



Alan Kern

AT&T Services, Inc.
One AT&T Center
Room 3502
St. Louis, MO 63101
314-331-1610 Phone
314-247-0014 Fax
alan.kern@att.com

March 30, 2012

Mr. Steven Reed, Secretary
Missouri Public Service Commission
200 Madison Street Suite 500
Jefferson City, MO 65102-0360

Re: Notice of Election and Withdrawal of AT&T Communications of the Southwest, Inc. Tariffs Pursuant to §392.461, RSMo, enacted by House Bill No. 338

Dear Mr. Reed:

As a result of recent changes in state law governing the regulation of telecommunications services in Missouri, §392.461, RSMo was enacted on August 28, 2011 by House Bill No. 338. Section 392.461 allows telecommunications companies, upon notice to the Missouri Public Service Commission (“Commission”), to elect to be exempt from the requirement that they offer retail services to residential or business end users only through tariff, and to withdraw such tariffs. However, the law requires them to publish generally available retail prices on a website.

AT&T Communications of the Southwest, Inc. (“the Company”) hereby gives the Commission notice of its election to be exempt from tariff filing requirements relating to, and of its intent to withdraw, the below-listed tariffs.

- Message Telecommunications Services Tariff, P.S.C. MO No. 15
- Local Exchange Services Tariff, P.S.C. MO No. 21
- Custom Network Service Tariff, P.S.C. MO No. 22
- Private Line Services Tariff-Schedule 9, P.S.C. MO No. 23
- Private Line Services Tariff-Schedule 11, P.S.C. MO No. 24
- Dataphone Digital Services Tariff, P.S.C. No. 10
- Local Exchange Services Tariff, P.S.C. No. 2

This Notice of Election and Withdrawal shall become effective May 1, 2012. The Company will make available its rates, charges, terms and conditions for its retail telecommunications services on its website at www.att.com/servicepublications.

Please refer any questions on this matter to me on 314-331-1610.

Very truly yours,

/s/ Alan Kern

I certify that a copy of the foregoing, including attachments, is being sent via e-mail to the Office of Public Counsel at opcservice@ded.mo.gov this 30th day of March 2012.

Alan Kern

CANCELLED Attachment

November 8, 2012
Missouri Public
Service Commission
TA-2012-0408

JX-2012-0538
Effective May 1, 2012

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13	Additional Administrative and Operational Functions
14	Reserved for Future Use
15	Reserved for Future Use
	Price List
	Promotional Offerings

Issued: November 26, 2002

Effective: December 26, 2002

CANCELLED
December 15, 2010
Missouri Public
Service Commission
JX-2011-0242

Leslie O Buford, District Manager
227 West Monroe Street
Chicago, Illinois 60606

P.S.C. Mo. No. 23
AT&T COMMUNICATIONS OF THE SOUTHWEST, INC.
PRIVATE LINE SERVICES TARIFF-SCHEDULE 9

Title Page
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Pursuant to applicable Missouri law, the Company is a competitive telecommunications company and all services offered by it are competitive telecommunications services.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

Leslie O Buford, District Manager
227 West Monroe Street
Chicago, Illinois 60606

WAIVER OF RULES AND REGULATIONS

STATUTORY PROVISIONS

<u>SECTION(S)</u>	<u>PROVISION(S)</u>
Section 392.240.1	General rate case filings
Section 392.270	Authority to ascertain value of property
Section 392.280	Depreciation accounts
Section 392.290	Right to issue stocks, bonds, indebtedness
Section 293.310	Approval of issuance of stocks, bonds, indebtedness
Section 392.320	Certificate requirement prior to issuance of stocks, bonds, etc.
Section 392.330	Accounting for disposition of funds from sale of stocks, bonds
Section 392.340	Approval required for reorganizations

PUBLIC SERVICE COMMISSION RULES

4 CSR 240-10.020	Depreciation fund income
4 CSR 240-30.010(2)(C)	Copies of rate schedules
4 CSR 240-30.040(1),(2), (3),(5) and (6)	Uniform system of accounts
4 CSR 240-32.030(1)(B)	Exchange boundary maps
4 CSR 240-32.030(1)(C)	Access line and grade of service complaints
4 CSR 240-32.030(2)	In-state record keeping
4 CSR 240-32.050(3)	Information at business offices
4 CSR 240-32.050(4)	Telephone directories
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4 CSR 240-32.050(6)	Telephone number changes
4 CSR 240-32.070(4)	Coin telephones
4 CSR 240-33.030	Minimum charge rules
4 CSR 240-33.040(5)	Finance Fee
4 CSR 240-33.020(1)(C)	Variance for bi-monthly billing
4 CSR 240-33.040(1)	Variance for bi-monthly billing

Issued: November 26, 2002

Effective: December 26, 2002

Leslie O Buford, District Manager
227 West Monroe Street
Chicago, Illinois 60606

Cancelled
December 13, 2008
Missouri Public
Service Commission
JX-2009-0353

Filed
Missouri Public
Service Commission
JX-2009-0353

WAIVER OF RULES AND REGULATIONS

STATUTORY PROVISIONS

<u>SECTION(S)</u>	<u>PROVISION(S)</u>	
Section 392.210.2	Uniform System of Accounts	(AT)
Section 392.240.1	General rate case filings	
Section 392.270	Authority to ascertain value of property	
Section 392.280	Depreciation accounts	
Section 392.290	Right to issue stocks, bonds, indebtedness	
Section 392.300	Transfer of Property and Ownership of Stock	(AT)
Section 293.310	Approval of issuance of stocks, bonds, indebtedness	
Section 392.320	Certificate requirement prior to issuance of stocks, bonds, etc.	
Section 392.330	Accounting for disposition of funds from sale of stocks, bonds	
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PUBLIC SERVICE COMMISSION RULES

4 CSR 240-10.020	Depreciation fund income	
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4 CSR 240-32.030(2)	In-state record keeping	
4 CSR 240-32.050(3)	Information at business offices	
4 CSR 240-32.050(4)	Telephone directories	
4 CSR 240-32.050(5)	Call interception	
4 CSR 240-32.050(6)	Telephone number changes	(RT)
4 CSR 240-33.030	Minimum charge rules	(RT)
4 CSR 240-33.020(1)(C)	Variance for bi-monthly billing	(RT)

WAIVER OF RULES AND REGULATIONS

PUBLIC SERVICE COMMISSION RULES

4 CSR 240- 3.550(4)(5A)
4 CSR 240-32.060
4 CSR 240-32.070
4 CSR 240-32.080
4 CSR 240-33.040(1-3)(5-10)
4 CSR 240-33.045
4 CSR 240-33.080(1)
4 CSR 240-33.130(1)(4)(5)

Issued: August 28, 2008

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

Carol E. Paulsen, Director Regulatory
1010 N. Saint Mary's Street
San Antonio, TX 78215

Effective: September 27, 2008

FILED
Missouri Public
Service Commission

P.S.C. Mo. No. 23
AT&T COMMUNICATIONS OF THE SOUTHWEST, INC.

PRIVATE LINE SERVICES TARIFF-SCHEDULE 9

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Issued: November 15, 2010

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

Effective: December 15, 2010

Carol E. Paulsen, Director Regulatory
208 S. Akard St.
Dallas, TX 75202

FILED
Missouri Public
Service Commission
JL-2010-0281

P.S.C. Mo. No. 23
AT&T COMMUNICATIONS OF THE SOUTHWEST, INC.
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Issued: November 26, 2002

Effective: December 26, 2002

CANCELLED
December 15, 2010
Missouri Public
Service Commission
JX-2011-0242

Leslie O Buford, District Manager
227 West Monroe Street
Chicago, Illinois 60606

P.S.C. Mo. No. 23
AT&T COMMUNICATIONS OF THE SOUTHWEST, INC.

PRIVATE LINE SERVICES TARIFF-SCHEDULE 9

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Issued: November 15, 2010

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

Carol E. Paulsen, Director Regulatory
208 S. Akard St.
Dallas, TX 75202

Effective: December 15, 2010

FILED
Missouri Public
Service Commission
JL-2010-0281

PREFACE

EXPLANATION OF SYMBOLS

CODING OF TARIFF REVISIONS

Revisions to this tariff are coded through the use of symbols. These symbols appear in the right margin of the sheet. The symbols and their meanings are:

- (DR) Indicates discontinued rate
- (AT) Indicates addition to text
- (RT) Indicates removal of text
- (CR) Indicates change in rate
- (CP) Indicates change in practice
- (CT) Indicates change in text
- (NR) Indicates new rate
- (C) Indicates a correction
- (MT) Indicates moved text

TRADEMARKS AND SERVICE MARKS

The following marks, to the extent, if any, used throughout this tariff, are trademarks and service marks of American Telephone and Telegraph Company.

