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RECENEU-DOCKETING DIV

2004 JAN -2 PM 2: 19

PUCO

December 31, 2003

04-02-TP-ZTA 90-9030-TP-TR4

Public Utilities Commission of Ohio Attention: Docketing Division 180 East Broad Street Columbus, OH 43215-3793

> Re: Talk America Inc.'s PUCO Tariff No. 1 Application for Tier 2 New End User Services

Dear Commission Secretary:

Enclosed please find an original and ten (10) copies of Talk America Inc.'s Application for Tier 2 New End User Services in its PUCO Tariff No. 1. These revisions add a new residential, switched service offering, Ohio 200 Plan. These are being filed with an Effective date of January 5, 2004. This tariff filing is comprised of the following tariff page revisions:

Cancels Tariff Sheet Tariff Sheet

18th Revised Sheet 2 19th Revised Sheet 2 Original 34.0.5

1st Revised Sheet 42.1.3 Original Sheet 42.1.3

Please date-stamp the enclosed duplicate of this transmittal letter and return in the enclosed postage-paid self-addressed stamped envelope. Please feel free to contact me at 202-955-9645 if you have any questions or concerns about this mailing.

Sincerely yours,

Kelly Faul Sr. Consultant

Enclosures

This is to certify that the images appearing are an accurate and complete convolution of a case file document delivered in the regular course of business

Technician

Date Processed

KDWGP/FAULK/2704.10

The Public Utilities Commission of Ohio
The Public Utilities Commission of Ohio TELECOMMUNICATIONS APPLICATION FORM (Effective: 6/19/2003) (Pursuant to Case Nos. 99-998-TP-COI and 99-563-TP-COI) ONLY IN -2 PM 2: 19
(Effective: 6/19/2003) (Pursuant to Case Nos. 99-998-TP-COI and 99-563-TP-COI)
In the Matter of the Application of New Price List for
In the Matter of the Application of New Price List for
Name of Registrant(s)Talk America Inc. Address of Registrant(s)6805 Route 202, New Hope, PA 18938 Company Web Addresswww.talk.com Regulatory Contact Person(s)Sharon Thomas Phone _407-313-1353Fax407-658-6312
Regulatory Contact Person's Email Address sthomas@talk.com Phone_407-313-1353Fax407-658-6312
Contact Person for Annual Report Sharon Thomas Phone 407-313-1353
Regulatory Contact Person's Email Address sthomas@talk.com Contact Person for Annual Report Sharon Thomas Phone 407-313-1353 Consumer Contact Information Customer Service Phone 800-291-9699 Date October 31, 2003 TRF Docket No. 90 - 9030 -TP-TRF
Motion for protective order included with filing? □ Yes ☒ No Motion for waiver(s) filed affecting this case? □ Yes ☒ No [Note: waiver(s) tolls any automatic timeframe] Company Type (check all applicable): ☒ CTS (IXC) □ ILEC □ CLEC □ CMRS □ AOS □ Other (explain)
NOTE: This form must accompany all applications filed by telecommunication service providers subject to the Commission's rules promulgated in Case No. 99-998-TP-COI, as well as by ILECs filing an ARB or NAG case pursuant to the guidelines established in Case No. 96-463-TP-UNC. It is preferable NOT to combine different types of filings, but if you do so, you must file under the process with the longest applicable review period.
I. Please indicate the reason for submitting this form (check one) □ 1 (AAC) Application to Amend Certificate by a CLEC to modify Serving Area (0-day notice, 7 copies) □ 2 (ABN) Abandonment of all Services □ a. CLEC (90-day approval, 10 copies) □ b. CTS (14-day approval, 10 copies) □ c. ILEC (NOT automatic, 10 copies) □ s. Wew Operating Authority for providers other than CMRS (30-day approval, 7 copies): for CMRS, see item No.15 on this page. □ a. Switched Local □ b. Non-switched local □ c. CTS □ d. Local and CTS □ e. Other (explain) □ 4 (ACO) LEC Application to Change Ownership (30-day approval, 10 copies) □ 5 (ACN) LEC Application to Change Name (30-day approval, 10 copies) □ 6 (AEC) Carrier-to-Carrier Contract Amendment to an agreement approved in a NAG or ARB case (30-day approval, 7 copies) NOTE: see item 25 (CTR) on page two of this form for all other contract filings.
□ 7 (AMT) □ 8 (ARB) □ 9 (ATA) □ 9 (ATA) □ 1. The following transfer of the fillings as set-forth in 95-845-TP-COI □ 2. The filling submittal (30-day pre-filling submittal with Staff and OCC; Do Not Docket, 4 copies)
□ ii. New End User Service which has been preceded by a 30-day pre-filing submittal with Staff for all submittals and also with OCC for Tier 1 residential services (0-day filing, 10 copies) □ iii. New End User Service (NOT preceded by a 30-day filing submittal, 30-day approval, 10 copies) □ iv. New Carrier-to-Carrier Service which has been preceded by a 30-day pre-filing with Staff (0-day filing, 10 copies) □ v. Change in Terms and Conditions, textual revision, correction of error, etc. (30-day approval, 10 copies) □ vii. Initial Carrier-to-Carrier Services Tariff subsequent to ACE approval (60-day approval, 10 copies) □ viii. Withdrawal of Tier 1 service must be filed as an "ATW", not an "ATA" - see item 12, below □ b. Reclassification of Service Among Tiers (NOT automatic, 10 copies) □ c. Textual revision with no effect on rates for non-specific or non-tier service (30-day approval, 10 copies)
□ 10 (ATC) Application to Transfer Certificate (30-day approval, 7 copies) □ 11 (ATR) LEC Application to Conduct a Transaction Between Utilities (30-day approval, 10 copies) Application to Withdraw a Tier 1 Service □ a. CLEC (60-day approval, 10 copies) □ b. ILEC (NOT automatic, 10 copies)
□ 13 (CIO) Application for Change in Operations by Non-LEC Providers (0-day notice, 7 copies) □ 14 (NAG) Negotiated Interconnection Agreement Between Carriers (0-day effective, 90-day approval, 8 copies) □ 15 (RCC) For CMRS providers only to Register or to Notify of a Change in Operations (0-day notice, 7 copies)

