

# The Public Utilities Commission of Unio

# TELECOMMUNICATIONS APPLICATION FORM (Effective: 10/01/2004) (Pursuant to Case Nos. 99-998-TP-COI and 99-563-TP-COI)

Œ	(Effective	ONS APPLICATION FOR: ve: 10/01/2004) 9-998-TP-COI and 99-563-TP-COI)	VECEINED.
In the Matter of the Applic To Make A Terms & Cond		) Case No. 05-621-T	P-ZTA
OPT-E-MAN Service		)	PM 2.
		of the Ohio Bell Telephone Com	TP-ZTA PUCOKETIKO DI
Regulatory Contact Person Regulatory Contact Person	(s) Robert J. Wentz 's Email Address	Phone (614) 223-7950 RW7817@sbc.com	Fax (614) 223-5955
Contact Person for Annual Consumer Contact Informa Date May 11, 2005	Report Michael R. Schaedler tion Kathy Gentile-Klein	Phone (216) 822-8307 Phone (216) 822-2395 TRF Docket No	o.90-5032-TP-TRF
Motion for waiver(s) file	der included with filing? ☐ Yes ■ No daffecting this case? ☐ Yes ■ No pplicable): ☐ CTS (IXC) ■ ILEC ☐ Other (explain)	[Note: waiver(s) tolls any au	

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.

	preferable <u>N</u>	<u>II</u> to combine different types of filings, but if you do so, you must file under the process with the <u>longest</u> applicable review period.			
This is to te accurate document	T Dlassa	in director the reason for submitting this form (sheet are)			
ğğ		indicate the reason for submitting this form (check <u>one</u> )			
瀬井 。	□ 1 (AAC)				
មាន មាន	□ 2 (ABN)	Abandonment of all Services			
(f 0 )	2 (1 CP)	□ a. CLEC (90-day approval, 10 copies) □ b. CTS (14-day approval, 10 copies) □ c. ILEC (NOT automatic, 10 copies)			
ည်းမွာပိ	□ 3 (ACE)	New Operating Authority for providers other than CMRS (30-day approval, 7 copies); for CMRS, see item No.15 on this page.			
li La	- 4 (4.00)	□ a. Switched Local □ b. Non-switched local □ c. CTS □ d. Local and CTS □ e. Other (explain)			
T G F	□ 4 (ACO)	LEC Application to Change Ownership (30-day approval, 10 copies)  LEC Application to Change Name (30-day approval, 10 copies)			
3 8 4	□ 6 (AEC)	Carrier-to-Carrier Contract Amendment to an agreement approved in a NAG or ARB case (30-day approval, 7 copies)			
end complete delivered in	B 0 (AEC)	NOTE: see item 25 (CTR) on page two of this form for all other contract filings.			
2	□ 7 (AMT)	LEC Merger (30-day approval, 10 copies)			
ក់ភិក ដែលស្	□ 8 (ARB)	Application for Arbitration (see 96-463-TP-COI for applicable process, 10 copies)			
chat the imag	□ 9 (ATA)	Application for Tariff Amendment for Tier 1 Services, Application to Reclassify Service Among Tiers, or Change to Non-Tier Service			
5 \$1 h 7 : 00	()	□ a. Tier 1 (and Carrier-to-Carrier tariff filings as set-forth in 95-845-TP-COI)			
		i. Pre-filing submittal (30-day pre-filing submittal with Staff and OCC; Do Not Docket, 4 copies)			
		ii. Now End User Service which has been preceded by a 30-day pre-filing submittal with Staff for all submittals and also with			
i è ji		OCC for Tier 1 residential services (0-day filing, 10 copies)			
# C 39 1 Pri 123		□ iii. New End User Service (NOT preceded by a 30-day filing submittal, 30-day approval, 10 copies)			
imagas		□ iv. New Carrier-to-Carrier Service which has been preceded by a 30-day pre-filing with Staff (0-day filing, 10 copies)			
15.		v. Change in Terms and Conditions, textual revision, correction of error, etc. (30-day approval, 10 copies)			
of a case		□ vi. Grandfather service (30-day approval, 10 copics)			
0 0	□ vii. Initial Carrier-to-Carrier Services Tariff subsequent to ACE approval (60-day approval, 10 copies)				
i gi		🗆 viii. Withdrawal of Tier I service must be filed as an "ATW", not an "ATA" - see item 12, below			
் இத்தி நடி		<ul> <li>□ b. Reclassification of Service Among Tiers (NOT automatic, 10 copies)</li> </ul>			
9 0		☐ c. Textual revision with no effect on rates for non-specific or non-tier service (30-day approval, 10 copies)			
orija ere	□ 10(ATC)	Application to Transfer Certificate (30-day approval, 7 copies)			
.⊢0 ⊬.⊬	□ 11 (ATR) LEC Application to Conduct a Transaction Between Utilities (30-day approval, 10 copies)				
Φ 01	□ 12 (ATW) Application to Withdraw a Tier 1 Service				
an an		□ 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)			
7	□ 15 (RCC)	For CMRS providers only to Register or to Notify of a Change in Operations (0-day notice, 7 copies)			
<b>k</b>	□ 16( <b>SLF</b> )	Self-complaint Application			
		a. CLEC only-Tier I (60-day automatic, 10 copies)			
105	- 17 (UNC)	□ b. Introduce or increase maximum price range for Non-Specific Service Charge (60-day approval, 10 copies)			
	□ 17(UNC)	Unclassified (explain) (NOT automatic, 15 copies) Tariff Notification Involving only Tier 2 Services			
472	■ 18(ZTA)				
Ś		NOTE: Notifications do not require or imply Commission Approval.  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)			
		■ 6. Change in Terms and Conditions, textual revision, correction of error, etc. (0-day nonce, 10 copies)  □ c. Withdrawal of service (0-day notice, 10 copies)			
	□ 19 Other	(NOT automatic, 15 copies)			
	a 17 Oute	(explain) (NOT automatic, 15 copies)			