<u>Trademarks</u>	<u>Service Marks</u>
NONE	DATAPHONE® ACCUNET®

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

Leslie O Buford, District Manager
227 West Monroe Street
Chicago, Illinois 60606

PREFACE

EXPLANATION OF ABBREVIATIONS

ac	- alternating current	LATA	- Local Access and Transport Area
Adm.	- Administrator	LDMTS	- Long Distance Message Telecommunications Service
ARDS	- ACCUNET Reserved Digital Service	LEC	- Local Exchange Company Interexchange
ASCII	- American Standard Code for Information	Mbps	- megabits per second
AT&T	- American Telephone and Telegraph Company	mcs	- Microseconds
bps	- bits per second	MF	- Multifrequency Pulsing
CNCC	- Customer Network Control Center	MHz	- megahertz
dB	- decibel	MO	- Missouri
dc	- direct current	MTS	- Message Telecommunications Service
DS0	- Digital Signal Level 0	NPA	- Numbering Plan Area
DS1	- Digital Signal Level 1	NXX	- Local Exchange Central Office Code
DS3	- Digital Signal Level 3	ONAL	- Off-Network Access Line
FCC	- (F.C.C.) Federal Communications Commission	PBX	- Private Branch Exchange
Hz	- hertz	SRA	- Selective Routing Arrangement
ICB	- Individual Case Basis	SWBT	- Southwestern Bell
IOC	- Inter Office Channel	USOC	- Uniform Service Order Code
kbps	- kilobits per second	V & H	- Vertical and Horizontal
kHz	- kilohertz	WATS	- Wide Area Telecommunications Service

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

Leslie O Buford, District Manager
227 West Monroe Street
Chicago, Illinois 60606

PREFACE

HOW TO USE THIS TARIFF

GENERAL

This tariff contains regulations and rates applicable to private line inter office services. A private line inter office service consists of the components furnished under this tariff.

TARIFF STRUCTURE

This tariff is subdivided into 14 major sections which describe the terms, conditions and rates under which private line inter office services are offered. These sections are:

- Section 1. Application of Tariff - defines the scope of this tariff.
- Section 2. General Regulations - the general regulations applicable to all services offered in this tariff.
- Section 3. General Description - a general description of the types of services offered in this tariff.
- Section 4. Inter Office Channel Mileage Measurement - the regulations and procedures for measuring airline mileage for use in rate calculations.
- Section 5. Pricing Examples and Calculations - provides pricing examples and calculations for various services and rate plans.
- Section 6. Promotional Offerings
- Section 7. ACCUNET T1.5 Services - description, special regulations and rates.
- Section 8. ACCUNET T45 Services - description, special regulations and rates.
- Section 9. ACCUNET Spectrum of Digital Services - description, special regulations and rates.
- Section 10. DATAPHONE Digital Services - description, special regulations and rates.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

Leslie O Buford, District Manager
227 West Monroe Street
Chicago, Illinois 60606

PREFACE

HOW TO USE THIS TARIFF (Continued)

SCHEDULE STRUCTURE (Continued)

Section 11. AT&T Private Line Interoffice Channel Sonet Services -
description, special regulations and rates.

Section 12. Miscellaneous Functions and Arrangements

Section 13. Additional Administrative and Operational Functions -
descriptions, special regulations and rates that apply to
administrative and operational functions such as Customer-
Directed Participative Testing.

Section 14. (Reserved for Future Use)

LOCATION OF MATERIAL

To locate material in this tariff, refer to the Master Table of Contents
for the number of the Section desired.

ABBREVIATIONS AND DEFINITIONS

In the front of this tariff is a list of the abbreviations used in the
tariff (see Explanation of Abbreviations, Preface, Sheet 2). In addition,
the General Regulations section contains a Definitions sub-section which
defines certain technical terms and terms which have a specific meaning
within the context of this tariff (see Definition of Terms, Section 2.10).

Issued: November 26, 2002

Effective: December 26, 2002

CANCELLED
December 15, 2010
Missouri Public
Service Commission
JX-2011-0242

Leslie O Buford, District Manager
227 West Monroe Street
Chicago, Illinois 60606

P.S.C. Mo. No. 23
AT&T COMMUNICATIONS OF THE SOUTHWEST, INC.

PRIVATE LINE SERVICES TARIFF-SCHEDULE 9

Preface
1st Revised Sheet 4
Replacing Original Sheet 4

PREFACE

HOW TO USE THIS TARIFF (Continued)

SCHEDULE STRUCTURE (Continued)

- Section 11. AT&T Private Line Interoffice Channel Sonet Services - description, special regulations and rates.
- Section 12. Miscellaneous Functions and Arrangements
- Section 13. Additional Administrative and Operational Functions - descriptions, special regulations and rates that apply to administrative and operational functions such as Customer-Directed Participative Testing.
- Section 14. (Reserved for Future Use)
- Section 15. (Reserved for Future Use) (AT)
- Section 16. AT&T Ultravailable Network (UVN) Services - description, special regulations and rates. (AT)
(AT)
- Section 17. AT&T Wavelength Private Line (WPL) Services - description, special regulations and rates. (AT)
(AT)

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Issued: November 15, 2010

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

Effective: December 15, 2010

Carol E. Paulsen, Director Regulatory
208 S. Akard St.
Dallas, TX 75202

FILED
Missouri Public
Service Commission
JL-2010-0281

PREFACE

HOW TO USE THIS TARIFF (Continued)

TECHNICAL PUBLICATION INFORMATION

The issue and availability dates of the Technical Publications referenced in this tariff are as follows:

<u>Publication Number</u>	<u>Issue Date</u>	<u>Date Available to Public</u>
41449	March 1986	June 1, 1986
41451	January 1983	May 17, 1983
41451, Addendum	August 1983	September 2, 1983
41458	May 1984	June 25, 1984
41459	April 1986	June 1, 1986
41459, Addendum	May 1987	May 19, 1987
41459, Appendix 2	April 1988	May 10, 1988
43202	May 1985	June 1, 1985
43801	November 1982	December 30, 1982
43802	July 1982	August 1, 1982
54010	January 1984	January 23, 1984
54011	February 1988	March 28, 1988
54014	June 1987	June 1987
54014, Addendum 2	May 1988	May 1988
54015	January 1984	February 1, 1984
54016	March 1986	May 2, 1986
54019	September 1987	October 1987
54019A, Addendum 1	April 1988	April 1988
54070	September 1986	October 28, 1986
54075	August 1985	September 1, 1985
62200	June 1983	June 30, 1983
62210	May 1985	September 1, 1985
62310	September 1983	September 16, 1983
62411	October 1985	December 12, 1985
62414	January 1989	January 1989
Compatibility Bulletin 119	October 1979	November 1, 1979
Bellcore Technical Reference TR-NPL 000335, Revision 2	November 1987	November 1987
Bellcore Technical Reference TR-NPL 000336, Issue 1	October 1987	October 1987

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

Leslie O Buford, District Manager
227 West Monroe Street
Chicago, Illinois 60606

P.S.C. Mo. No. 23
AT&T COMMUNICATIONS OF THE SOUTHWEST, INC.
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Preface
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PREFACE

HOW TO USE THIS TARIFF (Continued)

TECHNICAL PUBLICATION INFORMATION (Continued)

The Technical Publications listed above, except Bellcore Technical References TR-NPL 000335, Revision 2, and TR-NPL 000336, Issue 1, may be ordered from:

AT&T CIC
G.P.O. Box 19901
Indianapolis, IN 46219

Bellcore Technical References may be obtained from:

Bellcore Customer Service, 60 New England Avenue, Piscataway, NJ 08854-4196.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

Leslie O Buford, District Manager
227 West Monroe Street
Chicago, Illinois 60606

PREFACE

HOW TO USE THIS TARIFF (Continued)

FORMAT

A. SHEET NUMBERING

Sheet numbers appear in the upper-right corner of the sheet. Sheets are numbered sequentially, within a section. When a new sheet is added between existing sheets with whole numbers, a decimal is added. For example, a new sheet added between sheets 34 and 35 would be 34.1.

B. SHEET REVISION NUMBERS

Revision numbers also appear in the upper-right corner of the sheet. These numbers are used to determine the most current sheet version on file with the Commission. For example, 4th Revised Sheet 34 cancels 3rd Revised Sheet 34.

C. NUMBERING SEQUENCE

There are nine levels of alpha-numeric coding. Each level is subservient to its next higher level. The following is an example of the numbering sequence used in this schedule.

2
2.1
2.1.1
2.1.1.A.
2.1.1.A.1.
2.1.1.A.1.a.
2.1.1.A.1.a.(1)
2.1.1.A.1.a.(1)(a)

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

Leslie O Buford, District Manager
227 West Monroe Street
Chicago, Illinois 60606

PREFACE

HOW TO USE THIS TARIFF (Continued)

FORMAT (Continued)

D. REFERENCES TO OTHER SECTIONS AND OTHER TARIFFS

Whenever reference is made to other sections, subsections or sub-subsections, within this tariff, the location is listed in its entirety, (i.e., Section 2.1). For reference to other tariffs, the tariff name and location is listed in its entirety, (i.e., AT&T F.C.C. No. 10).

When reference is made to an item within the same sub-subsections it is not necessary to repeat the sequence leading to that subsection, only the specific location of the referenced item is listed (i.e., C.1.(b) preceding).

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

Leslie O Buford, District Manager
227 West Monroe Street
Chicago, Illinois 60606

1. APPLICATION OF TARIFF

1.1 GENERAL INFORMATION

This tariff contains a general statement relative to the filing of rates and regulations, the territory served and service rendered, and the availability of tariff sheets.

Effective July 31, 2001 all references herein to AT&T FCC Tariffs, insofar as the service offering set forth in the AT&T FCC tariffs have been or become detariffed, shall be construed to be references to the AT&T Business Services Guides located at <http://www.att.com/serviceguide/business>.

1.1.1 APPLICABILITY

This tariff is applicable to intrastate private line service or channels furnished or made available by the Company, over facilities wholly within or partly within and partly without the State of Missouri, between stations, all of said stations being within the authorized territory of the Company in Missouri.