·	UNC)	Scif-complaint Application a. CLEC only -Tier 1 (60-day automatic, 10 copies) b. Introduce or increase maximum price range for Non-Specific Service Charge (60-day approval, 10 copies) Unclassified (explain) (NOT automatic, 15 copies) (ZTA) Tariff Application Involving only Tier 2 Services a. New End User Service (0-day notice, 10 copies) b. Change in Terms and Conditions, textual revision, correction of error, etc. (0-day notice, 10 copies) c. Withdrawal of service (0-day notice, 10 copies)
n 19 C)ther	(explain)(NOT automatic, 15 copies)
□ 20 □ 21 □ 22 □ 23	Introdu New P a. Ti b. T Design Update Annua option	
<u>THE</u>	<i>FOLL</i>	OWING ARE CTR FILINGS ONLY, NOT NEW CASES (0-day notice, 7 copies)
□ 25		cation to establish, revise, or cancel an end-user contract. (NOTE, see item 6 on page 1 of this form for carrier-to-carrier contract amendments)
	CTR I	Docket No TP - CTR (Use same CTR number throughout calendar year)

II. Please indicate which of the following exhibits have been filed. The numbers (corresponding to the list on page (1) and above) indicate, at a minimum, the types of cases in which the exhibit is required:

0	[all]	A copy of any motion for waiver of O.A.C. rule(s) associated with this filing. NOTE: the filing of a motion for waiver tolls
		any automatic timeframe associated with this filing.
	[3, 9(vii)]	A copy of registrant's proposed tariffs. (Carrier-to-Carrier resale tariff also required if facilities-based)
0	[3]	Evidence that the registrant has notified the Ohio Department of Taxation of its intent to conduct operations as a telephone
		utility in the State of Ohio.
0	[3]	Brief description of service(s) proposed.
0	[3a-b,3d]	Explanation of whether applicant intends to provide \square resold services, \square facilities-based services, or \square both resold and facilities-
		based services.
0	[3a-b,3d]	Explanation as to whether CLEC currently offers CTS services under separate CTS authority, and whether it will be including
		those services within its CLEC filing, or maintaining such CTS services under a separate affiliate.
	[3a-b,3d]	Explanation of how the proposed services in the proposed market area are in the public interest.
	[3a-b,3d]	Description of the proposed market area.
а	[3a-b,3d]	Description of the class of customers (e.g., residence, business) that the applicant intends to serve.
0	[3a-b,3d]	Documentation attesting to the applicant's financial viability, including, at a minimum, a pro forma income statement and a
-		balance sheet. If the pro forma income statement is based upon a certain geographical area(s) or information in other
		jurisdictions, please indicate.
0	[3a-d]	Documentation attesting to the applicant's technical and managerial expertise relative to the proposed service offering(s) and
		proposed service area.
	[3a-d]	Documentation indicating the applicant's corporate structure and ownership.
	[3a-b,3d]	Information regarding any similar operations in other states. Also, if this company has been previously certified in the State of
		Ohio, include that certification number.
	[3a-b,3d]	Verification that the applicant will maintain local telephony records separate and apart from any other accounting records in
		accordance with the GAAP.
	[3a-b,3d]	Verification of compliance with any affiliate transaction requirements.
	[3a-b,3d]	Explanation as to whether rates are derived through (check all applicable):
		□ interconnection agreement, □ retail tariffs, or □ resale tariffs.
0	[1,3a-b,3d]	Explanation as to which service areas company currently has an approved interconnection or resale agreement.
	[3a-b,3d, 9a(i-iii)]	Explanation of whether applicant intends to provide Local Services which require payment in advance of
		Customer receiving dial tone.
	[3a,3b,3d,	Tariff sheet(s) listing the services and associated charges that must be paid prior to customer receiving dial tone (if applicable).
	9a,(i-iii)]	
	[3a-b,3d,8]	Letters requesting negotiation pursuant to Sections 251 and 252 of the Telecommunications Act of 1996 and a proposed
		timeline for construction, interconnection, and offering of services to end users.
ū	[3-5,7,10-11,13]	Certification from Ohio Secretary of State as to party's proper standing (domestic or foreign corporation, authorized use of
