

Tariff File Number: JC-2006-0221

Company Name: Xspedius Management Co. Switched Services, LLC d/b/a Xspedius Communications

Effective Date: October 21, 2005

Purpose and Summary of Filing: Establish Access Recovery Charge

Xspedius Management Co. Switched Services, LLC d/b/a Xspedius Communications (Xspedius), a competitive local exchange telecommunications company serving only business customers, proposes to implement an Access Recovery Charge (ARC). The proposed ARC is not a fixed monthly recurring charge but instead it is calculated by applying a percentage to each customer's total monthly recurring charges for all services. Xspedius proposes the following ARC percentage schedule:

<u>Customer Account Monthly Recurring Charge Total</u>	<u>Monthly Recurring ARC Percentage</u>
\$1000+ Accounts	1.1%
\$500 to \$999.99	3.1%
\$300 to \$499.99	5.1%
Under \$300	7.1%

Xspedius notified its customers regarding the proposed ARC by a bill message issued on September 1, 2005. The customer notice includes the statement that the proposed fee is not a tax or charge imposed by a government entity. According to Xspedius officials, the charge will be used to recover costs related to recent increases in Xspedius' costs of gaining access to incumbent company's local networks, decreases to access rates that Xspedius can collect from long distance carriers, and the ongoing cost of maintaining local number portability. Xspedius also contends that it will be eliminating its Local Number Portability charge as a separate line item; however, that charge is not found in Xspedius' intrastate tariff.

The Staff states that the tariff meets the requirements of all applicable statutes, specifically, one or more of the following: Sections 392.200(8), 392.200(4), 392.455(3), 392.455(4), 392.515(1) and 392.500(2) RSMo 2000. The Staff is aware of a pending proceeding that may impact this tariff filing. Case No. TT-2002-129 et. al. has been remanded back to the Commission from the courts and pertains to the application of similar fees by other companies. The Commission's decision in that case may ultimately affect this Company's proposed surcharge. Staff has no objections to the filing.

Telecommunications Staff (Staff) Review completed by:	<u>Sherri Kohly</u>	Date: <u>10/13/05</u>
Telecommunications Managerial Staff Review completed by:	<u>WLV</u>	Date: <u>10/13/05</u>
Legal Staff Review completed by:	<u>WKH</u>	Date: <u>10/13/05</u>

☒ The Company is not delinquent.
☐ The Company is delinquent (☐ filing an annual report ☐ paying PSC assessment)