1.1.2 FILING OF RATES AND REGULATIONS

The rates and charges applicable at any given time are covered in this tariff furnished to the Missouri Public Service Commission by the Company:

Prior to the effective date of any changes in the rates and charges, the Company will furnish the Commission a new tariff reflecting the changed rates and charges.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

Leslie O Buford, District Manager
227 West Monroe Street
Chicago, Illinois 60606

1. APPLICATION OF TARIFF

1.1 GENERAL INFORMATION (Continued)

1.1.3 TERRITORY SERVED - SERVICE RENDERED - REGULATIONS

The Company renders private line services and channels throughout the territory served by it as shown in its tariffs which include a description of the service furnished and filed herewith.

Intrastate service is furnished to service points within or outside local exchange areas and within or between the Local Access and Transport Areas (LATAs) in the State of Missouri. Such service points are set forth in AT&T Tariff F.C.C. No. 10.

The procedure which will be followed by the Company in rendering service is set forth in Section 2 which includes definitions explaining phrases and terms used.

Each sheet bears an issuing date and the date upon which it became effective.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

Leslie O Buford, District Manager
227 West Monroe Street
Chicago, Illinois 60606

2. GENERAL REGULATIONS

2.1 UNDERTAKING OF THE COMPANY

2.1.1 GENERAL

A private line service is furnished for the transmission of communications. It consists of one or more channels or office connections, and may include channel options or access. Private line service may also consist solely of an office connection or an office function.

Private line service is provided on a monthly basis.

The Company is responsible for end-to-end service between Customers' premises when (1) a private line service uses the Access Coordination Function and a Local Channel, or (2) a service uses the Access Coordination Function and other access. When a Customer obtains the Access Coordination Function, all components of the resulting end-to-end service which are provided by the Company will begin service on the same date, unless otherwise specified by the Customer. Service dates of components are independent of each other when the Customer does not obtain the Access Coordination Function.

The Company does not transmit messages. However, the private line services it furnishes are suitable for that purpose.

2.1.2 TRANSMISSION MEDIUM

The Company selects and/or arranges the facilities and/or equipment used to provide a private line service. The Company may modify or change the facilities and equipment at any time subject to the regulations in Section 2.8.1 following. Any suitable technology or combination of technologies may be used with the following exceptions:

- ACCUNET T1.5 does not use satellite technology.
- ACCUNET T45 Inter Office Channels are provided via fiber optic technology or on terrestrial digital facilities at the discretion of the Customer when fiber optic facilities are not available.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

Leslie O Buford, District Manager
227 West Monroe Street
Chicago, Illinois 60606

2. GENERAL REGULATIONS

2.1 UNDERTAKING OF THE COMPANY (Continued)

2.1.3 PROVISION OF A PRIVATE LINE SERVICE

Private line services are offered under this tariff subject to the availability of suitable facilities and equipment.

A. ENGINEERING, INSTALLATION AND MAINTENANCE

The Company fully supports the private line services provided under this tariff through engineering, installation and maintenance efforts. The Company will assure that each private line service functions properly within its specified transmission, signaling or switching parameters. The characteristics of each type of private line service are described in the respective service sections.

1. ENGINEERING

The Company will engineer a private line service to meet its transmission parameters and/or equipment specifications. The Company publishes certain technical information (e.g., interface specifications) which the Customer can obtain in the form of Technical Publications, as specified in this tariff (see Technical Publication Information, Sheet 17). Additional information concerning the make-up of the private line service may also be ordered (see Provision of a Design Layout Report, Section 13.2.6).

2. INSTALLATION

The Company will schedule installation activity to meet the due date of the private line service. If the Customer's request that installation activity be performed at other than the Company's scheduled time results in premium payment for labor, additional charges will apply (see Additional Installation/Maintenance Functions, Section 13.2.2).

3. MAINTENANCE

The Company will maintain and repair the private line service which it provides.

Issued: November 26, 2002

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2. GENERAL REGULATIONS

2.1 UNDERTAKING OF AT&T (Continued)

2.1.4 THROUGH TRANSMISSION OF SIGNALS

AT&T is responsible for engineering, operating and maintaining the private line services it provides. It is also responsible for the quality of transmission or signaling on the private line services it provides.

2.1.5 LIMITATIONS ON THE PROVISION OF A PRIVATE LINE SERVICE

A. AVAILABILITY

A private line service is offered, subject to:

1. The availability of the facilities and equipment required to provide the service. If a shortage of these components exists, the installation of those required to furnish Long Distance Message Telecommunications Service will take precedence.

B. RESTORATION OF PRIVATE LINE SERVICES

In the event of failure, private line services will be restored in compliance with Part 64, Subpart D, of the FCC's Rules and Regulations (see Telecommunications Service Priority (TSP) Provisioning/Restoration Priority, Section 13.2.4).

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2. GENERAL REGULATIONS

2.1 UNDERTAKING OF AT&T (Continued)

2.1.6 TRANSFER OR ASSIGNMENT

A private line service may be transferred or assigned to a new Customer, provided that:

- A. The Customer of record (former Customer) requests in writing that the Company transfer or assign the private line service to the new Customer.
- B. The new Customer notifies AT&T in writing that it agrees to assume all obligations of the former Customer at the time of transfer or assignment. These obligations include: (1) all outstanding indebtedness for the private line service, (2) the unexpired portion of any applicable minimum payment period(s), and (3) any applicable termination liability(ies).
- C. The private line service is not interrupted or relocated at the time the transfer or assignment is made.
- D. AT&T acknowledges the transfer or assignment in writing. The acknowledgment will be made within 15 days of receipt notification.

The transfer or assignment does not relieve or discharge the former Customer from remaining jointly and severally liable with the new Customer for any obligations existing at the time of transfer or assignment. These obligations include: (1) all outstanding indebtedness for the private line service, (2) the unexpired portion of any applicable minimum payment period(s), and (3) any applicable termination liability(ies).

2.1.7 PROVISION OF A DESIGN LAYOUT REPORT

The Customer may order the make-up of the facilities used to provide a service. This is referred to as the Design Layout Report. The rates and a description of the information provided are contained in Section 18.2.6 (see Provision of a Design Layout Report, Section 13.2.6).

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2. GENERAL REGULATIONS

2.2 USE

2.2.1 GENERAL

A private line service may be used for any purpose consistent with its transmission or switching parameters.

2.2.2 RESALE OR SHARED USE

When a private line service is resold or shared, the Customer may advise its User that a portion of its service is provided by AT&T. However, the Customer shall not represent that AT&T jointly participates with the Customer in the provision of its services.

2.3 (RESERVED FOR FUTURE USE)

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2. GENERAL REGULATIONS

2.4 RESPONSIBILITIES OF AT&T

2.4.1 LIABILITY

- A. AT&T's liability, if any, for its willful misconduct is not limited by this schedule. With respect to any other claim or suit, by a Customer or by any others, for damages associated with the installation, provision, termination, maintenance, repair or restoration of a private line service, and subject to the provisions of B. through E. following, AT&T's liability, if any, including but not limited to any liability for negligent acts or omissions, breach of warranty, breach of contract, or otherwise, shall not exceed an amount equal to the proportionate charge provided for under this tariff for the private line service for the period during which the service was affected. This liability for damages shall be in addition to any amounts that may otherwise be due the Customer under this tariff as a Credit Allowance for Interruptions (see Credit Allowances for Interruptions, Section 2.7).
- B. AT&T is not liable for any act or omission of any other carrier providing a portion of a private line service, nor shall AT&T hold any other carrier providing a portion of a private line service liable for any act or omission of AT&T.
- C. AT&T shall be indemnified, defended and held harmless by the Customer and User against all claims, losses or damages arising from the use of private line services furnished pursuant to this schedule, involving:
1. Claims for libel, slander, invasion of privacy, or infringement of copyright arising from any communication;
 2. Claims for patent infringement arising from combining or using the private line service furnished by the Company in connection with facilities or equipment furnished by others; or
 3. All other claims arising out of any act or omission of others relating to private line services provided pursuant to this schedule.

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2. GENERAL REGULATIONS

2.4 RESPONSIBILITIES OF AT&T (Continued)

2.4.1 LIABILITY (Continued)

- D. No license under patents (other than the limited license to use) is granted by AT&T or shall be implied or arise by estoppel, with respect to any private line service offered under this tariff. AT&T will defend the Customer and User against claims of patent infringement arising solely from the use by the Customer or User of private line services offered under this schedule and will indemnify such Customer or User for any damages awarded based solely on such claims.
- E. AT&T's failure to provide or maintain private line services under this tariff shall be excused by labor difficulties, governmental orders, civil commotions, preemption of existing services to restore service in compliance with Part 64, Subpart D, Appendix A, of the FCC's Rules and Regulations, acts of God and other circumstances beyond AT&T's reasonable control, and any such failures to provide or maintain services shall be subject only to the Credit Allowances for Interruptions provisions of this tariff.

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2. GENERAL REGULATIONS

2.5 RESPONSIBILITIES OF THE CUSTOMER

2.5.1 GENERAL

The Customer's general responsibilities are described in this section. When a Local Channel or other access is connected to a private line service, the Customer assumes additional responsibilities that are described in the Connections section of this schedule (see Connections, Section 2.8).

A. PLACEMENT OF ORDERS, PAYMENT OF BILLS AND COMPLIANCE WITH REGULATIONS

The Customer is responsible for placing orders, complying with schedule regulations and for assuring that its Users comply with schedule regulations. The Customer is also responsible for the payment of bills for private line service. The Customer may appoint an agent to act on its behalf as specified in B. following.

1. INFORMATION THE CUSTOMER MUST PROVIDE

When a Customer places an order for a private line service, the following information must be provided so that the Company can design, install, maintain and bill the private line service ordered:

- The category of private line service, interface and signaling (if required),
- The AT&T Central Offices involved, when access is provided by the Customer,
- The Customer's billing name and address, and
- The design information contained in the design layout record for other access when an order is placed to connect other access without the Access Coordination Function.