	-	fictitious name, etc.). In transfer of certificate cases, the transferee's good standing must be established.
	[3-4,7,10-11,13]	List of names, addresses, and phone numbers of officers and directors, or partners.
-	[3]	A sample copy of the customer bill and disconnection notice the applicant plans to utilize.
	1 15-4	Done 2 of A

	<u></u>	
N N	[1,4,9,10-13,16-21]	Copy of superseded tariff sheet(s) & price list(s), if applicable, marked as Exhibit A.
X	[1.4,9,10-13,16-21]	Copy of revised tariff sheets & price lists, marked as Exhibit B.
	[3]	Provide a copy of any customer application form required in order to establish residential service, if applicable.
X	[1-2,4-7,9,12-	Description of and rationale for proposed tariff changes, including a complete description of the service(s) proposed or affected.
	13,16,18-23,25]	Specify for each service affected whether it is u business; 🗵 residence; or uboth. Also indicate whether it is a 🗵 switched or
		dedicated service. Include this information in either the cover letter or Exhibit C.
	[1,2,4,9a(v-vi),	Specify which notice procedure has been utilized; \square direct mail; \square bill insert; \square bill notation or \square electronic mail. NOTE: Tier 1
	5.10,16,18(b-c),	price list increases must be within an approved range of rates.
	20-21]	
	[2,4-5,9a(v),	Copy of real time notice which has been provided to customers.
	9b, 10,12-13,16,	
	18(b-c),20-21]	
	[1,2,5,9a(v),11-13,	Affidavit attesting that customer notice has been provided.
	21(increase only)]	C CV C which to have sociled to U EC(x)
מ	[2,12]	Copy of Notice which has been provided to ILEC(s).
<u> </u>	[2,12]	Listing of Assigned (NPA) NXX's where in the LECs (NPA) NXX's would be reassigned.
	[2,4,10,12-13,]	List of Ohio exchanges specifically involved or affected.
	[14]	The interconnection agreement adopted by negotiation or mediation. For commercial mobile radio service providers, a statement affirming that registrant has obtained all necessary federal authority
0	[15]	to conduct operations being proposed, and that copies have been furnished by cellular, paging, and mobile companies to this
		Commission of any Form 401, 463, and / or 489 which the applicant has filed with the Federal Communications Commission.
<u> </u>	[15]	Exhibits must include company name, address, contact person, service description, and evidence of registration with the Ohio
ם	[12]	Secretary of State.
	[24]	Affidavit that total price of contract exceeds total cost of all regulated services.
0	[5.13]	New title sheet with proposed new company name.
	[1,3,13]	For CLECs, List of Ohio Exchanges the applicant intends to serve (Use spreadsheet from:
] ' '	http://www.puc.state.oh.us/puco/forms/form.cfm?doc_id=357).
	[1,3a-b,3d,7,	Maps depicting the proposed serving and calling areas of the applicant.
	10,13, 23]	If Mirroring Large ILEC exchanges for both serving area and local calling areas: • Serving area must be clearly reflected
0		on an Ohio map attached to tariffs and textually described in tariffs by noting that it is reflecting a particular large
Ì		ILEC/CLEC territory, and listing the involved exchanges. • Local calling areas must be clearly reflected on an Ohio map
		attached to the tariffs, and/or clearly delineated in tariffs, including a complete listing of each exchange being served and all
		exchanges to which local calls can be made from each of those exchanges.
		If Self-defining serving area and/or local calling area as an area other than that of the established ILEC exchange(s):
		Serving Area must be clearly reflected on an Ohio map attached to the tariffs, and textually described in tariffs by listing the
	1	involved exchanges. • Local Calling Areas must be described in the tariff through textual delineation and clear maps. Maps
		for self-defined serving and local calling areas are required to be traced on United States Geological Survey topography
		maps. These maps are the Standard Topographic Quadrangle maps, 7.5 minute 1:24,000.
		Other information requested by the Commission staff.
-	[3]	
1	` '	
		•
0	[3]	involved exchanges. • Local Calling Areas must be described in the tariff through textual delineation and clear maps. Map

