



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: Oakwood Telephone Company: TRF Docket No. 90-5031

Dear Ms. McNeal:

Oakwood 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](mailto: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 Oakwood Telephone Company to revise Construction Charges

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)  
)

TRF Docket No. 90-5031-TP-TRF

Case No. 14 - 1922 - **TP** - ATA

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

Name of Registrant(s) Oakwood Telephone Company

DBA(s) of Registrant(s) TDS Telecom

Address of Registrant(s) 525 Junction Road, Madison, WI 53717

Company Web Address www.tdstelecom.com

Regulatory Contact Person(s) Rachelle Ladwig

Phone 608-664-4169

Fax 608-830-5519

Regulatory Contact Person's Email Address rachelle.ladwig@tdstelecom.com

Contact Person for Annual Report Bruce Mottern

Phone 865-671-4753

Address (if different from above) 10025 Investment Drive, Suite 200, Knoxville, TN 37932

Consumer Contact Information Bruce Mottern

Phone 865-671-4753

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 type="checkbox"/> Other (explain below)	<input checked="" type="checkbox"/> For Profit ILEC	<input type="checkbox"/> Not For Profit ILEC	<input type="checkbox"/> CLEC
Change terms & conditions of existing BLES	<input checked="" type="checkbox"/> ATA <a href="#">1-6-14(H)</a> (Auto 30 days)	<input type="checkbox"/> ATA <a href="#">1-6-14(H)</a> (Auto 30 days)	<input type="checkbox"/> ATA <a href="#">1-6-14(H)</a> (Auto 30 days)
Introduce non-recurring charge, surcharge, or fee to BLES			<input type="checkbox"/> ATA <a href="#">1-6-14(H)</a> (Auto 30 days)
Introduce or Increase Late Payment	<input type="checkbox"/> ATA <a href="#">1-6-14(I)</a> (Auto 30 days)	<input type="checkbox"/> ATA <a href="#">1-6-14(I)</a> (Auto 30 days)	<input type="checkbox"/> ATA <a href="#">1-6-14(I)</a> (Auto 30 days)
Revisions to BLES Cap.	<input type="checkbox"/> ZTA <a href="#">1-6-14(F)</a> (0 day Notice)		
Introduce BLES or expand local service area (calling area)	<input type="checkbox"/> ZTA <a href="#">1-6-14(H)</a> (0 day Notice)	<input type="checkbox"/> ZTA <a href="#">1-6-14(H)</a> (0 day Notice)	<input type="checkbox"/> ZTA <a href="#">1-6-14(H)</a> (0 day Notice)
Notice of no obligation to construct facilities and provide BLES	<input type="checkbox"/> ZTA <a href="#">1-6-27(C)</a> (0 day Notice)	<input type="checkbox"/> ZTA <a href="#">1-6-27(C)</a> (0 day Notice)	
Change BLES Rates	<input type="checkbox"/> TRF <a href="#">1-6-14(F)</a> (0 day Notice)	<input type="checkbox"/> TRF <a href="#">1-6-14(F)(4)</a> (0 day Notice)	<input type="checkbox"/> TRF <a href="#">1-6-14(G)</a> (0 day Notice)
To obtain BLES pricing flexibility	<input type="checkbox"/> BLS <a href="#">1-6-14(C)(1)(c)</a> (Auto 30 days)		
Change in boundary	<input type="checkbox"/> ACB <a href="#">1-6-32</a> (Auto 14 days)	<input type="checkbox"/> ACB <a href="#">1-6-32</a> (Auto 14 days)	
Expand service operation area			<input type="checkbox"/> TRF <a href="#">1-6-08(G)</a> (0 day)
BLES withdrawal			<input type="checkbox"/> ZTA <a href="#">1-6-25(B)</a> (0 day Notice)
<b>Other*</b> (explain) _____			

