

AMERICONNECT, INC.

P.S.C. Mo. Tariff No. 1
ORIGINAL TITLE PAGE

TELECOMMUNICATIONS SERVICES TARIFF
OF
AMERICONNECT, INC.

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SEP 11 1995

MISSOURI
Public Service Commission

This tariff contains the rules, regulations, and rates applicable to the furnishing of competitive telecommunications services by AmeriConnect, Inc., a competitive telecommunications company as defined by Case No. TO-96-16, within the state of Missouri.

Issued: September 8, 1995

Effective: [REDACTED]

NOV 11 1995

By:

Robert R. Kaemmer
President
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6750 W. 93rd St., Suite 110
Overland Park, Kansas 66212

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TARIFF FORMAT

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Page Numbering

Page numbers appear in the upper right hand corner of the page. Pages are numbered sequentially. From time to time, new pages may be added to the tariff. When a new page is added between existing pages, a decimal is added to the preceding page number. For example, a new page added between Pages 3 and 4 would be numbered 3.1. Revision numbers will be entered on the Revision Page Heading and on check sheet original Page 2 when appropriate.

Explanation of Symbols

When changes are made in any tariff sheet, a revised sheet will be issued cancelling the tariff sheet affected. Changes will be identified on the revised page(s) through the use of the following symbols:

- (R) - Reduced rate
- (I) - Increased rate
- (C) - Changed regulation
- (T) - Change in text, but no change in rate or regulation
- (S) - Reissued matter
- (M) - Matter relocated without change
- (N) - New rate, regulation or text
- (D) - Discontinued rate or regulation
- (Z) - Correction

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By:

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AMERICONNECT, INC.

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1st Revision Page 3
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Application of Tariff

This tariff contains the regulations and schedule of charges applicable to the provision of resold interexchange telecommunications services by AmeriConnect, Inc. within the State of Missouri.

Waiver of Rules and Regulations

The Company will comply with all rules and regulations except those statutes and Commission rules waived by § 392.361.5 and 392.420 RSMo 1994. The waived statutes and Commission rules are as follows:

Statutes:

392.240(1)
392.270
392.280
392.290
392.310
392.320
392.330
392.340

Commission Rules:

4 CSR 240-10.020
4 CSR 240-30.010(2) (C)
4 CSR 240-30.040(1)
4 CSR 240-30.040(2)
4 CSR 240-30.040(3)
4 CSR 240-30.040(5)
4 CSR 240-30.040(6)
4 CSR 240-32.030(1) (B)
4 CSR 240-32.030(1) (C)
4 CSR 240-32.030(2)
4 CSR 240-32.050(3)
4 CSR 240-32.050(4)
4 CSR 240-32.050(5)
4 CSR 240-32.050(6)
4 CSR 240-32.070(4)
4 CSR 240-33.030
4 CSR 240-33.040(5)

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1.0 Explanation of Terms and Abbreviations

- 1.1 Company - AmeriConnect, Inc. **MISSOURI Public Service Commission**
- 1.2 Customer - The person, firm, corporation or other entity that orders service and is responsible for payment of charges due and compliance with the Company's Tariff regulations.
- 1.3 Dedicated Access Service - If a location has a direct path to the Sprint Communications L.P. ("Sprint") network, rather than a path that is switched through the local exchange carrier to reach the Sprint network, it is considered dedicated access. Dedicated access facilities may be obtained from Sprint, the local exchange carrier, or private carriers. The Customer may make arrangements for such facilities directly or through AmeriConnect.
- 1.4 Underlying Carriers - Sprint Communications L.P., WilTel, Inc. and Hi-Rim Communications. (N)

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1.0 Explanation of Terms and Abbreviations

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- 1.4 Underlying Carriers - Sprint Communications L.P. and WilTel, Inc.

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2.0 Rules and Regulations

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2.1 Limitations on ServiceMISSOURI
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2.11 Service is offered subject to the availability of facilities and the provisions of this Tariff.

2.12 AmeriConnect, Inc. reserves the right to discontinue furnishing service, or limit the use of service without liability when provision of service involves a dangerous condition, violation of Company rules which violation adversely affects the safety of Customer or other persons, or unauthorized interference with or use of service.

2.13 Prior written permission from the Company is required before any assignment or transfer of service. All regulations and conditions contained in this Tariff shall apply to all such permitted assignees or transferees, as well as all conditions for service.

