

525 JUNCTION RD. Madison, WI 53717

November 5, 2014

By Electronic Filing

Ms. Barcy McNeal Docketing Division Public Utilities Commission of Ohio 180 East Broad Street Columbus, Ohio 43215

RE: Continental Telephone Company: TRF Docket No. 90-5016

Dear Ms. McNeal:

Continental Telephone Company submits a Notice of Tariff Filing for electronic filing.

Thank you for your assistance. If you have any questions, please do not hesitate to call.

Regards,

/s/ Rachelle A. Ladwig TDS Telecom Sr. Administrator – Tariffs Phone 608-664-4169 Fax 608-830-5519 Email rachelle.ladwig@tdstelecom.com

Enclosure

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 Continental Telephone)	TRF Docket No. 90- <u>5016-TP-</u>	<u>l'RF</u>
Company to revise Construction Charges)	Case No. <u>14</u> - <u>1919</u> - TP - NOTE: Unless you have reserved a BLANK.	
Name of Registrant(s) Continental Telephone Company			
DBA(s) of Registrant(s) TDS Telecom			
Address of Registrant(s) 525 Junction Road, Madison, WI 5	3717		
Company Web Address www.tdstelecom.com			
Regulatory Contact Person(s) Rachelle Ladwig		Phone <u>608-664-4169</u>	Fax 608-830-5519
Regulatory Contact Person's Email Address rachelle.ladwig	(a)tdsteleco	m.com	
Contact Person for Annual Report Bruce Mottern			Phone <u>865-671-4753</u>
Address (if different from above) 10025 Investment Drive, S	<u>Suite 200, K</u>	Inoxville, TN 37932	
Consumer Contact Information Bruce Mottern			Phone <u>865-671-4753</u>
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 Wire	less 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)
В	The Tariff pages subject to the proposed change(s), reflecting the change, with the change(s) marked in the
	right margin.
С	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

			Profit ILEC		LEC
(Auto 30 da		ATA <u>1-6</u> (Auto 30 days		_	TA <u>1-6-14(H)</u> 30 days)
				_	TA <u>1-6-14(H)</u> 30 days)
(Auto 30 da	ys)				ΓΑ <u>1-6-14(I)</u> 30 days)
(0 day Notic	ce)				
					ΓΑ <u>1-6-14(H)</u> Notice)
					RF <u>1-6-14(G)</u> Notice)
(C)(1)(c)					
					RF <u>1-6-08(G)</u> (0 day)
					ΓΑ <u>1-6-25(B)</u> Notice)
		1			
					Electronic Mail
igs Pursuant to	Chapter <u>49</u>	01:1-6-22 OAC	2		
duce New	Tariff	Change	Price Cha	ange	Withdraw
	(Auto 30 da ZTA 1- (0 day Notice) ZTA 1- (0 day Notice) ZTA 1- (0 day Notice) TRF 1- (0 day Notice) BLS 1-6 (C)(1)(c) (Auto 30 day ACB 1- (Auto 14 day ACB	(Auto 30 days) ACB 1-6-32 (Auto 14 days) Notification Offerings Purrect Mail Bill D ngs Pursuant to Chapter 49	(Auto 30 days) (Auto 30 days) □ ZTA 1-6-14(F) (0 day Notice) □ ZTA 1-6-14(H) □ ZTA 1-6-14(H) (0 day Notice) □ ZTA 1-6-14(F) (0 day Notice) □ TRF 1-6-14(F) (0 day Notice) □ TRF 1-6-14(F) (0 day Notice) □ ACB 1-6-14 (C)(1)(c) (Auto 30 days) □ ACB 1-6-32 □ ACB 1-6-32 (Auto 14 days) (Auto 14 days) Notification Offerings Pursuant to Chapter □ □ □ □ □ □ □ □ □ □ □ □ □ □ □ □ □ □	(Auto 30 days) ZTA 1-6-14(F) (0 day Notice) ZTA 1-6-14(H) (0 day Notice) TRF 1-6-14(F) (0 day Notice) (0 day Notice) (0 day Notice) (1 day Notice) (2 day Notice) (3 days) ACB 1-6-32 (Auto 30 days) (Auto 14 days) (Auto 14 days) (Auto 14 days) (Auto 14 days) Notification Offerings Pursuant to Chapter 4901:1-6-7	ATA 1-6-14(I)

Section II - Part I - Carrier Certification - Pursuant to Chapter 4901:1-6-08, 09 & 10 OAC

	ILEC	CLEC	Telecommunications	CESTC	CETC
Certification	(Out of Territory)		Service Provider		
			Not Offering Local		
* See Supplemental	☐ ACE <u>1-6-08</u>	☐ ACE <u>1-6-08</u>	☐ ACE <u>1-6-</u> 08	ACE <u>1-6-</u> 10	UNC <u>1-6-</u> 09
form	* (Auto 30- day)	*(Auto 30 day)	*(Auto 30 day)	(Auto 30 day)	*(Non-Auto)

