

The Missouri Public Utility Commission in its order dated October 28, 2004 in case number TA2005-0045 expressly granted waiver of the following commission rules and statutes:

COMMISSION RULES

- | | |
|-----------------------|------------------------------|
| 4 CSR 240-10.020 | - depreciation fund income |
| 4 CSR 240-30.040 | - uniform system of accounts |
| 4 CSR 240-3.550(5)(C) | - exchange boundary maps |

STATUTES

- | | |
|------------|---|
| 392.210.2 | - uniform system of accounts |
| 392.240(1) | - just and reasonable rates |
| 392.270 | - valuation of property (ratemaking) |
| 392.280 | - depreciation accounts |
| 392.290 | - issuance of securities |
| 392.300.2 | - acquisition of stock |
| 392.310 | - stock and debt issuance |
| 392.320 | - stock dividend payment |
| 392.330 | - issuance of securities, debts and notes |
| 392.340 | - reorganization(s) |

Issued: March 1, 2005

Effective: April 15, 2005

Issued By:

Daniel E Meldazis, Director Regulatory Affairs
200 N. LaSalle Street
Chicago, IL 60601

SECTION 2: REGULATIONS2.5 Customer Deposits and Advance Payments2.5.1 Advance Payments

To safeguard its interests, the Company may require a Customer to make an advance payment of \$1500 before services and facilities are furnished. The advance payment will not exceed an amount up to two months of estimated monthly usage charges. In addition, where special construction is involved, the advance payment may also include an amount equal to the estimated non-recurring charges for the special construction and recurring charges (if any) for a period to be set between the Company and the Customer. The advance payment will be credited to the Customer's initial bill. An advance payment may be required in addition to a deposit.

2.5.2 Deposits

(A) To safeguard its interests, the Company may require the Customer to make a deposit to be held as a guarantee for the payment of charges. A deposit does not relieve the Customer of the responsibility for the prompt payment of bills on presentation. The deposit will not exceed an amount equal to:

- (1) three month's charges for a service or facility which has a minimum payment period of one month; or
- (2) the charges that would apply for the minimum payment period for a service or facility which has a minimum payment period of more than one month; except that the deposit may include an additional amount in the event that a termination charge is applicable.

(B) A deposit may be required in addition to an advance payment.

SECTION 2: REGULATIONS

2.5 Customer Deposits and Advance Payments (cont'd.)

2.5.2 Deposits (cont'd.)

- (C) When a service or facility is discontinued, the amount of a deposit, if any, will be applied to the Customer's account and any credit balance remaining will be refunded. Before the service or facility is discontinued, the Company may, at its option, return the deposit or credit it to the Customer's account. If the amount of the deposit is insufficient to cover the balance due to the Customer's account, the Company retains the right to collect any amounts owing after the deposit has been applied plus any costs related to the collection of any remaining balance.
- (D) Deposits held will accrue interest at a rate of 5.75% or as specified by the Missouri Public Service Commission without deductions for any taxes on such deposits. Interest will not accrue on any deposit after the date on which reasonable effort has been made to return it to the Customer.

Issued: March 1, 2005

Effective: April 15, 2005

Issued By:

Daniel E Meldazis, Director Regulatory Affairs
200 N. LaSalle Street
Chicago, IL 60601

SECTION 2: REGULATIONS2.6 Payment Arrangements (cont'd.)2.6.2 Billing and Collection of Charges (cont'd.)

- (D) Billing of the Customer by the Company will begin on the Service Commencement Date, which is the day on which the Company notifies the Customer that the service or facility is available for use, except that the Service Commencement Date may be postponed by mutual agreement of the parties, or if the service or facility does not conform to standards set forth in this tariff or the Service Order. Billing accrues through and includes the day that the service, circuit, arrangement or component is discontinued.
- (E) If any portion of the payment is received by the Company after the date due, or if any portion of the payment is received by the Company in funds which are not immediately available upon presentment, then a late payment penalty shall be due to the Company. The late payment penalty shall be the portion of the payment not received by the date due, multiplied by a late factor. The late factor shall be the lesser of:
 - (a) a rate of 1.5 percent per month; or
 - (b) the highest interest rate which may be applied under state law for commercial transactions.
- (F) The Customer will be assessed a charge of twenty-five dollars (\$25.00) for each check submitted by the Customer to the Company which a financial institution refuses to honor.
- (G) Customers have up to 90 days (commencing 5 days after remittance of the bill) to initiate a dispute over charges or to receive credits.
- (H) If service is disconnected by the Company in accordance with Section 2.6.3 following and later restored, restoration of service will be subject to all applicable installation charges.

Installation Non-Recurring Charge \$1000.00

Issued: March 1, 2005

Effective: April 15, 2005

Issued By:

Daniel E Meldazis, Director Regulatory Affairs
200 N. LaSalle Street
Chicago, IL 60601

SECTION 2: REGULATIONS

2.6 Payment Arrangements (cont'd.)

2.6.3 Discontinuance of Service for Cause (cont'd.)

- (G) Upon the Company's discontinuance of service to the Customer under Section 2.6.3(A) or 2.6.3(B), the Company, in addition to all other remedies that may be available to the Company at law or in equity or under any other provision of this tariff, may declare all future monthly and other charges which would have been payable by the Customer during the remainder of the term for which such services would have otherwise been provided to the Customer to be immediately due and payable (discounted to present value at six percent).

2.6.4 Notice to Company for Cancellation of Service

Customers desiring to terminate service shall provide the Company thirty (30) days verbal or written notice of desire to terminate service. Notices should be directed to:

Broadwing Communications LLC
200 North LaSalle
Chicago, IL 60601
Attn: Customer Care
1-888-362-2522

Issued: March 1, 2005

Effective: April 15, 2005

Issued By:

Daniel E Meldazis, Director Regulatory Affairs
200 N. LaSalle Street
Chicago, IL 60601