll VoIP-PSTN Traffic" denotes a customer's interexchange voice traffic exchanged with the Ayersville Telephone Company ("Telephone Company" or "Company") in time division multiplexing format over public switched telephone network ("PSTN") facilities, which originates and/or terminates in Internet Protocol ("IP") format. "Toll VoIP-PSTN Traffic" originates and/or terminates in IP format when it originates from and/or terminates to an end user customer of a service that requires IP-compatible customer premises equipment.

(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 (November 18, 2011) and the FCC's Second Order on Reconsideration (12-47) released April 25, 2012 ("FCC Orders"). This section of the tariff does not preclude customers from negotiating different rates, terms and conditions governing compensation for Toll VoIP-PSTN traffic. This tariff does not supersede rates, terms and conditions governing compensation for Toll VoIP-PSTN traffic in existing interconnection agreements. Rates, terms and conditions governing compensation for Toll VoIP-PSTN traffic in this tariff apply prospectively.

(2) Rate

(a) Terminating Toll VoIP-PSTN Traffic. The intrastate terminating switched access rates in this tariff are the same as the interstate rates for terminating switched access. Therefore, no percentage or VoIP factor is necessary to rate the terminating intrastate Toll VoIP-PSTN Traffic, nor are modifications to the rates and/or billing necessary as a result of the Toll VoIP-PSTN provisions of the FCC Order after the effective date of this tariff sheet.

(b) Originating Toll VoIP-PSTN Traffic. The intrastate originating Toll VoIP-PSTN Traffic identified in accordance with this tariff section will be billed at rates equal to the Telephone Company's applicable tariffed interstate switched access rate as specified in the National Exchange Carrier Association Tariff F.C.C. No. 5, or the interstate switched access tariff in which the Company concurs, as now existing and as revised, added to, or supplemented from time to time.

P.U.C.O. Tariff No. 1

IDENTIFICATION AND RATING OF VOIP-PSTN TRAFFIC (continued)

(N)

(3) Calculation and Application of Originating Percent-VoIP-Usage Factors

- (a) The Telephone Company will determine the number of originating intrastate Toll VoIP-PSTN Traffic minutes of use ("MOU") to which interstate rates will be applied under 2(b) preceding, by applying an originating Percent VoIP Usage ("PVU") factor to the total intrastate access MOU originated by the Telephone Company end user and delivered to the customer.
- (b) The customer will calculate and furnish to the Telephone Company an originating Percent VoIP Usage-Customer ("PVU-C") factor representing the whole number percentage of the customer's total originating intrastate access MOU that (1) the customer exchanges with the Telephone Company, and (2) is terminated in IP format in the state that would be billed by the Telephone Company as intrastate originating access MOU.
- (c) The Telephone Company will develop an originating Percent VoIP Usage-Telephone Company ("PVU-T") factor that represents the percentage of total intrastate originating access MOU exchanged between the Telephone Company and the customer that is originated by the Telephone Company in IP format. The PVU factor will be calculated as the sum of (A) the PVU-C factor and (B) the PVU-T factor times (1.0 minus the PVU-C factor).
- (d) The Company will apply the PVU factors to the originating intrastate access MOU exchanged with the customer to determine the number of originating Toll VoIP-PSTN MOU. As set forth in 3(c) above, the originating PVU formula is:

$$PVU = PVU-C + (PVU-T \times (1 - PVU-C))$$

**Example:** The customer reported that their originating PVU-C as 15%. The Telephone Company's originating PVU-T is 6%. This results in the following:

$$PVU = 15\% \text{ plus } (6\% \text{ times } (1 - 15\%)) = 20\%$$

This means that 20% of the customer's originating Intrastate MOU will be rated at Interstate rates.