## Section I – Part II – Customer Notification Offerings Pursuant to Chapter [4901:1-6-7 OAC](#)

Type of Notice	Direct Mail	Bill Insert	Bill Notation	Electronic Mail
<input type="checkbox"/> 15-day Notice	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> 30-day Notice	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<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 <a href="#">1-6-08</a> * (Auto 30- day)	<input type="checkbox"/> ACE <a href="#">1-6-08</a> *(Auto 30 day)	<input type="checkbox"/> ACE <a href="#">1-6-08</a> *(Auto 30 day)	<input type="checkbox"/> ACE <a href="#">1-6-10</a> (Auto 30 day)	<input type="checkbox"/> UNC <a href="#">1-6-09</a> *(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 <a href="#">1-6-26</a> (Auto 30 days)	<input type="checkbox"/> ABN <a href="#">1-6-26</a> (Auto 30 days)
Change of Official Name *	<input type="checkbox"/> ACN <a href="#">1-6-29(B)</a> (Auto 30 days)	<input type="checkbox"/> ACN <a href="#">1-6-29(B)</a> (Auto 30 days)	<input type="checkbox"/> CIO <a href="#">1-6-29(C)</a> (0 day Notice)
Change in Ownership *	<input type="checkbox"/> ACO <a href="#">1-6-29(E)</a> (Auto 30 days)	<input type="checkbox"/> ACO <a href="#">1-6-29(E)</a> (Auto 30 days)	<input type="checkbox"/> CIO <a href="#">1-6-29(C)</a> (0 day Notice)
Merger *	<input type="checkbox"/> AMT <a href="#">1-6-29(E)</a> (Auto 30 days)	<input type="checkbox"/> AMT <a href="#">1-6-29(E)</a> (Auto 30 days)	<input type="checkbox"/> CIO <a href="#">1-6-29(C)</a> (0 day Notice)
Transfer a Certificate *	<input type="checkbox"/> ATC <a href="#">1-6-29(B)</a> (Auto 30 days)	<input type="checkbox"/> ATC <a href="#">1-6-29(B)</a> (Auto 30 days)	<input type="checkbox"/> CIO <a href="#">1-6-29(C)</a> (0 day Notice)
Transaction for transfer or lease of property, plant or business *	<input type="checkbox"/> ATR <a href="#">1-6-29(B)</a> (Auto 30 days)	<input type="checkbox"/> ATR <a href="#">1-6-29(B)</a> (Auto 30 days)	<input type="checkbox"/> CIO <a href="#">1-6-29(C)</a> (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 <a href="#">1-7-07</a> (Auto 90 day)	<input type="checkbox"/> NAG <a href="#">1-7-07</a> (Auto 90 day)
Request for Arbitration	<input type="checkbox"/> ARB <a href="#">1-7-09</a> (Non-Auto)	<input type="checkbox"/> ARB <a href="#">1-7-09</a> (Non-Auto)
Introduce or change c-t-c service tariffs,	<input type="checkbox"/> ATA <a href="#">1-7-14</a> (Auto 30 day)	<input type="checkbox"/> ATA <a href="#">1-7-14</a> (Auto 30 day)
Request rural carrier exemption, rural carrier suspension or modification	<input type="checkbox"/> UNC <a href="#">1-7-04</a> or 05 (Non-Auto)	
Changes in rates, terms & conditions to Pole Attachment, Conduit Occupancy and Rights-of-Way.	<input type="checkbox"/> UNC <a href="#">1-7-23(B)</a> (Non-Auto)	
Wireless Providers See <a href="#">4901:1-6-24</a>	<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.