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2. GENERAL REGULATIONS

2.5 RESPONSIBILITIES OF THE CUSTOMER (Continued)

2.5.1 GENERAL (Continued)

B. AGENCY AGREEMENT

AT&T will accept orders from an agent appointed by the Customer. An agency appointment must be sent to AT&T in writing. If directed by the Customer, the bill for the private line service will be sent to the agent. The bill will be issued in the name of the Customer, in care of the agent.

The Customer retains responsibility for compliance with tariff regulations and any act or omission of the agent, regardless of any limitations the Customer may place on the agent's authority.

C. AVAILABILITY FOR MAINTENANCE, TESTING OR MODIFICATIONS

The Customer must make a private line service available for maintenance, testing, or implementation of changes it has ordered, at any reasonable, mutually agreeable time. Occasionally an impairment may only be evident at certain times (e.g., a certain hour of the day). In such cases, the private line service must be made available for testing during the same time periods if the trouble condition is to be corrected.

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2. GENERAL REGULATIONS

2.5 RESPONSIBILITIES OF THE CUSTOMER (Continued)

2.5.1 GENERAL (Continued)

D. DAMAGE TO A PRIVATE LINE SERVICE

The Customer must pay AT&T for replacement or repair of a private line service when damage results from:

- The negligence or willful act of the Customer or others authorized by the Customer,
- Improper use of the private line service, or
- Any use of equipment or systems provided by the Customer or others authorized by the Customer.

After receipt of payment for the damages, AT&T will cooperate with the Customer in its claim against any third party causing the damage.

E. ANCILLARY ACCESS CHARGES

The Customer is responsible for the payment of any ancillary labor charges incurred, on its behalf, under the Local Exchange Company(ies)'s access service tariffs, when the Access Coordination Function is furnished with access.

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2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES

2.6.1 GENERAL

The charge for a private line service may be a recurring and/or a nonrecurring charge.

2.6.2 APPLICATION OF CHARGES

The charges billed are based on the rates that are in effect in this schedule during the period that the private line service is furnished. If the rates for a period covered by a bill change after the bill has been rendered, the bill will be adjusted to reflect the new charges (see Fractional Charges and Credits, Section 2.6.9).

2.6.3 PAYMENT OF CHARGES

Payment is due upon presentation of a bill for the private line service furnished. A private line service may be discontinued for nonpayment of a bill (see Violation of Regulations, Section 2.9).

2.6.4 MINIMUM PAYMENT PERIOD AND NOTICE OF DISCONTINUANCE

A. MINIMUM PAYMENT PERIOD

The minimum payment period is the minimum period for which the Customer is required to make payment for the private line service. The charges applicable to the minimum payment period include the recurring charge(s) plus any nonrecurring and/or special construction charge(s) that may apply.

The minimum payment period is calculated from the date that billing started after (1) the initial installation, or (2) a reinstallation after a change.

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2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.4 MINIMUM PAYMENT PERIOD AND NOTICE OF DISCONTINUANCE (Continued)

A. MINIMUM PAYMENT PERIOD (Continued)

Minimum payment period charges apply if the Customer discontinues a private line service component before the specified minimum payment period expires. The minimum payment period for a given private line service component is specified in the section of this tariff applicable to that private line service component.

B. NOTICE OF DISCONTINUANCE

AT&T requires notice when private line services are to be discontinued. The required notice period and the application of charges, if any, are specified in the tariff applicable to the specific private line service.

2.6.5 ADVANCE PAYMENTS AND DEPOSITS

A. ADVANCE PAYMENT

An advance payment will be required before a private line service is provided only when a Customer has a history of late payments to AT&T or when a Customer's financial responsibility is not a matter of record. The advance payment will equal the charges for the minimum payment period and the applicable nonrecurring charges. In addition, the advance payment will include an amount equal to the estimated non-recurring charges and one month's recurring charges (if any) when special construction is involved. In addition the advance payment will be credited on the Customer's bill(s). A deposit may apply in addition to an advance payment (see Deposits, following).

2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.5 ADVANCE PAYMENTS AND DEPOSITS (Continued)

B. DEPOSITS

To safeguard its interests, AT&T will only require a Customer which has a proven history of late payments to AT&T or whose financial responsibility is not a matter of record, 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 the sum of the charges for the minimum payment period for the private line service.

If a Termination Charge or a Maximum Termination Liability is specified, the deposit may include an additional amount. This additional amount will not exceed the maximum charge(s) specified for the Termination Charge or Maximum Termination Liability.

An advance payment may be required in addition to a deposit (see Advance Payment, preceding).

1. INTEREST ON A CASH DEPOSIT

The amount of the deposit may be refunded at any time at the option of the Company or it will be refunded at the termination of the service either by the Customer or the Company, less such sums as may be due the Company for service rendered. Simple interest at the rate of nine per cent per annum will be paid on deposits held thirty days or more. Payment of the interest to the Customer shall be annually if requested by the Customer, or at the time the deposit is returned or credited to the Customer's account.

2. RETURN OF A DEPOSIT

A deposit will be credited to a Customer's account, and any credit balance remaining will be refunded, when a Customer has established credit, or when the Customer has established a prompt payment record with AT&T for one year, or when the private line service for which the deposit had been required, is discontinued.

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2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.5 ADVANCE PAYMENTS AND DEPOSITS (Continued)

B. DEPOSITS

To safeguard its interests, AT&T will only require a Customer which has a proven history of late payments to AT&T or whose financial responsibility is not a matter of record, 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 the sum of the charges for the minimum payment period for the private line service.

If a Termination Charge or a Maximum Termination Liability is specified, the deposit may include an additional amount. This additional amount will not exceed the maximum charge(s) specified for the Termination Charge or Maximum Termination Liability.

An advance payment may be required in addition to a deposit (see Advance Payment, preceding).

1. INTEREST ON A CASH DEPOSIT

The amount of the deposit may be refunded at any time at the option of the Company or it will be refunded at the termination of the service either by the Customer or the Company, less such sums as may be due the Company for service rendered. Simple interest at the rate of up to 6% per annum shall be credited or paid to the customer while the deposit is held by AT&T. Payment of the interest to the Customer shall be annually if requested by the Customer, or at the time the deposit is returned or credited to the Customer's account. (CT)

2. RETURN OF A DEPOSIT

A deposit will be credited to a Customer's account, and any credit balance remaining will be refunded, when a Customer has established credit, or when the Customer has established a prompt payment record with AT&T for one year, or when the private line service for which the deposit had been required, is discontinued.

2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.6 TYPES OF CHARGES

There are two types of charges, recurring and nonrecurring.
These charges are as follows:

A. RECURRING CHARGES

The recurring charges for a private line service are listed in the applicable service section as:

1. MONTHLY CHARGE

A monthly charge applies each month or fraction thereof that a private line service is furnished. Monthly charges start on the day after the private line service is installed, but not before the due date of the order unless the Customer agrees to an earlier installation. Charges accrue through and include the day that the private line service is discontinued. Monthly charges will be billed in advance. When the billing date and the date that the private line service is started, changed, or discontinued do not coincide, the charges will be adjusted to reflect the fractional part of the month involved (see Fractional Charges and Credits, Section 2.6.9). For billing purposes each month is considered to have 30 days.

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2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.6 TYPES OF CHARGES (Continued)

B. NONRECURRING CHARGES

A nonrecurring charge applies for an activity, such as an installation or a change, ordered by the Customer. A nonrecurring charge applies for each activity performed. The charge may differ according to the work activity involved. Other charges, such as Termination Charges, are also classified as nonrecurring charges. In addition, other charges for specific functions as stated in this schedule are applied on a nonrecurring basis. Following is a description of the generic nonrecurring charges. Other non-recurring charges are described in Sections 2.6.7, 2.6.8 and in Section 18, following.

1. INSTALLATION CHARGE

An Installation Charge applies when a private line service is furnished. Installation Charges are listed in the appropriate sections of this tariff (see also Change of an Order, Section 2.6.7.E and Change in Service Arrangement, Section 2.6.8).

2. MOVE CHARGE

A move charge applies when the physical location of the termination of an Inter Office Channel, an office connection, an office function or local channel is changed at the Customer's request. A move of any of these is considered to be the discontinuance of service at the old location and the reinstallation of the service at the new location. Installation charges apply only for the components that are moved. A new minimum payment period will be established.

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2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.6 TYPES OF CHARGES (Continued)

B. NONRECURRING CHARGES (Continued)

2. MOVE CHARGE (Continued)

When a component with a Termination Charge is moved, the customer may elect either of the following options:

- Pay the unexpired portion of the Termination Charge. A new Termination Charge will be established at the new location, or
- Keep the component, subject to the unexpired portion of the Termination Charge, and pay the costs of moving the component. If the Customer requests a quotation of those moving costs prior to placing an order, the charges will be estimated on the basis of the costs involved.