2.14 The Company reserves the right to refuse service to Customers without incurring liability:

2.141 For non-payment of any sum owing to the Company; or

2.142 For insufficient or fraudulent billing information, invalid or unauthorized telephone numbers, credit card numbers or pre-arranged account code numbers; or

2.143 For any violation by a Customer related to the request for such service of either the provisions of this tariff of any laws, rules, regulations, or policies of either the Country of Origin or the United States; or

2.144 By reason of any order or decision of a court or other governmental authority which prohibits the Company from furnishing such service; or

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2.145 If the Company deems such refusal necessary to protect itself or third parties against or otherwise protect its personnel, agents facilities, or services.

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2.2 Liabilities of the Company

2.21 The liability of the Company for damages arising out of mistakes, omissions, interruptions, delays, errors or defects in transmission occurring in the course of furnishing service hereunder and not caused by the negligence or intentional acts of the Customer shall in no event exceed an amount equivalent to the charge to the Customer according to this tariff for the call during which such mistake, omission, interruption, delay, error or defect in transmission occurs, except in cases of willful misconduct by the Company.

2.22 The Company shall be indemnified and held harmless by the Customer against:

2.221 Claims for libel; slander; infringement of patent or copyright, or unauthorized use of any trademark, trade name or service mark arising out of the material, data, information, or other content transmitted by the Company; violation of any other literary, intellectual, artistic, dramatic, or musical right; violations of the right to privacy; or any other rights whatsoever relating to or arising from message content or the transmission thereof over the Company's Access Lines; and

2.222 All other claims arising out of any act or omission of the Customer in connection with any service provided by the Company.

2.23 The Company is not liable for any act or omission of any other company or companies furnishing a portion of the service.

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- 2.24 The Company is not liable for any defacement of or damage to, the equipment or premises of a Customer resulting from the furnishing of services when such defacement or damage is not the result of the Company's negligence.
- 2.25 No agents or employees of connecting, concurring or other participating carriers or companies shall be deemed to be agents or employees of the Company without written authorization.
- 2.26 The Company is not liable for any failure of performance hereunder due to causes beyond its control, including, but not limited to, unavoidable interruption in the working of its circuits or those of another common carrier; acts of God; storms, fire, flood, or other catastrophes; any law, order, regulation, direction, action or request of the United States Government, or any other governmental entity over the Company or of any department, agency, commission, bureau, corporation or other instrumentality of any one or more of such governmental entity, or of any civil or military authority; national emergencies, insurrections, riots, rebellions, wars, strikes, lockouts, work stoppages, or other labor difficulties; or, notwithstanding anything in this tariff to the contrary, the unlawful acts of individuals, including acts of the Company's agents and employees, if committed beyond the scope of their employment.
- 2.27 Approval of the above tariff language by the Commission does not constitute a determination by the Commission that the limitation of liability imposed by the Company should be upheld in a court of law. Approval by the Commission merely recognizes that since it is a court's responsibility to adjudicate negligence and consequent damage claims, it is also the court's responsibility to determine the validity of the exculpatory clause.

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2.3 Use of Service

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2.31 The Customer may not use any of the services furnished by the Company under this Tariff for any unlawful purpose.

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Public Service Commission2.4 Interruption of Service

2.41 Credit allowance for the interruption of service that is not due to the Company's testing or adjusting, negligence of the Customer, or to the failure of channels or equipment provided by the Customer, are subject to the general liability provisions set forth in 2.2 herein. It shall be the obligation of the Customer to notify the Company immediately of any interruption in service for which a credit allowance is desired. Before giving such notice, the Customer shall ascertain that the trouble is not being caused by any action or omission by the Customer within his control, or is not in wiring or equipment, if any, furnished by the Customer.

2.42 For purposes of credit computation, every month shall be considered to have 720 hours.

2.43 No credit shall be allowed for an interruption of a continuous duration of less than two hours.

2.44 The Customer shall be credited for an interruption of two hours or more at the rate of 1/720th of the monthly charge for each hour or major fraction thereof that the interruption continues.

Credit Formula:

$$\text{Credit} = \frac{A}{720} \times B$$

"A" - outage time in hours

"B" - total monthly charge for affected facility

2.5 Payment

2.51 The Customer is ultimately responsible for payment of all charges for service provided by the Company.

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2.52 Unless other arrangements are made, residential customers make payment by credit card.