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

I am an officer/agent of the applicant corporation, Oakwood Telephone Company  
(Name)

, 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) 11/05/14 at (Location) Madison, Wisconsin

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

(Date) November 5,  
2014

- *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, Rachelle Ladwig 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)/s/Rachelle Ladwig, Sr. Administrator - Tariffs

(Date) November 5, 2014

*\*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**

***Or***

***Make such filing electronically as directed in Case No 06-900-AU-WVR***

**EXHIBIT A**  
**EXISTING SCHEDULE SHEETS**

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General Rules and Regulations	4	1

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ISSUED: May 19, 2011

EFFECTIVE: May 19, 2011

IN ACCORDANCE WITH CASE NO. 10-1010-TP-ORD and 11-3022-TP-ATA  
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF OHIO  
Joel Dohmeier, Vice-President  
OAKWOOD, OHIO

OAKWOOD TELEPHONE COMPANY  
OHIO  
P.U.C.O. NO. 4

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SUBJECT INDEX

APPROVED

Subject

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ISSUED: June 15, 2012

EFFECTIVE: June 15, 2012

IN ACCORDANCE WITH CASE NO. 90-5031-TP-TRF  
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF OHIO  
Joel Dohmeier, Vice-President  
OAKWOOD, OHIO



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ISSUED: May 19, 2011

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Joel Dohmeier, Vice-President  
OAKWOOD, OHIO

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**SERVICE CONNECTION CHARGES**

**F. 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 Charge
During Business Hours (1 <sup>st</sup> One Hour)	\$60.00
Each Additional Increment of 15 Minutes	\$15.00
After Normal Business Hours (1 <sup>st</sup> One Hour)	\$80.00
Each Additional Increment of 15 Minutes	\$20.00

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Joel Dohmeier, Vice-President  
OAKWOOD, OHIO

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**GENERAL RULES AND REGULATIONS**

**B. OBLIGATION AND LIABILITY OF THE TELEPHONE COMPANY**

**1. Availability of Facilities**

The Telephone Company's obligation to furnish exchange service is dependent upon its ability to secure and retain without unreasonable expense, suitable facilities and rights for the construction and maintenance of the necessary pole lines, circuits, equipment, etc.

**2. Liability of the Company**

**a. Transmitting Messages**

The Telephone Company does not transmit messages but offers the use of its facilities for communications between patrons. If because of transmission difficulties the operator, in order to accommodate the subscriber, repeats messages, she is deemed to be acting as the agent of the persons involved; and no liability shall attach to the Telephone Company because of any errors made by the operator or misunderstanding that may arise between subscribers because of such errors.

**b. Use of Connecting Company Lines**

When suitable arrangements can be made, lines of other telephone companies may be used in establishing wire connection to points not reached by this Company's lines. In establishing connections with the lines of other companies, the Telephone Company is not responsible or liable for any action of the connecting company.

The Telephone Company shall exercise due care in connection with all work done on subscriber's premises. No liability shall attach to the Telephone Company by reason of any defacement or damage to the subscriber's premises resulting from the existence of the Telephone Company's instruments or removal thereof, unless such defacement or damages is the result of the sole negligence of the Telephone Company.

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OAKWOOD, OHIO

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**GENERAL RULES AND REGULATIONS**

**G. CONSTRUCTION, INSTALLATION, AND MAINTENANCE CHARGES**

**1. General**

- a. Lines will be extended in accordance with provisions specified in paragraphs O-1, 2, 3 Line Extensions, of this Tariff.
- b. Special charges in the form of installation charges, monthly charges, or both, are applied in addition to the usual service connection charges and monthly rates when, because of the sporadic or occasional nature of the service or an unusual investment or expense, as for example:
  - 1) The facilities are provided in remote or undeveloped sections within the Exchange Area.
  - 2) Conditions require the provisions of special equipment of unusual methods of plant construction, installation or maintenance.
  - 3) The customer's location requires the use of costly private right of way.
- c. Title to all construction, as specified in N below, provided wholly or partly at the customer's expense is vested in the Telephone Company.
- d. By "cost" is meant the cost of labor and materials including the usual supervisory expenses.
- e. When attachments are made to poles of other companies, in lieu of providing construction for which the customer would be charged under the provisions hereof, the cost to the Telephone Company for such attachments is borne by customer.
- f. The customer is required to pay construction charges as made by another company providing facilities connecting with the facilities of the Telephone Company.
- g. Construction charges will not apply to the customer's aerial drop which extends from the last pole to the building in which the telephone is located.