3. TERMINATION CHARGE

A Termination Charge applies when a Customer orders the discontinuation of a private line service before the expiration of a specified period of time. Termination charges apply to specific components as set forth in the appropriate sections of this schedule. The charge has two elements, a dollar amount and a specified period of time. This period, expressed in months, is shown in brackets next to the dollar amount (e.g., \$10,000[120]) in the appropriate sections of this tariff. The Termination charge is determined by multiplying the dollar amount by the ratio of the unexpired portion of the specified period of time. A description and example of the process for determining Termination Charges follows:

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2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.6 TYPES OF CHARGES (Continued)

B. NONRECURRING CHARGES (Continued)

3. TERMINATION CHARGE (Continued)

- (a) Identify the number of months in the specified period. This is shown in brackets following the dollar amount, e.g., [60] = 60 months.
- (b) Identify the number of months that the private line service has been furnished, including fractions or months.
- (c) Subtract the number of months the private line service has been furnished from the number of months in the specified period to obtain the unexpired portion of the specified period (a-b).
- (d) Divide the unexpired portion of the specified period by the specified period to obtain the charge ratio to be used (c divided by a).
- (e) Multiply the dollar amount by the charge ratio to obtain the charge to be made (Termination Charge amount x d).

Example:

Dollar Amount = \$60,000
Specified Period [] = [60] months
Time Furnished = 40 months

Step 1:

Unexpired Portion of Specified Period = Specified Period
- Time Furnished
60 - 40 = 20

Step 2:

Charge Ratio = $\frac{\text{Unexpired Portion of Specified Period}}{\text{Specified Period}}$

$\frac{20}{60} = 1/3$

Step 3:

Charge To Be Made = Dollar Amount x Charge Ratio
\$60,000 x 1/3 = 20,000

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2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.6 TYPES OF CHARGES (Continued)

C. SPECIAL CONSTRUCTION

1. Rates and charges for special construction will be based on estimated costs incurred by the Company and may include: (1) non-recurring type charges, (2) recurring type charges, (3) termination liabilities, (4) or combination thereof. Special construction rates and charges are in addition to rates and charges in this tariff.
2. Special construction is that construction undertaken:
 - a. Where facilities are not presently available, and there is no other requirement for the facilities so constructed.
 - b. Of a type other than that which the Company would normally utilize in the furnishing of its services.
 - c. Over a route other than that which the Company would normally utilize in the furnishing of its services.
 - d. In a quantity greater than that which the Company would normally construct to serve the Customer's needs.
 - e. On a temporary basis until permanent facilities are available.
 - f. Involving abnormal costs.
 - g. In advance of its normal construction on an expedited basis.

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2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.6 TYPES OF CHARGES (Continued)

C. SPECIAL CONSTRUCTION (Continued)

3. Where special construction of facilities has been started prior to the cancellation, and there is no other requirement for the specially constructed facilities, a charge equal to the costs incurred in the special construction, less net salvage applies, except that where one or more, but not all, of the services involved in the special construction are canceled, a charge equal to the cost, less net salvage, incurred for the discontinued services applies instead. Net salvage is determined based on the value of reusable material, less cost of removal. In determining the charge, each canceled service is treated as discontinued as of the date on which it was to have been placed in service.
4. Installation or special construction of facilities for a customer is considered to have started when the Company incurs any expense in connection therewith or in preparation therefore which would not otherwise have been incurred; provided, the customer has advised the Company to proceed with the installation or special construction.

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2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.6 TYPES OF CHARGES (Continued)

C. SPECIAL CONSTRUCTION (Continued)

5. No charge applies where special construction has been started prior to cancellation and it is determined by the Company there is another requirement for the facilities.
6. No charge applies where the applicant cancels an application for service prior to the start of special construction of facilities.
7. A request for charges for special construction will be subject to a special quotation charge for the direct administrative and engineering costs associated with the preparation of that particular quotation. The amount of such charges will be credited to the account of the Customer when an order for that particular special construction is received within 90 days of the quotation. The Customer will authorize, through a designated representative, the request for a quotation before the Company undertakes any work involved in developing such quotations.

2.6.7 CANCELLATION, DELAY OR CHANGE OF AN ORDER

The regulations set forth in this section for the cancellation, delay or change of an order apply to all private line service components.

When an order for a private line service is placed, a due date will be established. That due date will be confirmed with the Customer. In the event that a due date is delayed as set forth in A. or B. following, the due date for the order will be changed to reflect the number of days of delay or advance, as appropriate.

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2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.7 CANCELLATION, DELAY OR CHANGE OF AN ORDER (Continued)

A. DELAY OF A DUE DATE BY THE CUSTOMER

A Customer may delay the due date of an order involving the installation, move or rearrangement of a private line service when:

- B. following is not applicable and the request for the delay is received by AT&T prior to the order's due date, and
- The total delay measured from the order's initial due date does not exceed 30 cumulative calendar days.

Orders involving the discontinuance of a private line service may be delayed at any time prior to the due date. There will be no maximum delay period for these orders.

1. MAXIMUM DELAY PERIOD

When the Customer has delayed an order for the maximum 30 cumulative calendar day period, the order may not be delayed again by the Customer. In such case, unless B. following applies, the Customer has the option to (1) accept billing for the private line service ordered, or (2) cancel the order and pay the applicable cancellation charge for the private line service ordered. The billing or cancellation is effective on the 30th cumulative calendar day of the delay.

If the Customer elects to accept billing, the installation will be completed as soon as reasonably practical after the Customer advises AT&T that the installation can be completed.

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2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.7 CANCELLATION, DELAY OR CHANGE OF AN ORDER (Continued)

B. DELAY OF A DUE DATE BY AT&T

AT&T will make every reasonable effort to assure that the private line service ordered is furnished on the due date. However, in some cases a delay in the installation may be unavoidable. If an order is delayed beyond its due date for more than 30 cumulative calendar days and such delay is not requested or caused by the Customer, the Customer may cancel the order without cancellation charges applying.

C. CANCELLATION OF AN ORDER

A critical date schedule is established by AT&T for each private line service placed by a Customer. AT&T uses this schedule to identify key activities in the service order process, to monitor the progress of the installation, and to administer the schedule of cancellation charges. Critical date schedules may vary between service orders. The specific critical dates which have been established for a given order can be obtained from the Customer's AT&T sales negotiator.

The critical dates monitored by the Company are:

- Application Date (APP): The date on which the Customer provides a firm commitment and sufficient information to AT&T to proceed with issuance of a firm order for service.
- Scheduled Issue Date (SID): The date on which the service order is entered into AT&T's service order distribution system.
- Design Layout Report Date (DLRD): The date on which the Design Layout Report (DLR) or access interface information is received by AT&T from the LEC.

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2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.7 CANCELLATION, DELAY OR CHANGE OF AN ORDER (Continued)

C. CANCELLATION OF AN ORDER (Continued)

- Records Issue Date (RID): The date on which all circuit design and assignment information is sent to the Central Office installation force.
- Wired and Office Tested Date (WOT): The date by which all intraoffice wiring is completed, all plug-ins are optioned and aligned, and frame continuity is established.
- Circuit Test and Acceptance (CTA) Date: The date on which overall testing of the service is completed.
- Due Date (DD): The date that has been established for completion of the installation of a private line service.

If an order for a private line service is canceled by the Customer prior to the SID, no charge applies. For cancellations by the Customer on or after the SID, a cancellation charge will apply to each cancelled order. The amount of the cancellation charge will vary according to the category of service ordered and the date reached in the critical date schedule.

Cancellation charges applicable to the components of each category of private line service are listed in the service-specific sections of this tariff except for ACCUNET T45 Services. For this exception, the lesser of the following charges apply if the order is canceled:

- A charge equal to an estimate of the net costs incurred in such installation, or
- The charge for the *minimum* payment period of the service ordered by the Customer as provided in this schedule.

If the Customer or the Company delays the due date of an order, in accordance with A. or B. preceding, the critical date schedule for the order will be revised for those critical dates not yet passed. Subsequent cancellation of the delayed order by the Customer will cause a cancellation charge based on the revised schedule to be incurred.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

Leslie O Buford, District Manager
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Chicago, Illinois 60606

2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.7 CANCELLATION, DELAY OR CHANGE OF AN ORDER (Continued)

D. CANCELLATION INVOLVING SPECIAL CONSTRUCTION

If a Customer cancels an order which involves special construction, the applicable charges for the special construction are those set forth in Section 2.6.6.C preceding. Those charges are in addition to any charges which are applicable under this tariff for the cancellation of an order.

E. CHANGE OF AN ORDER

When a Customer changes the office connection or the channel options on a order before the due date, such a change is considered to be a design change. A Design Change Charge applies as specified in this tariff (see Design Change Charge, Section 18.2.5). A change in the location of an IOC is considered to be a cancellation of the order. If the change does not involve all portions of a private line service but causes the remainder of the service to be delayed more than 30 days beyond its due date, the Customer has the option of (1) accepting billing for the components on the remainder of the service or (2) cancelling those components and paying the applicable cancellation charge.

A Customer's order for modification of a private line service after the service date is considered to be a change in service arrangement, as specified in Section 2.6.8 following.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

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2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.8 CHANGE IN SERVICE ARRANGEMENT

When a Customer requests that a private line service be changed after the service date, charges are determined in accordance with A. and B. following.

A. WHEN CHARGES APPLY

Charges apply for the following changes:

1. When a change involves (1) a change from one transmission speed or bandwidth to another, it is considered to be the discontinuance of one private line service and the installation of a new private line service. Installation charges apply for the new private line service and a new minimum payment period is established.
2. When a change involves a change in the office connection or in conditioning, it is considered to be the discontinuance and reinstallation of the private line service involved. Installation charges for the changed components, as appropriate, apply. A new minimum payment period is not established. Installation charges for components continued in use do not apply. A component is considered to be continued in use if (1) there is no break in billing for the recurring charge(s) for the component(s), (2) the component is not changed.
3. For all other changes to a private line service, excluding those changes identified in B. following, the installation charge for the component involved applies.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

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2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.8 CHANGE IN SERVICE ARRANGEMENT

B. WHEN CHARGES DO NOT APPLY

Charges do not apply for the following changes:

1. When the Customer for the private line service changes due to corporate purchase, merger, reorganization or transfer or assignment of the private line service and no physical change in the service (e.g. change in the interface, change in signaling, etc.) is requested by the new Customer.
2. When the jurisdiction of a private line service changes and no physical change is requested by the Customer.
3. When a private line service is discontinued, unless a Termination Charge applies as set forth in 2.6.6.B.3, preceding.
4. When the change involves a change in AT&T records only (e.g., change in billing address).

