

# NEWMAN, COMLEY & RUTH

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November 6, 2000

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The Honorable Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102-0360

FILED<sup>3</sup>

NOV 06 2000 *mk*

Missouri Public  
Service Commission

Re: OnSite Access Local, LLC  
Case No. TA-2000-692

Dear Judge Roberts:

Enclosed please find the original and five copies of the following substitute sheets:

Mo. P.S.C. No. 1, Original Sheet No. 6  
Mo. P.S.C. No. 1, Original Sheet No. 15  
Mo. P.S.C. No. 1, Original Sheet No. 17  
Mo. P.S.C. No. 1, Original Sheet No. 19  
Mo. P.S.C. No. 1, Original Sheet No. 20  
Mo. P.S.C. No. 1, Original Sheet No. 22  
Mo. P.S.C. No. 1, Original Sheet No. 24

These sheets were revised pursuant to Staff suggestion, and should be substituted for their original counterparts.

Please contact me if you have any questions.

Very truly yours,

NEWMAN, COMLEY & RUTH P.C.

By:

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MWC:ab

Enclosure

cc: Sara Buyak  
General Counsel's Office  
Tony S. Lee

200000980

SECTION 2. RULES AND REGULATIONS

2.1 Application of Tariff

- 2.1.1 This tariff contains the regulations and rates applicable to intrastate telecommunications services provided by the Company for telecommunications between points within the State of Missouri. The Company's services are furnished subject to the availability of facilities and subject to the terms and conditions of this tariff.
- 2.1.2 The rates and regulations contained in this tariff apply only to the services furnished by the Company and do not apply, unless otherwise specified, to the lines, facilities, or services provided by a local exchange telephone company or other common carrier for use in accessing the services of the Company.
- 2.1.3 The Subscriber is entitled to limit the use of the Company's services by Users at the Subscriber's facilities, and may use other common carriers in addition to or in lieu of the Company.
- 2.1.4 [RESERVED FOR FUTURE USE]

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OnSite Access Local, LLC  
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New York, NY 10018

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SECTION 2. RULES AND REGULATIONS (Cont'd)2.9 Contested Charges

All bills are presumed accurate, and shall be absolutely binding on the Subscriber unless an objection is received by the Company within thirty (30) days after such bills are rendered. In the case of a billing dispute between the Subscriber and the Company for service furnished to the Subscriber, which cannot be settled with mutual satisfaction, the Subscriber can take the following course of action within thirty (30) days of the billing date:

- 2.9.1 First, the Subscriber may request, and the Company will provide, an in-depth review of the disputed amount. (The undisputed portion and subsequent bills must be paid on a timely basis or the service may be subject to disconnect.)
- 2.9.2 Second, if there is still a disagreement about the disputed amount after the investigation and review by a manager of the Company, the Subscriber may file an appropriate complaint with the Public Service Commission of Missouri. The Commission's address is:

Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102  
Telephone: (573) 751-3234

2.10 Billing Entity Conditions

When billing functions on behalf of the Company are performed by local exchange telephone companies, or others, the payment conditions and regulations of such companies apply, including any applicable interest and/or late payment charge conditions.

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SECTION 2. RULES AND REGULATIONS (Cont'd)2.12 Telephone Surcharges/Taxes/Contributions

In addition to the rates and charges applicable according to the rules and regulations of this tariff, various surcharges and taxes may apply to charges incurred by and billed to the Subscriber on the monthly billing statement. The Subscriber is responsible for payment of any fees (including franchise and right-of-way fees), charges, surcharges, contributions and taxes (however designated) (including without limitation universal service contributions, telephone relay service contributions, sales, use, gross receipts, excise, access or other taxes but excluding taxes on the Company's net income) imposed by any local, state, or federal government on or based upon the provision, sale or use of the Company's services. Fees, charges, and taxes imposed by a city, county, or other political subdivision will be collected only from those Subscribers receiving service within the boundaries of that subdivision. All charges and fees subject to MOPSC jurisdiction except taxes and franchise fees will be submitted to the Commission for prior approval.

2.13 [reserved]

2.14 Promotions

The Company may from time to time offer promotional services, and will do so in accordance with the Commission's regulations, including securing the Commission's approval prior to implementation of any such promotions.

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SECTION 3 - DESCRIPTION OF SERVICES (Cont'd)3.2 Charges Based on Duration of Use

3.2.8 Each call is rated and billed in whole cents according to the following conventions:

- A. Commercial: For services offered by the Company, any rated call with a fraction of a cent less than \$0.004, will be rounded down to the nearest whole cent. Any rated call with a fraction of a cent \$0.005 or greater, will be rounded up to the nearest whole cent.

3.3 Product Descriptions3.3.1 Commercial Switched Outbound (1+)

Switched outbound services provide direct dialed (1+) long distance services to small to medium commercial Subscribers. Access to the network is available through presubscription (or 1+ access) and dial-up arrangements. The Minimum Service Period for One Plus Services is one month.

3.3.2 Commercial Switched Toll Free Service

Commercial Switched Toll Free Service permits Subscribers to receive calls from diverse locations. Under this arrangement, the Subscriber is billed for the charges, not the initiator of the call. Calls terminate to the Subscriber via switched access lines. All costs for interconnection shall be borne by the Subscriber. Prior to the installation of service, Subscribers may be required to submit estimates of call volume and traffic patterns to minimize instances of networking blocking. A minimum monthly usage charge may also be applicable.