Section II – Part II – Certificate Status & Procedural

Certificate Status	ILEC	CLEC	Telecommunications Service Provider Not Offering Local
Abandon all Services		ABN <u>1-6-26</u> (Auto 30 days)	ABN <u>1-6-26</u> (Auto 30 days)
Change of Official Name *	ACN <u>1-6-29(B)</u> (Auto 30 days)	ACN <u>1-6-29(B)</u> (Auto 30 days)	CIO <u>1-6-29(C)</u> (0 day Notice)
Change in Ownership *	ACO <u>1-6-29(E)</u> (Auto 30 days)	ACO <u>1-6-29(E)</u> (Auto 30 days)	CIO <u>1-6-29(C)</u> (0 day Notice)
Merger *	AMT <u>1-6-29(E)</u> (Auto 30 days)	AMT <u>1-6-29(E)</u> (Auto 30 days)	CIO <u>1-6-29(C)</u> (0 day Notice)
Transfer a Certificate *	ATC <u>1-6-29(B)</u> (Auto 30 days)	ATC <u>1-6-29(B)</u> (Auto 30 days)	CIO <u>1-6-29(C)</u> (0 day Notice)
Transaction for transfer or lease of property, plant or business *	ATR <u>1-6-29(B)</u> (Auto 30 days)	ATR <u>1-6-29(B)</u> (Auto 30 days)	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	☐ NAG <u>1-7-07</u>	□ NAG <u>1-7-07</u>
an approved agreement	(Auto 90 day)	(Auto 90 day)
Request for Arbitration	☐ ARB <u>1-7-09</u> (Non-Auto)	ARB <u>1-7-09</u> (Non-Auto)
Introduce or change c-t-c service tariffs,	ATA <u>1-7-14</u> (Auto 30 day)	ATA <u>1-7-14</u> (Auto 30 day)
Request rural carrier exemption, rural carrier suspension or modification	UNC <u>1-7-04</u> or 05 (Non-Auto)	
Changes in rates, terms & conditions to Pole	☐ UNC 1-7-23(B)	
Attachment, Conduit Occupancy and Rights-	(Non-Auto)	
of-Way.		
	RCC	□NAG
Wireless Providers See 4901:1-6-24	[Registration &	[Interconnection
	Change in Operations]	Agreement or

^{*}Supplemental Certification forms can be found on the Commission Web Page.

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

Complia	AFFIDAVIT nce with Commission	Rules	
I am an officer/agent of the applicant corporation, <u>Company</u> (Name)	tinental Telephone	, and am authorized to make behalf.	this statement on its
Please Check ALL that apply:			
I attest that these tariffs comply with all applicable imply Commission approval and that the Commiss contradictory provisions in our tariff. We will fully concan result in various penalties, including the suspension	ion's rules as modified omply with the rules of t	and clarified from time to the state of Ohio and understa	o time, supersede any
☐ I attest that customer notices accompanying this filin accordance with Rule 4901:1-6-7, Ohio Administrative		ected customers, as specified i	in Section II, in
I declare under penalty of perjury that the foregoing is t	rue and correct.		
Executed on (Date) 11/05/14 at (Location) M	adison, Wisconsin		
	*(Signature and Title Sr. Administrator - T) <u>/s/ Rachelle Ladwig ,</u> a <u>riffs</u>	(Date) <u>November 5,</u> 2014
 This affidavit is required for every tariff-affect authorized agent of the applicant. 	ing filing. It may be sig	ned by counsel or an officer o	of the applicant, or an
	VERIFICATION		
I. Rachelle Ladwig verify that I have utilized the Commission and that all of the information submitted I true and correct to the best of my knowledge.			

Send your completed Application Form, including all required attachments as well as the required number of copies, to:

*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.

*(Signature and Title)/s/Rachelle Ladwig, Sr. Administrator-Tariffs

(Date) November 5, 2014

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 EXISTING SCHEDULE SHEETS

SUBJECT INDEX Original Sheet 1

OHIO P.U.C.O. NO. 9

SUBJECT INDEX			
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Enhanced Emergency Telephone Service (E Establishment and Furnishing of Service Exchange Rates	-E- E911) -F- -G-	5 4 1	1 9 2
General Rules and Regulations		4	1

P.U.C.O. NO. 9

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P.U.C.O. NO. 9

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-Z-

OHIO P.U.C.O. NO. 9 Section 2 Original Sheet 1

SERVICE CONNECTION CHARGES

A. **DEFINITIONS**

1. Service Charges

A service charge consists of one or more of the following nonrecurring charges for work required due to subscriber request. The charges below are separately established in order to provide a reasonable basis for an equitable recovery of the costs incurred in the required operations.