#### THE FOLLOWING ARE TRF FILINGS ONLY, NOT NEW CASES (0-day notice, 3 copies)

- □ 20 Introduction or Extension of Promotional Offering
- $\square$  21 New Price List Rate for Existing Service
  - □ a. Tier l □ b. Tier 2
- □ 22 Designation of Registrant's Process Agent(s)
- □ 23 Update to Registrant's Maps
- 24 Annual Tariff Option For Tier 2 Services indicate which option you intend to adopt to maintain the tariff. NOTE, changing options is only permitted once per calendar year.
  - □ Paper Tariff □ Electronic Tariff. If electronic, provide the tariff's web address:

### THE FOLLOWING ARE CTR FILINGS ONLY, NOT NEW CASES (0-day notice, 7 copies)

# 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]	Completed Service Requirements Form.
0	[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.
	[3]	Brief description of service(s) proposed.
	[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.
	[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.
	[3a-b,3d]	Description of the class of customers (e.g., residence, business) that the applicant intends to serve.
	[3a-b,3d]	Documentation attesting to the applicant's financial viability, including the following:
L	[54-0,54]	An executive Summary describing the applicant's current financial condition, liquidity, and capital resources.
		Describe internally generated sources of cash and external funds available to support the applicant's operations that
		are the subject of this certification application.
		2) Copy of financial statements (actual and pro forma income statement and a balance sheet). Indicate if financial
		statements are based on a certain geographical area(s) or information in other jurisdictions
		3) Documentation to support the applicant's cash an funding sources.
	[3a-d]	Documentation attesting to the applicant's technical and managerial expertise relative to the proposed service offering(s) and
"	[Ja-u]	proposed service area.
	[3a-d]	Documentation indicating the applicant's corporate structure and ownership.
0	[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.
0	[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.
	[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)]	Customer receiving dial tone.
	[3a,3b,3d, 9a,(i-iii)]	Tariff sheet(s) listing the services and associated charges that must be paid prior to customer receiving dial tone (if applicable).
	[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.
a	[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.
<u> </u>	[3]	A sample copy of the customer bill and disconnection notice the applicant plans to utilize.
	[1,4,9,10-13,16-21]	Copy of superseded tariff sheet(s) & price list(s), if applicable, marked as Exhibit A.
_	[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.
H	[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 $\Box$ business; $\Box$ residence; or $\Box$ both. Also indicate whether it is $a \Box$ switched or $\Box$
	12,10,10-22,22]	dedicated service. Include this information in either the cover letter or Exhibit C.
L		decidence of the mediane and information in equal the cover fetter of Lamon C.