III. Registrant hereby attests to its compliance with the following requirements in the Service Requirements Form, as well as all pertinent entries and orders issued by the Commission with respect to these issues. Further, registrant hereby affirms that it will maintain with its TRF docket an up-to-date, properly marked, copy of the Service Requirements Form available for public inspection.

MANDATORY REQUIREMENTS FOR ALL BASIC LOCAL EXCHANGE AND CTS_PROVIDERS:

- [x] Sales tax
- [x] Minimum Telephone Service Standards (MTSS)
- [x] Surcharges

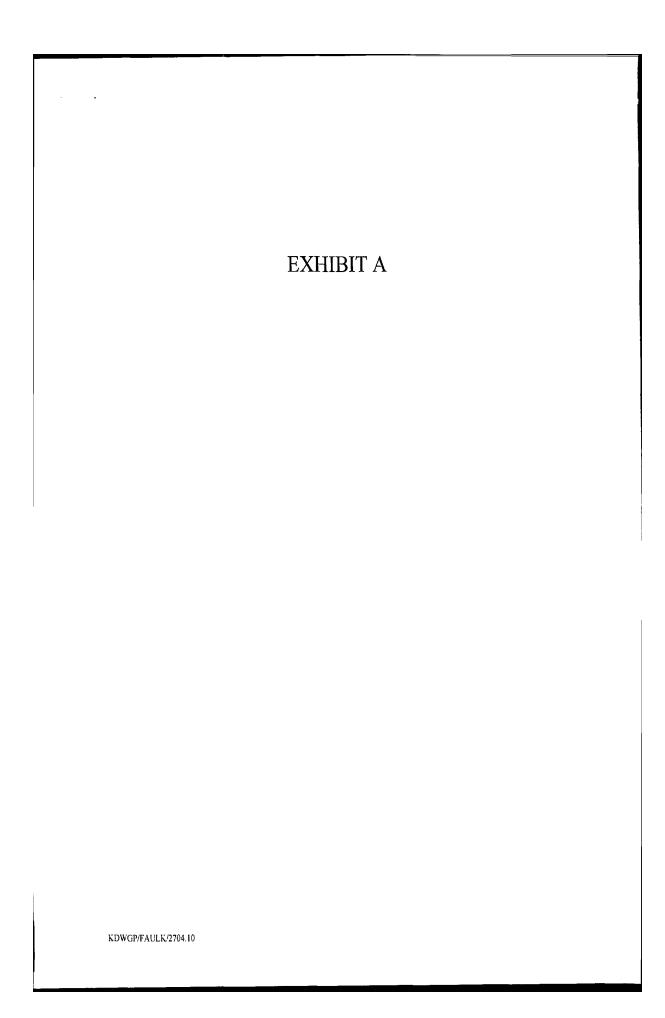
MANDATORY REQUIREMENTS FOR ALL BASIC LOCAL EXCHANGE PROVIDERS:

[x] 1+ IntraLATA Presubscription

SERVICE REQUIREMENTS FOR PROVISION OF CERTAIN SERVICES (CHECK ALL APPLICABLE):