- a. Service Order Charge Applicable for receiving information and taking action in connection with a subscriber's or applicant's request. Service order charges are classified as either initial or subsequent.
- b. Premises Visit Charge Applicable for a required trip to subscriber's premises in connection with establishment of service, or rearrangement of service.
- c. Central Office Work Charge Applicable for testing and connecting functions required within the central office.
- d. Line Connection Charge Applicable for work required due to a customer's service request on the circuit between the serving central office up to and including the protector on the customer's premises or on an outside circuit between premises or between locations on the same premises.
- e. Restoration Charge Applicable for restoral of service following a temporary suspension of such service.
- f. Miscellaneous Charges Applicable under a variety of circumstances. The charges usually consist of a combination of one or more service charges.
- g. Rearrangement/Repair Charge Applicable for work performed by the telephone company to move the protector, NID, or drop wire to a different location as requested by the customer, or to repair the protector or NID due to damage caused by the customer's neglect or abuse.

OHIO P.U.C.O. NO. 9

SERVICE CONNECTION CHARGES

F. TERMINATION CHARGE

- 1. A termination charge determined in accordance with the provisions below applies when the subscriber terminates a service which bears a basic termination liability prior to the expiration of the initial service period specified for that service.
- 2. The basic termination liability and the initial service period are indicated in the section of this Tariff covering the service items to which they apply.
- 3. The applicable termination charge is determined by multiplying the basic termination liability by the fraction which the unexpired portion of the initial service period bears to the full initial service period.
- 4. When a subscriber discontinues one or more units of a group of the same item, the equipment latest installed shall be considered as the equipment first discontinued.
- 5. When a subscriber cancels an order for service carrying a basic termination liability prior to the establishment of that service, a termination charge applies equal to the cost incurred by the Company in the engineering, ordering and providing the service. The termination charge in this event will not exceed the basis termination liability.

G. REARRANGEMENT/REPAIR CHARGE

- 1. A Rearrangement/Repair Charge will be charged for work performed by the telephone company to move the protector, NID, or drop wire to a different location as requested by the customer, or to repair the protector or NID due to damage caused by the customer's neglect or abuse.
- 2. Rates (Minimum of 1 Hour)

,	Non-Recurring <u>Rate</u>
During Business Hours (1 st One Hour)	\$60.00
Each Additional Increment of 15 Minutes	\$15.00
After Normal Business Hours (1st One Hour)	\$80.00
Each Additional Increment of 15 Minutes	\$20.00

Ohio P.U.C.O. NO. 9

GENERAL RULES AND REGULATIONS

H. SPECIAL CONSTRUCTION

- 1. Extension of Facilities
 - a. The Company will apply the terms and conditions set forth in the following paragraphs for the extension of its facilities.
 - 1) Public Right-Of-Ways
 - a) Line extensions may be made pursuant to P.U.C.O.
 Administrative Order 154 (1/2 mile construction cost at Company expense, all excess construction cost to be borne by prospective subscriber or subscribers).
 - 2) Private Right-Of-Ways
 - a) Construction of plant facilities on private property to be used in servicing an individual subscriber will be furnished by the Company at a charge to the subscriber at the actual cost of the time, material and overheads for such pole, except that the Company will furnish as many as two poles or 400 feet of underground plant without charge to the subscriber provided the plant thus furnished is used to carry main line circuits. Ownership and maintenance of such poles is vested in the Telephone Company.
 - b) Plant construction on private property to be used as part of the standard distributing plan serving subscribers in general are furnished, maintained, and owned by the Company.
 - c) Circuits on private property are furnished, owned and maintained by the Company.

H. SPECIAL CONSTRUCTION (Continued)

- 1. Extension of Facilities (Continued)
 - a. (Continued)
 - 3) Subdivisions and Apartment Complexes
 - a) The Company has the right to require a deposit from a developer in order to cover the cost of installing complete telephone facilities in developments that are under construction. Charges will be applied in accordance with paragraph H.2.a.
 - b) The developer shall have the property cleared of trees, tree stumps, paving and other obstructions, staked to show property lines and final grade, and graded within six (6) inches of the final grade, all at no charge to the Company.
 - c) The deposit shall be returned to the developer on a prorate basis at either quarterly or annual intervals on the basis of installation of service to customers. The refundable portion of the deposit shall bear interest at the rate of seven percent (7%) per annum.
 - d) Any amount due the Company under the above paragraphs may be withheld when the deposit is being returned to the developer.
 - e) Any portion of the deposit remaining unrefunded five (5) years from the date the Company is first ready to furnish service from the facilities extended may be retained by the Company as liquidated damages and credited to the appropriate account.
 - f) If pole attachments are made in lieu of new construction costs, the Company may charge the customer(s) the expense of rental charges for such attachments.
 - g) Except as provided in filed tariffs, the ownership of all facilities constructed, as herein provided, shall be vested in the Company and no portion of the expense assessed against the applicant(s) shall be refundable by the Company.