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

Leslie O Buford, District Manager
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2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.9 FRACTIONAL CHARGES AND CREDITS

A. COMPUTING CHARGES OR CREDITS FOR A FRACTIONAL PART OF A MONTH

When rates are stated on a monthly basis, each month is considered to have 30 days for billing purposes. Charges or credits for a fractional part of a month are calculated by counting the number of days remaining in the billing period after the private line service is furnished or has been discontinued. The number of days remaining in the billing period (including the 31st day of a 31-day month, if applicable) are counted starting with the day after the date on which the private line service was furnished or discontinued. Divide that figure by 30 days. The resultant fraction is then multiplied by the monthly charge to arrive at the fractional monthly charge or credit.

Example: Private line service furnished/discontinued on the 15th day of a 30-day month.

Monthly Charge = \$1,000.00

No. of Days Remaining in Billing Period = 15 days

Billing Month = 30 days

Fraction Monthly Charge/
Credit = $\frac{\text{No. of Days Remaining in Billing Period}}{\text{Billing Month}} \times \text{Monthly Charge}$

Fraction Monthly Charge/
Credit = $\frac{15}{30} \times \$1,000.00$

Fraction Monthly Charge/
Credit = \$500.00

Issued: November 26, 2002

Effective: December 26, 2002

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2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.9 FRACTIONAL CHARGES AND CREDITS (Continued)

A. COMPUTING CHARGES OR CREDITS FOR A FRACTIONAL PART OF A MONTH
(Continued)

In the prior example, the number of days remaining in the billing period would be 13 for a 28-day month and 16 for a 31-day month. The same process would be used for computing the fractional monthly charge or credit.

B. COMPUTING FRACTIONAL CHARGES OR CREDITS FOR A RATE CHANGE

When a monthly rate is changed (increased or decreased) as a result of a schedule revision, the additional charge or credit is calculated as follows.

1. MONTHLY RATES

For any fractional part of a month, count the number of days remaining in the billing period (including the 31st day of a 31-day month) starting with the effective date of the rate change. Divide that figure by 30 days (billing month). The resultant fraction is then multiplied by the amount of the monthly rate change to arrive at the fractional charge or credit for the rate change.

Issued: November 26, 2002

Effective: December 26, 2002

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2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.9 FRACTIONAL CHARGES AND CREDITS (Continued)

B. COMPUTING FRACTIONAL CHARGES OR CREDITS FOR A RATE CHANGE
(Continued)

1. MONTHLY RATES (Continued)

Example: Rate change effective on the 12th day of the 28 day month.

Old Monthly Charge	=	\$1,000.00
No. of Days Remaining in Billing Period	=	17 days
Billing Month	=	30 days
Fractional Part of Month Billed at the New Rate	=	$\frac{17}{30}$
Rate Change	=	\$60 monthly increase
Fractional charges or Credit for the Rate Change	=	$\frac{17}{30}$ monthly increase
Billing for the Month in which the Rate Change Occurred (for a rate decrease Subtract the fractional charges)	=	\$1,000 + \$34 = \$1,034.00
Subsequent New Monthly Charges	=	\$1,000 + \$60 = \$1,060.00

In the above example, the number of days remaining in the billing period would be 19 for a 30-day month and 20 for a 31-day month. The same process would be used for computing the fractional monthly charge or credit.

C. ROUNDING TO THE NEAREST CENT

If the computed charge(s) or credit include one-half cent or more, the fraction is rounded up to the next higher cent. Fractions of less than one-half cent are disregarded.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
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Service Commission
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2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.10 LATE PAYMENT CHARGE

If any portion of the Customer's payment is received by the Company after the payment due date, or if any portion of the payment is received by the Company in funds which are not immediately available upon presentment, subject to billing and system availability, a Late Payment Charge shall be due to the Company, provided billing capability exists. The Late Payment Charge shall be the portion of the payment not received by the date due, multiplied by a factor. The late payment factor shall be 1.5% per month (18% annually), and will apply to all amounts in excess of \$25.00 previously billed on a Customer's bill, including arrears and Late Payment Charges, and which remain unpaid within 30 calendar days from the invoice date. The minimum Late Payment Charge is \$5.00.

Late Payment Charges do not apply to the disputed portion of unpaid balances, if resolved in favor of the Customer. The disputed portion of unpaid balances, if resolved in favor of the Company, may be subject to the Late Payment Charge as of the original due date noted on the Customer's bill. Undisputed amounts of the same bill may be subject to the Late Payment Charge if they remain unpaid by the due date noted on the Customer's bill.

Collection procedures and security deposit requirements are unaffected by the application of the Late Payment Charge.

The Late Payment Charge does not apply to final accounts.

2. GENERAL REGULATIONS

2.6 PAYMENTS AND CHARGES (Continued)

2.6.12 DUPLICATE BILL CHARGES

(AT)

A. General

1. Subject to Company retention policies, availability of the bill(s), and ability of the Company to retrieve the bill(s), a customer may request a paper copy of their bill(s). A Duplicate Bill Charge may apply upon a customer's request for duplicate copies of their telephone bill(s) in accordance with the charges specified following, unless stipulated differently in the customer's contract. This service will be available where billing and technology exist.
2. The Duplicate Bill Charge, as defined in section 2.6.12.B, will not be applied in the following instances:
 - a. When a customer is currently subscribing to a service to receive additional copies of their bills;
 - b. When customers request a copy of the bill because of non-receipt of an initial bill after new connect, transfer or change of address orders;
 - c. When customers have not received a bill due to Company error in the address of the bill;
 - d. When a customer requests a copy of the current month bill or final bill;

B. Rates and Charges

Duplicate Bill Charge, mailed via standard US mail only:

Per bill copy charge	\$5.00
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C. Liability

With respect to any claim or suit, by a customer or any others, for damages arising from delays, errors or omissions, or the failure to provide bill copies, Company's liability, if any, shall not exceed the amount paid for the service.

(AT)

Issued: December 22, 2006

Effective: January 22, 2007

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

Leslie O. Buford, District Manager
227 West Monroe Street
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Filed
Missouri Public
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2. GENERAL REGULATIONS

2.7 CREDIT ALLOWANCES FOR INTERRUPTIONS

2.7.1 GENERAL

A credit allowance will be given when a private line service is interrupted, except as specified in Section 2.7.2 following. An interruption period begins when the Customer reports a private line service to be interrupted and releases it for testing and repair. An interruption period ends when the private line service is operative. Only the interrupted portion of the private line service will receive a credit. If the Customer reports a private line service to be inoperative but declines to release it for testing and repair, it is considered to be impaired, but not interrupted.

In addition, there are specific credit allowance regulations that only apply to a particular private line service. Those regulations are specified in the section of the tariff which is applicable to the specific private line service.

2.7.2 WHEN CREDIT ALLOWANCE DOES NOT APPLY

Credit allowance does not apply for:

- A. Interruptions caused by the negligence of the Customer or others authorized by the Customer to use the Customer's service.
- B. Interruptions due to the failure of power, equipment, systems or connections not provided by AT&T pursuant to this tariff,
- C. Interruptions during any period when the Customer or User has released a private line service for maintenance or rearrangement purposes, or for the implementation of a Customer order,

Issued: November 26, 2002

Effective: December 26, 2002

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2. GENERAL REGULATIONS

2.7 CREDIT ALLOWANCES FOR INTERRUPTIONS (Continued)

2.7.2 WHEN CREDIT ALLOWANCE DOES NOT APPLY (Continued)

- D. Interruptions which continue because of the Customer's failure to authorize replacement of any element of special construction. The period for which credit is not allowed, begins on the seventh day after the Customer receives AT&T's written notification of the need for such replacement. It ends on the day after receipt of the Customer's written authorization for such replacement.
- E. Interruptions during periods when the Customer elects not to release the private line for testing and/or repair,
- F. Interruptions caused by the failure of access, or
- G. An interruption or group of interruptions, resulting from a common cause, for amounts less than one dollar.

2.7.3 USE OF ANOTHER MEANS OF COMMUNICATION

If the Customer elects to use another means of communications during the period of interruption, the Customer must pay the charges for the alternative service used.

2.7.4 TEMPORARY SURRENDER OF A PRIVATE LINE SERVICE

In certain instances, the Customer may be asked to surrender a private line service for purposes other than maintenance, testing or activity relating to a service order. If the Customer consents, a credit will be given. One day's credit will be given for each 24 hour period or fraction thereof that the service is surrendered.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
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2. GENERAL REGULATIONS

2.7 CREDIT ALLOWANCES FOR INTERRUPTIONS (Continued)

2.7.5 CALCULATION OF CREDIT ALLOWANCES

The credit allowances for all private line services are set forth in this section.

For calculating credit allowances for monthly services, every month is considered to have 30 days.

- A. (RESERVED FOR FUTURE USE)
- B. ALL OTHER PRIVATE LINE SERVICES

A credit allowance will be given for all other private line services that are interrupted for 30 minutes or more with the exception of ACCUNET T1.5 Services as described in Section 2.7.5.B.2 following and ACCUNET T45 Services as described in Section 2.7.5.B.3 following. The credit allowance is determined in the following manner.