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Joel Dohmeier, Vice-President  
OAKWOOD, OHIO

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**GENERAL RULES AND REGULATIONS**

**H. SPECIAL TYPE OF CONSTRUCTION**

When underground service connections are desired by customers as initial installations in places where aerial drop wires would ordinarily be used to reach the customer's premises, or when aerial facilities are used to provide service or channels to a customer and subsequently the customer desires that such facilities be placed underground, the following regulations apply:

1. Where cable is laid in conduit, the underground conduit shall be constructed and maintained by or at the expense of the customer and in addition the customer shall pay the cost of the underground cable, including the cost of installing, less the estimated cost to the Telephone Company of installing such aerial facilities as would be (or are) required to furnish the same service. The underground conduit shall be constructed in accordance with plans and specifications furnished by the Telephone Company.
2. The duct or ducts required in the underground conduit by the Telephone Company to furnish service shall be reserved for its exclusive use.
3. Where armored cable is laid in a trench, the trench shall be constructed and backfilled by or at the expense of the customer. In addition, the customer shall pay the cost of the cable, including the cost of installing it, less the estimated cost to the Telephone Company of installing such aerial drop as would be (or is) required to furnish the same service.
4. Cable installed in conduit will be maintained and replaced at the expense of the Telephone Company where the conduit has been inspected in place by the Telephone Company and approved, but repairs or replacements of cable in conduit not so inspected and approved, or repairs or replacements of the cable in conduit or trench made necessary by damages caused by the customer or his representative will be made only at the customer's expense.
5. Where facilities are changed from aerial to underground, in addition to the above, the customer is charged the cost of dismantling and removing the aerial facilities.

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Joel Dohmeier, Vice-President  
OAKWOOD, OHIO

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**GENERAL RULES AND REGULATIONS**

**I. PLANT CONSTRUCTED ON PRIVATE PROPERTY**

1. Construction of plant facilities on private property to be used in servicing an individual subscriber will be furnished by the Telephone Company at a charge to the subscriber at the actual cost of the time, material and overheads for such pole, except that the Telephone 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.
2. 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 Telephone Company.
3. Circuits on private property are furnished, owned and maintained by the Telephone Company.

**J. LINE EXTENSIONS**

1. Line extensions will be made pursuant to P.U.C.O. Code of Rules and Regulations, Sec. 4901:1-3-13 – (1/2 mile construction cost at Company expense, all excess construction cost to be borne by prospective subscriber or subscribers).
2. Provisions of Private Right-Of-Way
  - a. Where required by the conditions, applicants shall provide, without expense to the Telephone Company, private right-of-way parallel to the public highway; such right-of-way shall be free from tree interference and otherwise suitable.
  - b. If it is necessary to use private right of way and this cannot be obtained by the Telephone Company without expense to it, the subscriber shall obtain or pay the expense of obtaining the required right of way.
3. Other Regulations

Applicants may be required to make advance payments to cover all or a portion of the exchange service when in the opinion of the Telephone Company there is evidence of credit risk.

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Joel Dohmeier, Vice-President  
OAKWOOD, OHIO

**EXHIBIT B**  
**PROPOSED SCHEDULE SHEETS**

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ISSUED: November 5, 2014

EFFECTIVE: December 5, 2014

IN ACCORDANCE WITH CASE NO. 14-1922-TP-ATA  
ISSUED BY THE PUBLIC UTILITIES COMMISSION OF OHIO  
BY: JOEL DOHMEIER, VICE PRESIDENT  
OAKWOOD, OHIO



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Service Connection Charges	2	1
Special Services and Facilities	1	7

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**SERVICE CONNECTION CHARGES**

(D)

(D)

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**GENERAL RULES AND REGULATIONS**

**B. OBLIGATION AND LIABILITY OF THE TELEPHONE COMPANY**

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b. Use of Connecting Company Lines

When suitable arrangements can be made, lines of other telephone companies may be used in establishing wire connection to points not reached by this Company's lines. In establishing connections with the lines of other companies, the Telephone Company is not responsible or liable for any action of the connecting company.