H. **SPECIAL CONSTRUCTION** (Continued)

2. Underground

- a. Costs associated with providing underground entrance facilities will be paid by the customer except under the following conditions:
 - 1) When it is determined that the provision of such facilities is more economical than aerial facilities.
 - 2) When all of the Company's facilities are underground.
- b. The costs associated with customer requests for a relocation of underground entrance facilities or a change from aerial to underground entrance facilities will be paid by the customer.
- c. Underground distribution facilities may be provided in certain areas, if requested prior to furnishing of services, provided satisfactory arrangements can be made with the contracting party involved and where such facilities are economically practical.

d. Charges

- Charges to be paid by the customer for underground entrance facilities will be based upon the actual cost of constructing such facilities less the estimated cost of constructing aerial facilities which are normally provided.
- 2) Charges to be paid by the customer for relocation of underground entrance facilities or change from aerial to underground entrance facilities will be based upon the actual costs associated with such relocation or change.
- 3) Where the Company is requested to provide conduit, trenching, backfilling, grading or leveling in situations where they are normally customer-provided, the customer will be charge the actual cost for providing such conduit, trenching, backfilling, grading, or leveling.

Ohio P.U.C.O. NO. 9

GENERAL RULES AND REGULATIONS

1. SPECIAL OR EXPERIMENTAL ASSEMBLIES OF EQUIPMENT

1. Miscellaneous Experimental Equipment

a. Because inventions, innovations, and equipment modifications frequently change services that may be offered, as will customer demands for services, the Company reserves the right, at it's option, to offer any such services not covered by rates in this tariff to its customers initially at rates developed on a carrying-charge basis. Subsequently, after experience in maintenance, customer demand, etc., has been gained by the Company, formal rates and charges will be filed with the Commission. This paragraph shall include items of a special service nature within the Company's exchanges which are not covered by existing special service agreements with other telephone companies.

2. Special Assemblies of Equipment

- a. Special assemblies of equipment for which provision is not otherwise made in this Tariff, may be provided where practicable if not detrimental to any of the services furnished by the Company.
 - The charge for such facilities may be in the form of an installation charge, a monthly charge, a termination charge or any combination thereof and will include, when applicable, one or more of the following estimated expense items associated with the special equipment or service provided.
 - a) Maintenance expense
 - b) Depreciation expense including reusable and non-recoverable items
 - c) Administration expense
 - d) Taxes including federal income tax
 - e) Any other specific items of expense that may be associated with the facility provided
 - f) A reasonable return on investment

- I. SPECIAL OR EXPERIMENTAL ASSEMBLIES OF EQUIPMENT (Continued)
 - 2. <u>Special Assemblies of Equipment</u> (Continued)
 - a. (Continued)
 - 2) The estimated installation cost used in derivation of the various expense items shall include the following:
 - a) Material
 - b) Material Overhead
 - c) Installation Labor
 - d) Installation Labor Overhead

Ohio P.U.C.O. NO. 9 Section 4 Original Sheet 22

GENERAL RULES AND REGULATIONS

J. TAXES OR FEES TO BE BILLED TO CUSTOMERS

1. General

a. When a municipality or political subdivision imposes upon the Company, any license, occupation, franchise, permit, inspection or other similar tax, such tax, fee or charge shall be billed to the telephone customers receiving service within the municipality or political subdivision, allocated uniformly on the basis of each such customer's monthly charges for the types of service made subject to such tax, fee or charge.

EXHIBIT B PROPOSED SCHEDULE SHEETS

OHIO P.U.C.O. NO. 9 SUBJECT INDEX First Revised Sheet 1 Cancels Original Sheet 1

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ISSUED: November 5, 2014

EFFECTIVE: December 5, 2014

OHIO P.U.C.O. NO. 9

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ISSUED: November 5, 2014

EFFECTIVE: December 5, 2014

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SERVICE CONNECTION CHARGES

A. **DEFINITIONS**

Service Charges

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- c. Central Office Work Charge Applicable for testing and connecting functions required within the central office.
- d. Line Connection Charge Applicable for work required due to a customer's service request on the circuit between the serving central office up to and including the protector on the customer's premises or on an outside circuit between premises or between locations on the same premises.
- e. Restoration Charge Applicable for restoral of service following a temporary suspension of such service.
- f. Miscellaneous Charges Applicable under a variety of circumstances. The charges usually consist of a combination of one or more service charges.