- Discounts for Persons with Communication Disabilities and the Telecommunication Relay Service [Required if toll service provided]
- □ Emergency Services Calling Plan [Required if toll service provided]
- □ Alternative Operator Service (AOS) requirements [Required for all providing AOS (including inmate services) service]
- □ Limitation of Liability Language [Required for all who have tariff language that may limit their liability]
- □ Termination Liability Language [Required for all who have early termination liability language in their tariffs]
- □ Service Connection Assistance (SCA) [Required for all LECs]
- □ Local Number Portability and Number Pooling [Required for facilities-based LECs]
- □ Package Language [Required for tariffs containing packages or service bundles containing both local and toll and/or non-regulated services]

List names, titles, phone numbers, and addresses of those persons authorized to make and/or affirm or verify filings at the Commission on behalf of the applicant:
OTE: An annual report is required to be filed with the Commission by each company on an annual basis. The annual report form will be sent fo mpletion to the address and individual(s) identified in this Section unless another address or individual is so indicated.
List names, titles, phone numbers, and addresses of those persons authorized to respond to inquiries from the Consumer Services Department on behalf of the applicant regarding end-user complaints:
AFFIDAVIT Minimum Telephone Service Standards am an Authorized Agent of the applicant corporation, Talk America Inc, and am authorized to make attement on its behalf. I attest that these tariffs comply with the Minimum Telephone Service Standards (MTSS) for the state of Ohio. I unde at the Minimum Telephone Service Standards, as modified and clarified from time to time, supercede any contradictory provisions in our tarifically comply with the rules of the state of Ohio and understand that noncompliance can result in various penalties, including the suspension entificate to operate within the state of Ohio. declare under penalty of perjury that the foregoing is true and correct. Executed on 12 - 31 - U3 at
* This affidavit is required for every tariff-affecting filing. It may be signed by counsel or an officer of the applicant, o authorized agent of the applicant.
<u>VERIFICATION</u>
Kelly Faul verify that I have utilized, verbatim, the Commission's Telecommunications Application
nd that all of the information submitted here, and all additional information submitted in connection with this case, is true and correct to the
the knowledge. Lefty Fal, The Kowlenny 12-31-03 *(Signature and Title) (Date)
*Verification is required for every filing. It may be signed by counsel or an officer of the applicant, or an authorized ag the applicant.
Send your completed Application Form, including all required attachments as well as the required number of copies, to:
Public Utilities Commission of Ohio Attention: Docketing Division (or to the Telecommunications Division Chief if a prefiling submittal) 180 East Broad Street, Columbus, OH 43215-3793



PUCO Tariff No. 1 Eighteenth Revised Sheet 2 Cancels Seventeenth Revised Sheet 2

CHECK SHEET

All sheets of this tariff are effective as of the date shown at the bottom of the respective sheet(s). Original and revised sheets as named below comprise all changes from the original tariff and are currently in effect as of the date of the bottom of this page.

SHEET	REVISION	SHEET	REVISION	
1	Original	33	Original	
2 3 4	Eighteenth *	34	Third	
3	Original	34.0.1	Original	
	Original	34.0.2	Original	
5 6	Original	34.0.3	Original	
6	Original	34.0.4	Original	
7	Original	34.1	Original	
8	Original	34.2	Third	*
9	Original	34.2.1	Third	*
10	Original	34.2.2	First	*
11	Original	34.3	Original	
12	Original	34.4	Original	
13	Original	34.5	Original	
14	Original	35	First	
15	Original	36	Original	
16	Original	37	First	
17	Original	38	First	
18	Original	39	First	
18.1	Original	40	Original	
18.2	Original	41	Original	
18.3	Original	42	First	
19	Original	42.1	Third	
20	Original	42.1.1	Second	
21	Original	42.1.2	Original	
22	First	42.1.3	Original	
23	Original	42.2	Original	
24	Original	42.3	Third	*
25	Original	42.3.1	Second	*
26	Original	42.3.2	Original	*
27	Original	42.4	Original	
28	Original	42.5	Original	
29	First	42.6	Original	
30	Original	43	Original	
31	Original	44	Original	
32	Original	45	Original	
		46	Original	

^{* -} indicates those sheets includes with this filing

Issued: December 15, 2003 Effective: December 15, 2003

OHO0219

Issued By: Aloysius T. Lawn, IV, Executive Vice President

6805 Route 202

SECTION 4 - CURRENT RATES, CON'T.