- (a) Calculate the Average Point Value by adding the total monthly charges for the private line service. That sum is then divided by the total number of AT&T Central Offices on the service to obtain the Average Point Value.
- (b) Calculate the Average Point Value for one full day by dividing the Average Point Value for one month by 30 days:
 - a. divided by 30.
- (c) Multiply the Average Point Value for one day by the interruption period to be credited (see Calculation Table, B.1 following) in order to determine the credit for one point: $b. \times \text{interruption period.}$

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Effective: December 26, 2002

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2. GENERAL REGULATIONS

2.7 CREDIT ALLOWANCES FOR INTERRUPTIONS (Continued)

2.7.5 CALCULATION OF CREDIT ALLOWANCES (Continued)

B. ALL OTHER PRIVATE LINE SERVICES (Continued)

- d. Multiply the credit for one point by the number of AT&T Central Offices affected to determine the credit allowance for the service: $c. \times$ number of AT&T Central Offices affected.

Example 1: A two-point ASDS Service with two AT&T Central Offices.

Length of interruption = three hours.

Total monthly charge.	= \$1,200
Average Point Value	= $\frac{\$1,200}{2}$ = \$600
Average Point Value for one full day	= \$ $\frac{600}{30}$ = \$20
Amount credited for one point	= \$ 20 \times 1/5 = \$4.00
Total credit for the number of AT&T Central Offices affected	= \$ 4.00 \times 2 = \$8.00

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
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2. GENERAL REGULATIONS

2.7 CREDIT ALLOWANCES FOR INTERRUPTIONS (Continued)

2.7.5 CALCULATION OF CREDIT ALLOWANCES (Continued)

B. ALL OTHER PRIVATE LINE SERVICES (Continued)

Example 2: A multipoint ASDS Service with six AT&T Central Offices. Length of interruption = three hours. Service to only three AT&T Central Offices is affected (i.e., service to the remaining three AT&T Central Offices continued in use).

Total monthly charge	= \$4,800
Average Point Value	= $\frac{\$4,800}{6}$ = \$800
Average Point Value for one full day	= \$ $\frac{800}{30}$ = \$26.67
Amount credited for one point	= \$26.67 x 1/5 = \$5.34
Total credit for the number of AT&T Central Offices affected	= \$ 5.34 x 3 = \$16.02

1. CALCULATION TABLE

The following table is used for calculating credit allowances for interruptions.

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Effective: December 26, 2002

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2. GENERAL REGULATIONS

2.7 CREDIT ALLOWANCES FOR INTERRUPTIONS (Continued)

2.7.5 CALCULATION OF CREDIT ALLOWANCES (Continued)

B. ALL OTHER PRIVATE LINE SERVICES (Continued)

1. CALCULATION TABLE (Continued)

a. INTERRUPTIONS OF 24 HOURS OF LESS

<u>Length of Interruption</u>	<u>Interruption Period to be Credited</u>
Less than 30 minutes	None
30 minutes up to, but not including 3 hours	1/10 day
3 hours up to, but not including 6 hours	1/5 day
6 hours up to, but not including 9 hours	2/5 day
9 hours up to, but not including 12 hours	3/5 day
12 hours up to, but not including 15 hours	4/5 day
15 hours up to 24 hours inclusive	One day

Two or more interruptions of 30 minutes or more, during any period up to but not including three hours, shall be considered as one interruption.

b. INTERRUPTIONS OVER 24 HOURS

Interruptions over 24 hours will be credited 1/5 day for each three-hour period or fraction thereof. No more than one full day's credit will be allowed for any period of 24 hours.

2. ACCUNET T1.5 SERVICES

For ACCUNET T1.5 Services' Customers, an interruption allowance in lieu of that specified in 2.7.5.B.1 above will be made for each reported interruption, in accordance with the table below. If more than one interruption is reported on a channel in a given month, each subsequent interruption is considered independently in calculating total credits for that channel on the following month's bill. However, the cumulative credit allowances may not exceed 100 percent, per channel, in a given month. Credit may not be carried over to subsequent months.

Issued: November 26, 2002

Effective: December 26, 2002

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2. GENERAL REGULATIONS

2.7 CREDIT ALLOWANCES FOR INTERRUPTIONS (Continued)

2.7.5 CALCULATION OF CREDIT ALLOWANCES (Continued)

B. ALL OTHER PRIVATE LINE SERVICES (Continued)

2. ACCUNET T1.5 SERVICES (Continued)

The Customer's recurring charges for the ACCUNET T1.5 channel and associated rate elements in the month that the interruption occurs will be the basis for calculation of the credit allowance for that month. Discounts due to pricing plans will be applied prior to the application of credit allowances.

a. SERVICE ASSURANCE WARRANTY

<u>Length of Interruption</u>	<u>Credit per Interruption</u>
1 minute up to, but not including, 1 hour	5.0%
1 hour up to, but not including, 2 hours	10.0%
2 hours up to, but not including, 3 hours	15.0%
3 hours up to, but not including, 4 hours	20.0%
4 hours up to, but not including, 5 hours	25.0%
5 hours up to, but not including, 6 hours	30.0%
6 hours up to, but not including, 7 hours	35.0%
7 hours up to, but not including, 8 hours	40.0%
8 hours up to, but not including, 9 hours	45.0%
Over 9 hours	50.0%

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
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JX-2012-0538

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2. GENERAL REGULATIONS

2.7 CREDIT ALLOWANCES FOR INTERRUPTIONS (Continued)

2.7.5 CALCULATION OF CREDIT ALLOWANCES (Continued)

B. ALL OTHER PRIVATE LINE SERVICES (Continued)

3. ACCUNET T45 SERVICES

For ACCUNET T45 Services Customers, an interruption allowance in lieu of that specified in 2.7.5.B.1 preceding will be made for each reported interruption, in accordance with the table below. If more than one interruption is reported on a channel in a given month, each subsequent interruption is considered independently in calculating total credits for that channel on the following month's bill. However, the cumulative credit allowances may not exceed 100 percent, per channel, in a given month. Credit may not be carried over to subsequent months.

The Customer's recurring charges for the channel and associated rate elements in the month that the interruption occurs will be the basis for calculation of the credit allowance for that month.

a. SERVICE ASSURANCE WARRANTY

<u>Length of Interruption</u>	<u>Credit Per Interruption</u>
1 minute up to, but not including, 1 hour	5.0%
1 hour up to, but not including, 2 hours	10.0%
2 hours up to, but not including, 3 hours	15.0%
3 hours up to, but not including, 4 hours	20.0%
4 hours up to, but not including, 5 hours	25.0%
5 hours up to, but not including, 6 hours	30.0%
6 hours up to, but not including, 7 hours	35.0%
7 hours up to, but not including, 8 hours	40.0%
8 hours up to, but not including, 9 hours	45.0%
Over 9 hours	50.0%

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Effective: December 26, 2002

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2. GENERAL REGULATIONS

2.8 CONNECTIONS

2.8.1 GENERAL

When access is connected to private line service at the same AT&T Central Office, the connection will be made if the private line service and the access are electrically compatible. The regulations in this section and in the section(s) and tariff(s) applicable to a specific AT&T service will apply to the connection.

Coordinating agreements are necessary between AT&T and access providers to establish arrangements for common functions at AT&T Central Offices such as space, power and light. In addition, technical agreements, similar to those in place with local exchange companies, are required between AT&T and access providers to establish the specific arrangements by which the access will be connected to AT&T's services.

Connections will be made using office connections as described in Section 3.3.2. The responsibilities of AT&T and the Customer are specified following.

A. RESPONSIBILITIES OF AT&T

AT&T is not responsible to any party if a change in its Minimum Protection Criteria, operations or procedures (1) affects any access in any way, or (2) requires its modification in order to be used. However, if such changes can be reasonably expected to materially affect the operating, switching or transmission characteristics of the AT&T service, or render the access incompatible, AT&T will provide reasonable notice in writing to allow the Customer the opportunity to maintain uninterrupted service.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
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2. GENERAL REGULATIONS

2.8 CONNECTIONS (Continued)

2.8.1 GENERAL (Continued)

A. RESPONSIBILITIES OF AT&T (Continued)

Unless AT&T is responsible for end-to-end service as defined in Section 2.1.1, preceding, AT&T is not responsible for changing its channels or components to maintain compatibility with access. However, if such changes are requested, AT&T will, upon receipt of a Customer order, endeavor to make the changes without interrupting service.

The testing of an AT&T service will be made from an AT&T Central Office.

In certain situations, assistance is available in matters pertaining to testing of assemblies. The services offered are set forth in this tariff (see Additional Administrative and Operational Functions, Section 18).

B. RESPONSIBILITIES OF THE CUSTOMER

When access is connected at an AT&T Central Office the Customer assumes responsibility for the connection as follows:

1. ORDERING

Unless AT&T is responsible for end-to-end service as described in Section 2.1.1 preceding, the Customer must make all arrangements concerning the access with its provider and must make arrangements with AT&T for the connection.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
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Service Commission
JX-2012-0538

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2. GENERAL REGULATIONS

2.8 CONNECTIONS (Continued)

2.8.1 GENERAL (Continued)

B. RESPONSIBILITIES OF THE CUSTOMER (Continued)

2. COMPATIBILITY WITH AT&T SERVICE

Unless AT&T is responsible for end-to-end service as defined in Section 2.1.1 preceding, the Customer is responsible for the compatibility of the access with the AT&T service. This Customer responsibility applies at the initial installation and on a continuing basis as long as the connection is made.