(D)

SERVICE CONNECTION CHARGES

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(D)

H. CONSTRUCTION CHARGES

(T)

1. General

- (C)
- Construction charges are non-recurring charges applicable under certain conditions or for extending company facilities in order to provide telecommunications services. These charges are in addition to applicable charges for the class of service furnished, service connection charges, charges for moves and changes, and other charges that may be applicable.
- b. Reasonable rates and charges for the provision of telecommunications services involve consideration of the costs and degree of risk associated with the provision of the services. Some situations may involve substantial extra cost or risk to the Company, such as, but not limited to the following:
 - 1) the facilities may be temporary;
 - 2) facilities are ordered in advance of actual Applicant demand for service;
 - 3) unusual costs are involved in furnishing the service;
 - 4) the cost of providing service may involve considerable investment to extend facilities beyond existing facilities:

2. Definitions

- a. <u>Advance in Aid of Construction</u>: Funds provided to the Company by the applicant under the terms of a construction agreement, which may be refundable.
- b. <u>Applicant</u>: A person, business or agency applying for telecommunications services for a location that currently does not have facilities established. This would include developers.
- c. <u>Application</u>: A request to the Company for telecommunications services. This does not include an inquiry as to the availability or charges for such services.
- d. <u>Contribution in Aid of Construction</u>: Funds provided to the Company by the applicant under the terms of a construction agreement or construction tariff which are not refundable.
- e. <u>Construction Allowance</u>: The portion of new construction and facilities provided at no charge.
- f. <u>Cost</u>: Costs associated with the construction of new facilities include, but are not limited to, engineering, labor, materials, equipment, government fees and charges, right-of-ways, road crossings, road boring, trenching, etc.
- g. <u>Developer</u>: An Applicant who is responsible for requesting placement and subsequent payment of telecommunications services in a new area for permanent residential and/or business telecommunications services prior to, or in conjunction with, a request for telecommunications services by a customer located in that new area. The new area to be developed is defined as a tract of land which is divided or proposed to be divided into 5 or more lots, parcels, or units.

(C)

ISSUED: November 5, 2014

EFFECTIVE: December 5, 2014

H. **CONSTRUCTION CHARGES** (Continued)

(T)

2. <u>Definitions:</u> (Continued)

(C)

- h. <u>Easement</u>: A right given to another person or entity to trespass upon land that person or entity does not own. Easements are used for roads, private property, etc. given to utility companies for the right to bury cables or access utility lines.
- i. <u>Group Application/Group Project</u>: A request for telecommunications services to 4 or less premises which are located one-half mile or less between each other by individuals who wish to establish telecommunications services at the same time.
- j. <u>Line Extension</u>: Company outside plant that is required to extend Company facilities and service beyond the existing facilities of the Company
- k. <u>New Construction</u>: The placement of those additional facilities required to extend telecommunications services from the nearest existing working facility within the wire center to the Applicant(s) premises.
- I. <u>Permanent Service</u>: Service provided at a premise that has a permanent foundation and connections to basic utilities such as water, gas, and electricity.
- m. Right of Way: Legal access to land not owned by the Company for the purpose of digging trenches, laying cable or planting poles.
- n. <u>Service Drop</u>: Service conductor six pair or smaller delivering service to the customer premise from the service provider's last network access point.
- o. <u>Special Construction</u>: When an Applicant(s) requests specific and/or unusual plant, equipment, or services to be installed.
- p. <u>Temporary Service</u>: Service to premises or enterprises which are temporary in character, or where it is known in advance that the service will be a limited duration. Service which, in the opinion of the Company, is for operations of a speculative character is also considered temporary service.

3. Extension of Telephone Facilities

a. General

- The provisions of this section apply only to requests for the extension of basic local exchange service to applicants, who in the Company's judgment, will be permanent customers of the Company. Provisions for Temporary Service and Seasonal Service are listed elsewhere in this tariff.
- 2. The Company will determine the location and type of facilities required to provide the quantity and class of service, and to meet quality of service standards unless other arrangements have been agreed upon.

(C)

Section 4 First Revised Sheet 19 Cancels Original Sheet 19

GENERAL RULES AND REGULATIONS

H. **CONSTRUCTION CHARGES** (Continued)

(T)

3. Extension of Telephone Facilities (Continued)

(C)

- a. General (Continued)
 - 3. New construction is based on actual route and average conditions that will enable the Company to extend service to Applicant(s) at a reasonable cost without adding an undue burden to the general body of existing customers.
 - 4. Where new construction is required, the Company will consult with other utilities to minimize construction costs (e.g., sharing trenches, poles, etc.).
 - 5. The Company will construct, own, and maintain outside plant facilities using standard specifications, engineering, design, and materials, unless other arrangements have been agreed upon.
 - 6. Reinforcement of existing physical plant will be provided at the Company's expense except where facilities on private property are provided by the Applicant(s).
 - 7. Upon request by an Applicant for service; the Company will provide, without charge, a preliminary sketch and rough estimate of the construction costs to be paid by the applicant(s).
 - 8. Any construction performed by the Applicant must be authorized and approved by the Company.
 - 9. The Company must receive a Service Order or signed agreement plus payment of any agreed upon Construction Charges before construction begins.
 - 10. The start and completion time will depend on when the Company can coordinate for joint engineering and construction with other utilities; and obtain the material, labor and facilities necessary to complete the new construction.
 - 11. An Applicant(s) ordering service at more than one premise is treated as separate applications at each premise.