4.14 Bundled Long Distance Service, Con't.

4.14.11 Bundle No. XIV (Talk Unlimited Plus Plan)

(N)

Monthly Long Distance Charge:

Standard Option Premium Option

\$3.95 \$6.95

Rate Per Minute

InterLATA

\$0.059

Travel Card

Usage Per Minute Service Charge Per Call

See Section 4.18 See Section 4.18

(N)

4.14.12 Basic Additional Line for Bundled Plans

Rate Per Minute	InterLATA	IntraLATA	(N)
	\$0.059	\$0.059	
Travel Card Usage Per Minute Service Charge Per Call	See Section 4		 (N)

Issued: July 2, 2003Effective: July 2, 2003

Issued By: Aloysius T. Lawn, IV, Executive Vice President OHO0219

6805 Route 202

EXHIBIT B

CHECK SHEET

All sheets of this tariff are effective as of the date shown at the bottom of the respective sheet(s). Original and revised sheets as named below comprise all changes from the original tariff and are currently in effect as of the date of the bottom of this page.

SHEET	REVISION		SHEET	REVISION	
1	Original	*	33	Original	
2 3	Nineteenth	τ	34	Third	
3	Original		34.0.1	Original	
4 5 6	Original		34.0.2	Original	
5	Original		34.0.3	Original	
6	Original		34.0.4	Original	*
7	Original		34.0.5	Original	•
8	Original		34.1	Original	
9	Original		34.2	Third	
10	Original		34.2.1	Third	
11	Original		34.2.2	First	
12	Original		34.3	Original	
13	Original		34.4	Original	
14	Original		34.5	Original	
15	Original		35	First	
16	Original		36	Original	
17	Original		37	First	
18	Original		38	First	
18.1	Original		39	First	
18.2	Original		40	Original	
18.3	Original		41	Original	
19	Original		42	First	
20	Original		42.1	Third	
21	Original		42.1.1	Second	
22	First		42.1.2	Original	
23	Original		42.1.3	First	*
24	Original		42.2	Original	
25	Original		42.3	Third	
26	Original		42.3.1	Second	
27	Original		42.3.2	Original	
28	Original		42.4	Original	
29	First		42.5	Original	
30	Original		42.6	Original	
31	Original		43	Original	
32	Original		44	Original	
	v		45	Original	
			46	Original	
				-	

^{* -} indicates those sheets includes with this filing

Issued: January 5, 2004 Effective: January 5, 2004

OHO0219

Issued By: Aloysius T. Lawn, IV, Executive Vice President

6805 Route 202

TALK AMERICA INC.

PUCO Tariff No. 1

Original Page 34.0.5

SECTION 3 - DESCRIPTION OF SERVICE AND MAXIMUM RATES, CON'T.

3.16 Bundled Long Distance Service, con't.

3.16.13 Ohio 200 Plan

(N)

(N)

This plan consists of a monthly recurring charge and a per minute charge.

Issued: January 5, 2004

Issued By:

Aloysius T. Lawn, IV, Executive Vice President

6805 Route 202

New Hope, Pennsylvania 18938

Effective: January 5, 2004

OHO0219

PUCO Tariff No. 1 First Revised Sheet 42.1.3 Cancels Original Sheet 42.1.3

SECTION 4 - CURRENT RATES, CON'T.

4.14 Bundled Long Distance Service, Con't.

4.14.11 Bundle No. XIV (Talk Unlimited Plus Plan)

Monthly Long Distance Charge:

Standard Option

\$3.95

Premium Option \$6.95

Rate Per Minute

InterLATA

\$0.059

Travel Card

Usage Per Minute

See Section 4.18

Service Charge Per Call

See Section 4.18

4.14.12 Basic Additional Line for Bundled Plans

		IntraLATA
Rate Per Minute	\$0.059	\$0.059

Travel Card

Usage Per Minute See Section 4.18 Service Charge Per Call See Section 4.18

4.14.13 Ohio 200 Plan

Rate Per Minute	\$0.050	\$0.050	(N)
Travel Card Usage Per Minute Service Charge Per Call	See Section 4		(N)

Issued: January 5, 2004

Effective: January 5, 2004

OHO0219

Issued By: Aloysius T. Lawn, IV, Executive Vice President

6805 Route 202