When a connection of access is made at an AT&T Central Office and AT&T is not responsible for end-to-end service as defined in Section 2.1.1 preceding, AT&T does not warrant that any portion of the assembly will operate properly or that transmission will be satisfactory. If, however, a trouble condition is reported, AT&T will assure that the channels and components AT&T provides are operating properly with satisfactory transmission.

3. INTERFACE INFORMATION

The Customer must specify the type of interface which is required.

4. TESTING AND MAINTENANCE

If a trouble condition occurs on an assembly, the Customer is responsible for determining if the trouble is in the connected access. AT&T will only test and maintain its service.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
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2. GENERAL REGULATIONS

2.8 CONNECTIONS (Continued)

2.8.2 INTERFERENCE AND HAZARD

The operating characteristics of the access connected to an AT&T service must not interfere with, or impair, any services provided by AT&T to others. In addition, they must not endanger the safety of AT&T employees or the public; damage or interfere with the functioning of AT&T equipment, channels or services; or otherwise injure the public in its use of these offerings.

2.8.3 MINIMUM PROTECTION CRITERIA

Access must comply with the Minimum Protection Criteria as specified in this tariff for the service to which the access is connected.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
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2. GENERAL REGULATIONS

2.9 VIOLATION OF REGULATIONS

2.9.1 GENERAL

AT&T may take immediate action to protect its private line services or interests when certain regulations contained in this tariff are violated. The specific regulations involved and the action which will be taken by AT&T are as specified in Sections 2.9.2 and 2.9.3 following.

2.9.2 INTERFERENCE, IMPAIRMENT OR IMPROPER USE

AT&T will take immediate action to temporarily suspend the private line service when a Customer violation of Section 2.8.3 preceding occurs which:

- Subjects AT&T or non-AT&T personnel to hazardous conditions,
- Circumvents AT&T's ability to charge for its services, or
- Results in immediate harm to the private line service or other AT&T service.

In such cases, AT&T will make reasonable efforts to give the Customer prior notice before temporarily suspending service.

In addition, if a Customer fails to comply with Section 2.8.3 preceding, AT&T may, on ten (10) day's written notice by certified U.S. mail to the Customer, deny requests for additional private line services and/or temporarily suspend the private line service to the non-complying Customer. If AT&T does not deny or temporarily suspend the private line service(s) involved on the date of the ten (10) days' notice, and the Customer's non-compliance continues, nothing contained herein shall preclude AT&T's right to deny or temporarily suspend the private line service without further notice.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

Leslie O Buford, District Manager
227 West Monroe Street
Chicago, Illinois 60606

2. GENERAL REGULATIONS

2.9 VIOLATION OF REGULATIONS (Continued)

2.9.2 INTERFERENCE, IMPAIRMENT OR IMPROPER USE (Continued)

When a violation results in the temporary suspension or denial of the private line service, these restrictions will be removed when the Customer is in compliance with the regulation and so advises AT&T.

2.9.3 NONPAYMENT OF CHARGES

AT&T may disconnect a private line service or deny requests for additional private line services for nonpayment of any charges due as specified in Section 2.6.3 (Payment of Charges) preceding. A written notice will be sent to the Customer at least ten (10) days in advance of the disconnect or denial of additional private line services. Upon payment of charges, the denial of additional service will be removed.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
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Missouri Public
Service Commission
JX-2012-0538

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2. GENERAL REGULATIONS

2.10 DEFINITIONS

ACCESS

The communications services, channels, assemblies and systems outside of AT&T's interoffice network that connect the Customer premises to the AT&T Central Office.

ACCESS CONNECTION

A private line service component which connects a local channel or other access at an AT&T Central Office.

ASSEMBLY

A configuration consisting of Customer equipment and/or a communications system which is connected to a service.

AT&T CENTRAL OFFICE

The physical point of access for a service category to the AT&T interoffice network. Criteria for establishing AT&T Central Offices and a list of AT&T Central Offices with services provided are in Tariff F.C.C. No. 10.

B-CHANNEL (BEARER CHANNEL)

A 64 kbps private line message path capable of transporting Customer information (e.g., voice, data, video).

CHANNEL:

An electrical transmission path for communications between two points.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
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2. GENERAL REGULATIONS

2.10 DEFINITIONS (Continued)

CHANNEL OPTION

A private line service component added to an Inter Office Channel to change and/or augment its transmission characteristics.

COMPANY

AT&T Communications of the Southwest, Inc.

COMPONENT

An element furnished under this schedule. Components are the channel(s), office connections, station connections, channel options, and office functions.

CUSTOMER

The person or legal entity which orders a private line inter office service (either directly or through an agent).

CUSTOMER'S PREMISES

The premises of a Customer or User. It also includes Customer-designated non-AT&T premises.

DIRECT ELECTRICAL CONNECTION

A physical connection (i.e, not through a switch) of the electrical conductors in a communications path.

DS1 CHANNEL

An ACCUNET T1.5 Service Inter Office Channel, Local Channel from Schedule 11 of this tariff, or other access which meets the signal and format constraints described in Technical Publication-PUB 62411.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
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Service Commission
JX-2012-0538

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2. GENERAL REGULATIONS

2.10 DEFINITIONS (Continued)

DUE DATE

The date that has been established for completion of the installation, change or disconnect of a private line service component.

ENCODED ANALOG CONTENT

An analog signal which has been coded and multiplexed within a digital signal.

EQUIVALENT ANALOG SIGNAL POWER

The power of the analog signal at the output of a zero level decoder, obtained when a private line signal is the input to the decoder. A zero level decoder yields an analog level of 0 dBm at its output when the input is a digitally encoded milliwatt signal.

FUNCTION CONNECTION

A private line service component which connects, at an AT&T Central Office, an office function to channels and other AT&T Services, an IOC to other AT&T Services and an AT&T Service to other AT&T Services.

INTER OFFICE CHANNEL

A private line service component which connects an AT&T Central Office to another AT&T Central Office.

INTERFACE

The electrical and physical means by which a connection is made at an AT&T Central Office.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

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2. GENERAL REGULATIONS

2.10 DEFINITIONS (Continued)

LOCAL ACCESS AND TRANSPORT AREA

A geographic area established for the provision and administration of communications service. It encompasses one or more designated exchanges which are grouped to serve common social, economic and other purposes.

LOCAL CHANNEL

A private line channel that connects an AT&T Central Office to a Customer's premises or connects two Customer's premises.

MULTIFREQUENCY PULSING

An inband interoffice address signaling method in which ten decimal digits and five auxiliary signals are each represented by selecting two frequencies out of a group consisting of: 700, 900, 1100, 1300, 1500, and 1700 Hz.

MULTIPOINT

A private line service directly connecting three or more AT&T Central Offices.

NETWORK INTERFACE

The point of demarcation on the end user's premises at which the access supplier's responsibility for the provision of access ends.

OCTET

An eight-bit byte. A byte is a small group of data bits handled as a unit.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

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2. GENERAL REGULATIONS

2.10 DEFINITIONS (Continued)

OFFICE CONNECTION

A private line service component which interconnects channels and other service components at an AT&T Central Office. An office connection consists of access connections and function connections and applies to all services.

OFFICE FUNCTION

A private line service component located and furnished at an AT&T Central Office to perform channel derivation, switching, conversion, transfer or conferencing functions.

POINT OF INTERFACE

The point of demarcation between AT&T and an access supplier. This point, located at an AT&T Central Office, establishes the technical interface, the test point, and the point of division of operational responsibility.

RATE CENTER

A specified geographical location used for determining mileage measurements.

RATE CENTER AREA

The area encompassed by the Central Office codes (NXXs) that are assigned to a rate center.

RINGING

An alternating or pulsating current intended to produce an audible or visible alerting signal.

Issued: November 26, 2002

Effective: December 26, 2002

CANCELED
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

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2. GENERAL REGULATIONS

2.10 DEFINITIONS (Continued)

SERVICE DATE

The date that billing starts for a private line service or component.

SERVICE PERIOD

The period of time during which AT&T furnishes a private line inter office service. It encompasses the consecutive period from the start of service to the end of service ordered by the Customer.

STANDARD INTERVAL INSTALLATION DUE DATE

The standard interval installation due date is established by AT&T for each service provided pursuant to this schedule. AT&T uses these dates to identify key activities in the order process and to monitor the progress of the installation. These dates may vary over time.

USER

A person or legal entity authorized by a Customer to communicate over, or be connected to, the Customer's private line service.

2. GENERAL REGULATIONS

2.11 CUSTOMER SPECIFIC PRICING PLANS

Customer Specific Pricing Plans are available for provision of: (1) Dedicated, non-switched, private line and special access services, (2) Central office-based switching systems which substitute for customer premise, private branch exchange (PBX) services, and (3) Any business service offered in the exchange in which basic local telecommunications service offered by the incumbent local exchange telecommunications company has been declared competitive under Section 392.245 RSMo., and any retail business service offered to an end user in a non-competitive exchange.

Unless otherwise provided in the customer contract, the rules and regulations found in Section 2 of this tariff apply to all Customer Specific Pricing Plans. Customer Specific Pricing Plan arrangements will be provided to the Commission on a proprietary basis upon request.

Issued: August 28, 2008

~~CANCELED~~
May 1, 2012
Missouri Public
Service Commission
JX-2012-0538

Carol E. Paulsen, Director Regulatory
1010 N. Saint Mary's Street
San Antonio, TX 78215

Effective: September 27, 2008

FILED
Missouri Public
Service Commission