(C)

Section 4 First Revised Sheet 20 Cancels Original Sheet 20

GENERAL RULES AND REGULATIONS

H. **CONSTRUCTION CHARGES** (Continued)

(T)

3. <u>Extension of Telephone Facilities</u> (Continued)

(C)

- Specific to Single Applicants and Group Applicants/Projects
 - A single Applicant's request may be combined with another Applicant or added to a Group Applicant/Project when there is one-half mile or less of construction between Applicants and/or the grouping results in lower charges (or no increase in construction charges) for all Applicants involved.
 - 2. When the Company receives a group application or project for telecommunications services, any applicable construction charges for shared facilities will be divided between the Applicants.
 - 3. If an Applicant disconnects service, no refund or adjustment is made to the Construction Charge applicable to the Applicant's premises regardless of any future reconnection of basic telephone service by the Applicant or upon connection of telephone service to a new applicant. Upon disconnect, any outstanding construction charge amounts become due and payable immediately. Charges to remaining Group Applicants will not be affected by disconnects.

(C)

H.	CONSTRUCTION CHARGES	(Continued)

(T)

3. <u>Extension of Telephone Facilities</u> (Continued)

(C)

- c. Specific to Land Developments
 - 1. The cost and provisioning of facilities covered by one LDA cannot be used for subsequent developments unless provided so in a subsequent LDA.
 - 2. The Developer, at its own cost, provide the Company with a copy of the recorded development plot identifying property boundaries, and with easements satisfactory to the utility for occupancy and maintenance of distribution and service lines and related facilities.
 - Rights-of-way and easements suitable to the utility must be furnished by the developer at no cost to the Company and in reasonable time to meet service requirements.
 - 4. No underground communication facilities shall be installed by a Company until the final grades have been established and furnished to the Company. In addition, the easement strips, alleys and streets must be graded to within six inches of final grade by the developer before the Company will commence construction. Such clearance and grading must be maintained by the developer during construction by the Company.
 - 5. Regardless of who provides the facilities, the Developer holding title to the property will grant and convey to the Company all necessary non-exclusive easements. The easements will provide for the Company to construct, reconstruct, augment, operate, maintain and remove such telecommunications facilities, and appurtenances, from time to time, as the Company may require upon, over, under and across the property.
 - 6. The width and length of the easement will be determined at the time of the request for facilities. In general, all easements will be a standard width of ten feet along the front and rear lot lines and five feet wide along both sides of the lot lines, unless otherwise agreed upon.
 - 7. If, subsequent to construction, the clearance or grade is changed in such a way as to require relocation of any facilities, the cost of such relocation shall be borne by the developer or subsequent owners.
 - 8. The developer shall provide the trenching backfill (including any imported backfill required), compaction, repaving, and any earthwork required to install underground facilities all in accordance with the reasonable specifications and schedules of other utilities in the same area when feasible. At its option, if the Company's cost is equal to or less than that which the developer would otherwise have to bear, the Company may elect at the developer's expense to perform the activities necessary to fulfill the developer's responsibility hereunder.

(C)

Section 4 First Revised Sheet 22 Cancels Original Sheet 22

GENERAL RULES AND REGULATIONS

H. **CONSTRUCTION CHARGES** (Continued)

(M) (T)

3. Extension of Telephone Facilities (Continued)

(C)

- c. Specific to Land Developments (Continued)
 - 9. When developer is required to provide a trench for other underground facilities, the Company shall use common trench as long as the Company's design layout, easement specification, routing and scheduling requirements can be met, unless otherwise agreed upon by Company and Developer in writing or as otherwise established by the Commission.

(M)

- 10. The Developer will allow the Company to inspect the trenching provided by the Developer, and allow for phased inspection of trenching.
- d. Specific to Cluster and Mobile Homes Developments
 - Legally sufficient easement must be made available to the Company to accommodate the placing and maintaining of the common communications serving facilities. The surface of the easement area must be brought to final grade prior to the installation of buried or underground telecommunications facilities.
 - A trailer stake (a T shaped stake) must be installed by the Developer at the back side on the mobile homes between every two mobile home parking lots for the purpose of attaching the network interface device (NID) or protector, on the outside of the mobile home unless the Company approves some other arrangement. In no case will the Company provide service when the protector/NID is attached to the mobile home.
 - 3. A Construction Allowance will only be provided to mobile homes located on a permanent pad or foundation. When the mobile home is not mounted on a permanent pad or foundation, such service is considered temporary.
- e. Construction Allowance

The following Construction Allowances apply to residential line extensions:

1. Each Applicant with an active service order request will be provided with a one-time construction allowance per premises up to 1000 feet with a maximum of 300 feet on private property.