(N)

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P.U.C.O. Tariff No. 1

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IDENTIFICATION AND RATING OF VOIP-PSTN TRAFFIC (continued)

(N)

(3) Calculation and Application of Originating Percent-VoIP-Usage Factors (continued)

- (e) The customer shall not modify their reported PIU factor to account for Toll VoIP-PSTN traffic.
- (f) The customer provided PVU-C shall be based on information such as the number of the customer's retail VoIP subscriptions in the state (e.g. as reported on FCC Form 477), traffic studies, actual call detail or other relevant and verifiable information which will be provided to Company upon request.
- (g) The customer shall retain the call detail, work papers and information used to develop the PVU-C factors for a minimum of one year.
- (h) If the customer does not furnish the Company with a PVU-C factor, the Company will utilize a PVU-C of 0% and the PVU will be equal to the Telephone Company's PVU-T.

(4) Initial Originating PVU Factor

The initial originating PVU-C factor must be submitted to the Telephone Company by June 15, 2014. If the customer does not provide the originating PVU-C factor by that date, the Telephone Company will set the calculated originating PVU factor in accordance with (3)(h) herein.

(5) Originating PVU Factor Updates

The customer and the Company may update their provided factors quarterly, using the method set forth in (3)(b) and (3)(c) preceding. Any updated factor shall be forwarded to the other party no later than 15 days after the first day of January, April, July, and/or October of each year. The revised PVU-C or PVU-T shall be based on data for the prior three months, ending the last day of December, March, June and September, respectively. The revised PVU factors will serve as the basis for future billing and will be effective on the next bill date, and shall serve as the basis for subsequent monthly billing until superseded by new PVU factors. No prorating or backbilling will be done based on the updated PVU factors.

(N)

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P.U.C.O. Tariff No. 1

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IDENTIFICATION AND RATING OF VOIP-PSTN TRAFFIC (continued)

(N)

(6) Originating PVU-C or PVU-T Factor Verification

- (a) Not more than twice in any year, the Company or the customer ("Requesting Party") may request from the other party an overview of the process used to determine the Originating PVU factors, the call detail records, description of the method for determining how the end user originates or terminates calls in IP format, and other information used to determine the PVU factors furnished to the other party in order to validate the PVU factors supplied. The other party shall comply, and shall reasonably supply the requested data and information within 15 days of the Requesting Party's request, and the Requesting Party shall complete the verification within 15 days of receipt.
- (b) Either party may dispute the other party's PVU factor in writing based upon:
  - 1. A review of the requested data and information provided by the other party.
  - 2. Reasonable review of other market information, FCC reports on VoIP lines, such as FCC Form 477 or state level results based on FCC Local Competition Report or other relevant data.
  - 3. A change in the reported PVU-C factor by more than five percentage points from the preceding quarter.
- (c) If after review of the data and information, the customer and the Telephone Company establish a revised PVU factor, the Telephone Company may apply the revised PVU factor retroactively to the beginning of the quarter in which it was implemented.

(N)

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Issued: April 25, 2014

Effective: May 26, 2014

In Accordance with Case No. 14-0767-TP-ATA  
Issued by the Public Utilities Commission of Ohio  
Phillip D. Maag, General Manager  
27932 Watson Road  
Defiance, OH 43512-8850

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P.U.C.O. Tariff No. 1

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IDENTIFICATION AND RATING OF VOIP-PSTN TRAFFIC (continued)

- (d) If the dispute is unresolved, the Requesting Party may initiate an audit at its own expense. The Requesting Party shall limit audits of the other party's PVU factor to no more than twice per year. The other party may request that the audit be conducted by an independent auditor. In such cases, the associated auditing expenses will be paid by the other party.
1. In the event that either party fails to provide adequate records to enable the other party or an independent auditor to conduct an audit verifying the factor supplied, the usage for all contested periods will be billed using the most recent undisputed PVU factor. The PVU factor will remain in effect until the audit can be completed.
  2. The Telephone Company will adjust the customer's PVU-C factor or its own PVU-T factor based on the results of the audit, and will implement the newly calculated PVU factor in the next billing period or quarterly report date, whichever is first. The newly calculated PVU factor will apply for the next two quarters before new PVU-C factor can be submitted by the customer.
  3. If the audit supports the contested factor, the usage for the contested periods will be retroactively adjusted to reflect the audited PVU factor.

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