3.3.3 Commercial Dedicated Outbound (1+)

Dedicated Outbound Services are dedicated service arrangements designed to accommodate the needs of medium to large size businesses. Under this arrangement, Subscribers access the Company's network via dedicated access facilities between the Subscriber's premises and the Company's point of presence. The Minimum Service Period for Service is one year, unless otherwise agreed upon by the Company. All charges for local interconnection facilities are equivalent to those assessed by the local access provider who furnishes the access facilities to the Subscriber. Payment for such charges shall be the responsibility of the Subscriber. When OSA orders the facility on behalf of the Subscriber, OSA will pass through the local access provider's charges on the OSA invoice to the Subscriber.

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SECTION 3 - DESCRIPTION OF SERVICES (Cont'd)3.3 Product Descriptions (cont'd)3.3.4 Commercial Dedicated Toll Free

Commercial Dedicated Toll Free Service permits Subscribers to receive calls from diverse locations. Under this arrangement, the Subscriber is billed for the charges, not the initiator of the call. Subscribers access the Company's network via dedicated access facilities between the Subscriber's premises and the Company's point of presence. The Minimum Service Period for Service is one year, unless otherwise agreed upon by the Company. All charges for local interconnection facilities are equivalent to those assessed by the local access provider who furnishes the access facilities to the Subscriber. Payment for such charges shall be the responsibility of the Subscriber. When OSA orders the facility on behalf of the Subscriber, OSA will pass through the local access provider's charges on the OSA invoice to the Subscriber.

All costs for interconnection shall be borne by the Subscriber. Prior to the installation of service, Subscribers may be required to submit estimates of call volume and traffic patterns to minimize instances of networking blocking.

3.3.5 Travel Card Services

Travel Services are services available to all Subscribers and authorized users for use at locations other than the Subscriber's premises. Access to the network is available through 1-800 or other toll-free access arrangements; the caller will then be prompted to dial the telephone number associated with the called station and an authorization code in order to complete the call.

3.3.6 Directory Assistance

Subscribers may request directory assistance from the Company.

3.3.7 Regional Calling Service

Regional Calling Service provides a Subscriber with the ability to originate calls from any access line to all other stations on the public switched telephone network within a LATA.

The Regional Calling Plan is available in all LATAs within the state. Per minute charges apply for each call. Timing is in six (6) second increments, with a minimum charge of eighteen (18) seconds per call.

3.3.8 Operator Services

The company will not bill for incomplete calls where answer supervision is available. Company will not bill for incomplete calls and will remove any charges for incomplete calls upon (i) subscriber notification or (ii) Company's knowledge.

The caller and billed party, if different from the caller, will be advised that the Company is the operator service provider at the time of the initial contact.

Rate quotes will be given upon request, at no charge, including all rate components and any additional charges.

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SECTION 4 - RATE SCHEDULE

Unless otherwise specified, the following rates are per minute of use as timed by the Company in seconds. On-Net Access Rates are for Subscribers in buildings or premises that have been wired for service by Onsite. Off-Net 1+ Rates are for Subscribers in buildings or premises not wired for service by OSA. Off-Net Dedicated Rates are for Subscribers in buildings or premises not wired for service by OSA, but directly access long distance service via a DS1 or DS3 provided by OSA.

4.1	<u>Commercial Switched Outbound (1+)</u>	<u>On-Net</u> <u>Off-Net 1+</u>
	Billing Minimum: Six Seconds	
	Billing Increments: Six Seconds	
	Rate: \$	\$0.0984 \$0.2300
4.2	<u>Commercial Switched Inbound</u>	<u>On-Net</u> <u>Off-Net 1+</u>
	Billing Minimum: Thirty Seconds	
	Billing Increments: Six Seconds	
	Rate: \$	\$0.0984 \$0.2300
4.3	<u>Commercial Dedicated Outbound</u>	<u>Off-Net</u>
	Billing Minimum: Six Seconds	
	Billing Increments: Six Seconds	
	Rate: \$	\$0.0984
4.4	<u>Commercial Dedicated 800/888/877 Inbound</u>	<u>Off-Net</u>
	Billing Minimum: Thirty Seconds	
	Billing Increments: Six Seconds	
	Rate: \$	\$0.0984

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SECTION 4 - RATE SCHEDULE (Cont'd)4.11 Public Pay Telephone Surcharge

In order to recover the Company's expenses to comply with the FCC's pay telephone compensation plan, effective October 7, 1997 (FCC 97-371), an undiscountable per call charge is applicable to all intrastate, interstate, and international calls that originate from any domestic pay telephone used to access the Company services. This surcharge, which is in addition to standard tariffed usage charges and any applicable service charges and surcharges associated with service, applies for the use of the instrument used to access the Company service and is unrelated to the Company service accessed from the pay telephone.

Pay telephones include coin-operated and coinless phones owned by local telephone companies, independent companies and other interexchange carriers. The Public Pay Telephone Surcharge applies to the initial completed call and any reoriginated call (i.e., using the # symbol).

Whenever possible, the Public Pay Telephone Surcharge will appear on the same invoice containing the usage charges for the surcharged call. In cases where proper pay telephone coding digits are not transmitted to the Company prior to completion of a call, the Public Pay Telephone Surcharge may be billed on a subsequent invoice after the Company has obtained information from a carrier that the originating station is an eligible pay telephone.

The Public Pay Telephone Surcharge does not apply to calls placed from pay telephones at which the Subscriber pays for service by inserting coins during the progress of the call.

Per Call Charge: \$0.24

4.12 Regional Calling Service

Rates set forth in this section apply to all direct-dialed regional calls. For operator-assisted regional calls, the operator charges listed in Section 4.8 apply in addition to the charges listed below.

Rate: \$0.3170

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