L.

EFFECTIVE: December 5, 2014

(M)-Material now appears on Sheet 28 of this Section.

ISSUED: November 5, 2014

(C)

GENERAL RULES AND REGULATIONS

H. **CONSTRUCTION CHARGES** (Continued)

4. Applicant Provided Facilities and Construction

a. General

- 1. With the approval of the Company, an Applicant(s) may be allowed to engineer, design, furnish and install facilities some or all of the construction and/or materials in lieu of a paying some or all of the Construction Charges.
- 2. The Company and the Applicant will enter into a written agreement for the provision of the requested facilities. The agreement will delineate the Company's responsibilities, the Applicant(s) responsibilities, the associated construction costs, allowances and Construction Charges. For Developers, this information can be included in the Land Development Agreement.
- 3. The Applicant must use the same quality and quantity of materials and methods utilized by the Company for the construction unless the Company has provided written authorization to the Applicant, approving other materials and/or construction.
- 4. The Applicant must allow the Company to inspect the plans, material, placement of the facilities, and perform conformance testing. The Applicant will inform the Company at least seven working days prior to the construction of facilities by the Applicant so that the Company can schedule its representative to inspect the plans, material and placement of facilities.
- 5. A Company Representative must be on site when cable is being plowed or if cable is placed in a trench, the trench must be left open until the Company Representative has inspected and approved the installation.
- 6. All review and inspection work provided by the Company will be charged to the Applicant at the Company's rates for such work.
- Specific to Single or Group Applicants

The applicant(s) must meet the following specific criteria for any work done in public rights-of-way prior to receiving Company approval:

- Signed liability agreement holding the Company harmless for any action taken as a result of said construction activities;
- Company specified insurance requirements;
- Bonded to cover workmanship and damage;
- Public and Personal Safety Standards; and,
- Approval of appropriate governing bodies.

(C)

P.U.C.O. NO. 9

GENERAL RULES AND REGULATIONS

H. **CONSTRUCTION CHARGES** (Continued)

(C)

- 4. Applicant Provided Facilities and Construction (Continued)
 - c. Specific to a Developer
 - 1. The Developer must use standard Company specifications in engineering and designing the placement of facilities.
 - 2. The Developer must secure all material.
 - 3. The Developer must provide labor to place the facilities within the development and extend facilities from the closest existing telecommunications facilities of the Company to the development.
 - 4. The Developer must submit job prints, material list, and reimbursable cost amount to the Company for approval prior to the construction of the facilities. The Developer's plans must include trench and backfill plans, specifications, schedules, and coordination of inspection schedules. All permits, rights-of-way and easements shall have been secured and recorded as necessary.
 - 5. Once work is complete and the Company has inspected and conformance tested the facilities, the Developer will transfer ownership of all telephone facilities placed, along with their attendant easements, to the Company. Prior to the transfer, all costs for the facilities and work shall have been paid in full. The transfer will be free and clear of any and all liens and encumbrances, and shall be accompanied by an indemnification holding the Company harmless from all claims arising from the purchase and placement of the telephone facilities.

(C)

Ohio P.U.C.O. NO. 9

GENERAL RULES AND REGULATIONS

H. CONSTRUCTION CHARGES (Continued)

(C)

5. Agreements & Charges

- a. Any applicant for service requesting the Company to prepare detailed plans, specifications, or cost estimates may be required to provide a deposit to the Company for an amount equal to the estimated cost of preparation. The estimate will be valid for 90 days after presentation to the applicant(s) unless the Company extends the date. If the applicant authorizes the Company to proceed with the construction of new facilities, the deposit will be credited to the cost; otherwise the deposit shall be nonrefundable.
- b. A Land Development Agreement (LDA) signed by both the Company and the Developer s required. The Company will provide the Developer with a copy of the signed agreement.
- c. A written agreement or contract signed by both the Company and the Applicant, other than a Developer, is required. The Company will provide the Applicant with a copy of the signed written agreement or contract.
- d. The Company will provide the Applicant(s) the estimated construction charges to be paid by the Applicant(s) in writing. The estimated construction charges will be good for thirty days after the Company provides a bill to the Applicant(s).
- e. Construction Charges will be associated with the premises for which they were established rather than the Applicant(s). Credit for Construction Charges may not be transferred from one premise to another.
- f. With the approval of the Company and at the option of the Company, arrangements may be made for the payment of the Construction Charge for a single Applicant or a group of Applicants in monthly installments over a reasonable period, generally, not to exceed one year. Failure of an Applicant(s) to make monthly installments of Construction Charge may result in suspension or termination of telephone service. All unpaid installments become due upon termination of service.