The Telephone Company shall exercise due care in connection with all work done on subscriber's premises. No liability shall attach to the Telephone Company by reason of any defacement or damage to the subscriber's premises resulting from the existence of the Telephone Company's instruments or removal thereof, unless such defacement or damages is the result of the sole negligence of the Telephone Company.

c. Defacement of Premises

The Company shall exercise due care in connection with all work done on the Applicant's premises. No liability shall be attached to the Company by reason of any defacement or damage to the Applicant's premises resulting from the existence of the Company's facilities on such premises, or by the installation or removal thereof, unless such defacement or damage is the result of the sole negligence of the Company or its representative.

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IN ACCORDANCE WITH CASE NO. 14-1922-TP-ATA  
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BY: JOEL DOHMEIER, VICE PRESIDENT  
OAKWOOD, OHIO

## GENERAL RULES AND REGULATIONS

### G. CONSTRUCTION CHARGES

#### 1. General

- a. 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. Advance in Aid of Construction: Funds provided to the Company by the applicant under the terms of a construction agreement, which may be refundable.
- b. Applicant: A person, business or agency applying for telecommunications services for a location that currently does not have facilities established. This would include developers.
- c. Application: A request to the Company for telecommunications services. This does not include an inquiry as to the availability or charges for such services.
- d. Contribution in Aid of Construction: Funds provided to the Company by the applicant under the terms of a construction agreement or construction tariff which are not refundable.
- e. Construction Allowance: The portion of new construction and facilities provided at no charge.
- f. Cost: 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. Developer: 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.

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**GENERAL RULES AND REGULATIONS****G. CONSTRUCTION CHARGES (Continued)**

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**2. Definitions: (Continued)**

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- h. Easement: 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. Group Application/Group Project: 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. Line Extension: Company outside plant that is required to extend Company facilities and service beyond the existing facilities of the Company.
- k. New Construction: 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.
- l. Permanent Service: 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. Service Drop: Service conductor six pair or smaller delivering service to the customer premise from the service provider's last network access point.
- o. Special Construction: When an Applicant(s) requests specific and/or unusual plant, equipment, or services to be installed.
- p. Temporary Service: 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**

- 1. 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.

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**GENERAL RULES AND REGULATIONS****G. CONSTRUCTION CHARGES (Continued)**

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**3. Extension of Telephone Facilities (Continued)****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.

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**GENERAL RULES AND REGULATIONS**

**G. CONSTRUCTION CHARGES (Continued)**

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**3. Extension of Telephone Facilities (Continued)**

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**b. Specific to Single Applicants and Group Applicants/Projects**

1. 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.

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**GENERAL RULES AND REGULATIONS****G. CONSTRUCTION CHARGES (Continued)**

(T)

**3. Extension of Telephone Facilities (Continued)**

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**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.
3. 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.

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**GENERAL RULES AND REGULATIONS**

**G. CONSTRUCTION CHARGES (Continued)**

**3. Extension of Telephone Facilities (Continued)**

**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.
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**

1. 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.
2. 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.

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**GENERAL RULES AND REGULATIONS**

H. **CONSTRUCTION CHARGES** (Continued)

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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.

b. 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.

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**GENERAL RULES AND REGULATIONS**

**G. 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.

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**GENERAL RULES AND REGULATIONS**

**G. 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 is 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.

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**GENERAL RULES AND REGULATIONS**

G. **CONSTRUCTION CHARGES** (Continued)

5. **Agreements and Charges** (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.
- l. 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:

- 1. 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.

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**GENERAL RULES AND REGULATIONS**

**G. 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.
4. 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.

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## EXHIBIT C

The Applicant, **Oakwood 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, Plant Constructed on Private Property in Section 4, Line Extensions in Section 4, and Rearrangement/Repair Charges in Section 2 with the Construction Charges in Section 4.

With this filing, the Company will also be adding language for Defacement of Premises.

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**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). 90-5031-TP-TRF, 14-1922-TP-ATA**

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