	[1,2,4,9a(v-vi), 5,10,16,18(b-c),	Specify which notice procedure has been/will be utilized: □ direct mail; □ bill insert; □ bill notation or ■ electronic mail.  NOTE:
	21]	☐ Tier 1 price list increases <b>must</b> be within an approved range of rates.
	211	□ SLF Filings – Do NOT send customer notice until it has been reviewed and approved by Commission Staff
	[2,4-5,9a(v),	Copy of real time notice which has been/will be provided to customers.
-	9b, 10,12-13,16,	NOTE: SLF Filings – Do NOT send customer notice until it has been reviewed and approved by Commission Staff
	18(b-c),20-21]	1012. SELT IMAGE SELT OF SELECTION OF SELECT
	[1,2,5,9a(v),11-13,	Affidavit attesting that customer notice has been provided.
_	18, 21(increase	Attituting that eastwine indice his seen provided.
	only)]	
	[2,12]	Copy of Notice which has been provided to ILEC(s).
	[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.
0	[14]	The interconnection agreement adopted by negotiation or mediation.
	[15]	For commercial mobile radio service providers, a statement affirming that registrant has obtained all necessary federal authority
		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.
	[15]	Exhibits must include company name, address, contact person, service description, and evidence of registration with the Ohio
		Secretary of State.
	[24]	Affidavit that total price of contract exceeds total cost of all regulated services.
	[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
	ļ	on an Ohio map attached to tariffs and textually described in tariffs by noting that it is reflecting a particular large
		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
l o		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.
<u> </u>		Other information apported by the Commission staff
_	F21	Other information requested by the Commission staff.
	[3]	Initial certification that includes Tier 2 Services, indicate which option you intend to adopt to maintain the tariff:
		□ Paper Tariff □ Electronic Tariff - If electronic, provide the web address for the tariff:

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]

IV. 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:

Kathy Gentile-Klein

Manager – Customer Complaints (216) 822-2395

45 Ericview Plaza

Cleveland, Ohio 44114

V. 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:

Robert J. Wentz

Manager - Dockets & Issues

(614) 223-7950

150 E. Gay Street

Columbus, Ohio 43215

<u>NOTE</u>: 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 for completion to the address and individual(s) identified in this Section unless another address or individual is so indicated.

VI. List Name(s), DBA(s) and PUCO Certification Number(s) of any affiliates you have operating in Ohio under PUCO authority, whether Telecommunication or other. (If needed, use a separate sheet and check here: a)

Ameritech Advanced Data Services of Ohio, Inc., d/b/a SBC Advanced Solutions, Inc., Cert. No. 90-5181; Cincinnati SMSA Limited Partnership, d/b/a Cingular, Cert. No. 90-5304; Ameritech Wireless Communications, Inc., d/b/a Cingular, Cert. No. 90-5354; Ameritech Mobile Communications, Inc., d/b/a SBC Paging, Cert. No. 90-5541, SBC Long Distance, Inc. Cert. No. 90-6150

#### **AFFIDAVIT**

#### Compliance with Commission Rules and Service Standards

I am an officer of the applicant corporation, SBC Ohio, and am authorized to make this statement on its behalf. I attest that these tariffs comply with all applicable rules, including the Minimum Telephone Service Standards (MTSS) for the state of Ohio. I understand that tariff notification filings do not imply Commission approval and that the Commission's rules, including the Minimum Telephone Service Standards, 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 declare under penalty of perjury that the foregoing is true and correct.

Executed on May 11, 2005 at Columbus, Ohio

Manager – Dockets & Issues May 11, 2005

\* 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.

## **VERIFICATION**

I, Robert J. Wentz verify that I have utilized, verbatim, the Commission's Telecommunications Application Form 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.

Manager – Dockets & Issues May 11, 2005

\*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.

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

THE OHIO BELL TELEPHONE COMPANY

SBC

P.U.C.O. NO. 20
PART 6 SECTION 9

PART 6 - Central Office Services SECTION 9 - Other Central Office Services

Original Sheet No. 29.1

3. OPT-E-MAN<sup>SM</sup> Service (cont'd)

#### C. TERMS AND CONDITIONS (cont'd)

The responsibility of the Company shall be limited to furnishing the (N) OPT-E-MAN network. Subject to this responsibility, the Company shall not be responsible for the through transmission of signals generated by CPE or for the quality of, or defects in, such transmission or the rejection of signal by CPE. The Company shall not be responsible for installation, operation, maintenance or adapting  $\ensuremath{\mathsf{OPT-E-MAN}}$  to the technological requirements of specific CPE. In addition, the Company shall not be responsible to the customer if changes in any of the equipment, operations or procedures of the Company used in the provisioning of OPT-E-MAN render any facilities provided by the customer obsolete; or require modification or alteration of such equipment or system; or otherwise affect its use or performance, provided the Company has met all applicable information disclosure requirements otherwise required by law. (N)

Issued: March 1, 2005 Effective: March 1, 2005

In accordance with an Order issued by the Public Utilities Commission of Ohio, dated January 6, 2003, Case No. 02-3069-TP-ALT.