(C)

H. **CONSTRUCTION CHARGES** (Continued)

- 5. <u>Agreements and Charges</u> (Continued)
 - g. Additional construction charges may apply based on actual costs for such items as, but not limited to:
 - 1. Extraordinary construction, maintenance or replacement of current facilities;
 - 2. Overtime work at the Applicant's request'
 - 3. Special installation, equipment and assembly not normally provided;
 - 4. Easements & Right of Way
 - 5. Trenching and backfill
 - h. Receipt of the Applicant(s) payment(s) by the Company for the Applicant's required construction charges will be considered an application for service and the date to move forward with the construction of the new facilities.
 - i. If the Applicant's share of the actual cost to provide new service exceeds the Applicant's estimated costs to provide new service, the Applicant may be responsible for additional Construction Charge. If the Applicant's share of the actual Construction Charge is less than the estimated Construction Charge, the Company may provide a refund, or credit for excess amount to the Applicant.
 - j. The Company will determine whether any Aid-To-Construction is required. The amount and detail of the payment or refund for the Aid-to-Construction will be provided in the LDA.
 - k. Any refunds of Aid to Construction will be non-interest bearing. In no case will any refund exceed the original amount of Aid to Construction.
 - I. If the Applicant cancels service prior to construction beginning, a charge will not be assessed. If the Applicant cancels service after construction begins, a charge equal to the costs incurred will be assessed and due immediately.
- 6. Other Types of Construction or Special Conditions
 - a. Special Types of Construction or Unusual Conditions

Additional Construction Charges may apply to the following situations:

- Where a special type of construction is desired by an Applicant or a specific route for extensions is requested to meet an Applicant's special requirements and where the construction or route so requested differs from the normal standards of the Company and is not legally required by ordinance, covenant, tract restriction or otherwise.
- 2. Where existing aerial facilities are requested to be relocated underground in an area where the Company would not, except for such request, relocate its facilities underground.

ISSUED: November 5, 2014 EFFECTIVE: December 5, 2014

(C)

(C)

IN ACCORDANCE WITH CASE NO. 14-1919-TP-ATA
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF OHIO
Joel Dohmeier, Vice-President
CONTINENTAL, OHIO

H. **CONSTRUCTION CHARGES** (Continued)

(C)

- 6. Other Types of Construction or Special Conditions (Continued)
 - a. Special Types of Construction or Unusual Conditions (Continued)
 - 3. Where, at the request of the Applicant, the Company constructs a greater quantity of facilities than the Company would otherwise construct or normally utilize.
 - Where construction of facilities is required to meet unusual conditions such as (but not limited to) providing service in hazardous and/or inaccessible locations.
 - b. Temporary Construction or Seasonal Service
 - 1. Where construction is required to provide service on a temporary basis, the Applicant will be required to pay a Construction Charge equal to the estimated cost of installing and removing the temporary facilities, less estimated salvage at the time of removal. In the event the facilities are reusable for providing permanent service without rearrangement or modification, at the time the temporary service is disconnected, a portion of the Construction Charge assessed may be refunded, depending upon the circumstances in each case. Removal of facilities will be at the option of the Company, if installation of the temporary facilities was made to permanent standards and permanent easements were granted.
 - 2. Where construction is required to provide service on a seasonal basis, or meet other unusual demands, additional construction charges may be assessed on a case-by-case basis.
 - c. Relocation and Rearrangement of Existing Facilities

When the Company is requested to relocate or rearrange existing facilities for which no specific charge is quoted in this tariff, the customer requesting such relocation or rearrangement may be required to bear the costs incurred with the request.

C)

OHIO P.U.C.O. NO. 9 Section 4 Original Sheet 28

GENERAL RULES AND REGULATIONS

I. TAXES OR FEES TO BE BILLED TO CUSTOMERS

(T) (M)

1. General

a. When a municipality or political subdivision imposes upon the Company, any license, occupation, franchise, permit, inspection or other similar tax, such tax, fee or charge shall be billed to the telephone customers receiving service within the municipality or political subdivision, allocated uniformly on the basis of each such customer's monthly charges for the types of service made subject to such tax, fee or charge.

(M)

(M)-Material previously appeared on Sheet 22 of this Section.

EXHIBIT C

The Applicant, **Continental Telephone Company**, hereby modifies their Construction Charges tariff in Section 4 to meet current marketing conditions, new technologies, and standardize language between all TDS ILEC Companies. The revisions include moving and combining Special Construction in Section 4, Special or Experimental Assemblies of Equipment in Section 4, and Rearrangement/Repair Charges in Section 2 with the Construction Charges in Section 4.

This foregoing document was electronically filed with the Public Utilities

Commission of Ohio Docketing Information System on

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in

Case No(s). 90-5016-TP-TRF, 14-1919-TP-ATA

Summary: Tariff Filing to revise Construction Charges electronically filed by Ms. Rachelle A Ladwig on behalf of CONTINENTAL TELEPHONE COMPANY