THE OHIO BELL
TELEPHONE COMPANY

SBC Tariff P.U.C.O. NO. 20
PART 6 SECTION 9

PART 6 - Central Office Services SECTION 9 - Other Central Office Services 1st Revised Sheet No. 29.1 Cancels Original Sheet No. 29.1

#### 3. OPT-E-MAN<sup>SM</sup> Service (cont'd)

#### C. TERMS AND CONDITIONS (cont'd)

- 18. The responsibility of the Company shall be limited to furnishing the OPT-E-MAN network. Subject to this responsibility, the Company shall not be responsible for the through transmission of signals generated by CPE or for the quality of, or defects in, such transmission or the rejection of signal by CPE. The Company shall not be responsible for installation, operation, maintenance or adapting OPT-E-MAN to the technological requirements of specific CPE. In addition, the Company shall not be responsible to the customer if changes in any of the equipment, operations or procedures of the Company used in the provisioning of OPT-E-MAN render any facilities provided by the customer obsolete; or require modification or alteration of such equipment or system; or otherwise affect its use or performance, provided the Company has met all applicable information disclosure requirements otherwise required by law.
- 19. Customers will be permitted to move from a 10/100 Base T to a
  Gigabit Ethernet interface option (staying within the Basic or Basic
  Plus Connection or moving from the Basic to the Basic Plus
  Connection), however, the Nonrecurring Charge associated with the
  new Gigabit Ethernet Connection will apply. However, should a
  customer simply wish to move from Basic to Basic Plus (without any
  change to the interface option; for example, retaining the 10/100
  Base T interface), only the Service Order Change Charge will apply.
  See PRICES following.

  (N)

Issued: May 11, 2005 Effective: May 11, 2005

In accordance with an Order issued by the Public Utilities Commission of Ohio, dated January 6, 2003, Case No. 02-3069-TP-ALT.

SBC Ohio hereby revises Part 6, Section 9, of its SBC Tariff P.U.C.O. No. 20, to make a change in the terms & conditions that are associated with the OPT-E-MAN Service. With this change, language is added to clarify what charges are applicable when a customer moves from a 10/100 Base T connection, to a Gigabit Ethernet connection.

Exhibit C

State of Ohio	)	
	)	
	)	SS.
	)	
County of Franklin	)	

#### AFFIDAVIT OF ROBERT J. WENTZ

Robert J. Wentz, being first duly cautioned and sworn, deposes and says as follows:

- 1. I am the Manager Dockets & Issues for SBC Ohio, where one of my responsibilities is to prepare tariff applications such as the one this affidavit supports.
- 2. I am aware of the rule of the Public Utilities Commission of Ohio, Ohio Admin. Code Section 4901:1-6-17 that applications for abandonment of all services, withdrawal of a service, amendment of a certificate, change in carrier's name, price increases, and changes in terms and conditions of an existing service, must contain an affidavit attesting that prior actual customer notification was provided to the affected customers by bill insert, bill message, direct mail, or, if the customer consents, electronic mail. For cases in which the Commission review period is 30 days or less, the notice must be sent to customers at least 15 days prior to filing the application with the Commission. For cases in which the Commission review period is greater than 30 days, the customer notice must be filed simultaneously with the application being filed at the Commission. In addition to the affidavit, the application, when filed at the Commission, must include a copy of the actual notice that was sent to affected customers.
- 3. I have worked with our corporate customer notification group and have confirmed that a customer notice meeting the test of that rule has been provided.
- 4. Therefore, on information and belief, I hereby attest that the tariff application that this affidavit supports meets the requirements of that rule.

Sworn to and subscribed before me this

2005

Notary Public

ION F. KELLY, Attorney at Law NOTARY PUBLIC STATE OF OHIO My commission has no expiration date. Section 147.03 B. C.



Dear .

SBC is pleased to announce the newest upgrade to our OPT-E-MAN® Service. There are now more options available.

Effective May 11, 2005, you will be permitted to upgrade your connection from 10/100 Base T to Gigabit Ethernet.

Once the change is made, a new monthly recurring charge, as well as a one time non-recurring charge associated with the new speed, would apply.

This announcement is informational only, no action is required on your part. However, if you have any questions, please contact your Technical Sales Executive, at or by e-mail at a second com.

Thank you, we value your business!



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