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2.53 Unless other arrangements are made, commercial customers will make payment by check.

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2.6 Billing Periods

2.61 Bills will be generated and mailed on or about the 1st of each month, and Customer payments will be due on the 1st of the following month.

2.7 Billing Disputes

2.71 Billing disputes should be addressed in writing or by telephone to AmeriConnect, Inc., 6750 W. 93rd Street, Suite 110, Overland Park, KS, 66212, (913) 341-8888 or 800-735-2455. Telephone calls will be taken 8 a.m. and 5 p.m., Central Standard Time.

2.8 Customer Service

2.81 AmeriConnect, Inc.'s customer service representative can be contacted at AmeriConnect, Inc., 6750 W. 93rd Street, Suite 110 Overland Park, Kansas 66212, (913) 341-8888 or (800) 359-4236. Customer service problems may be reported 24 hours a day.

2.9 Non-Payment

2.91 Payments from Customers will be due on the 1st day of the month immediately following the month during which the bill is rendered. Payments not received by the 15th day of that month will be considered delinquent and will be referred to the Company's credit department for collection. The Credit Department will receive daily updates of payments received on past due accounts.

2.92 Payments not received by the due date are subject to a late payment charge equal to 1.5% (or the highest rate permitted under applicable law whichever is less) of the unpaid balance for each month that there remains an unpaid balance. The late payment charge shall be due and payable upon notice to customer.

2.93 Customers who have terminated service with the Company will not be able to move their 800 numbers

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to another carrier until their outstanding balance with the Company is paid in full.

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2.10 Notice of Service Discontinuance

2.101 A Discontinuance Notice will be sent to the Customer if payment has not been received 45 days from the rendition date of the bill. If payment is not received within 15 days of the Discontinuance Notice, service will be discontinued.

2.11 Charges for Installations and Connection

2.111 The Company will assess no charges for installations and connection except as provided in 4.4.

2.12 Advanced Payments and Security Deposits

2.121 For Customers from whom the Company feels an advance payment is necessary, the Company reserves the right to collect an amount not to exceed one (1) month's estimated charges as an advance payment for service. This will be applied against the next month's charges. The Company waives the advance payment requirement for all Customers except those that are notified by the Company that they have an unsatisfactory credit history.

2.122 The Company may require a deposit if the Customer is unable to establish a good credit rating, or if the Customer has undisputed charges in two (2) out of the last twelve (12) billing periods which have become delinquent. The deposits shall not exceed estimated charges for two months' service based on the average bill during the preceding twelve months or in the case of new applicants, two months' average monthly bill for all subscribers within a customer class. The deposit shall bear interest at a rate of 9% simple interest per annum, and will be returned upon satisfactory payment of all undisputed charges during the last 12 billing periods, or discontinuance of service.

2.13 Credit Checks

2.131 The Company requires credit information for all commercial accounts and reserves the right to

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request credit information from residential customers.

2.14 Taxes

2.141 State and local taxes (i.e., gross receipts tax, sales tax, municipal utilities tax) are not included in the quoted rates.

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3.0 Description of Service

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3.1 Timing of Calls

3.11 The Customer's long distance usage charge is based on the actual usage of the Company's services. Usage begins when the called party picks up the receiver and ends when the calling party hangs up. The Company will not bill for uncompleted calls. Calls are measured by Underlying Carriers, whose services are resold by the Company, in accordance with its own Tariff.

3.2 Calculation of Distance

3.21 The Customer's long distance usage charge is based on flat rate per month pricing. Charges for long distance usage is not mileage sensitive.

3.3 Minimum Call Completion Rate

3.31 A Customer can expect a call completion rate (number of calls completed/number of calls attempted) of not less than 99% during peak use periods.

3.4 Service Offerings

3.41 The Company offers switched and dedicated access MTS, 800 and travel card interexchange services by the resale of the services of Underlying Carriers.

4.0 RATES AND CHARGES

Outbound and Inbound services carry an initial billing minimum of no greater than one minute. Switched 1+ service carries an initial increment of six seconds. Dedicated and 800 service carry an initial increment of 18 seconds. After the initial call minimum, calls will be rounded to the closest six second increment.

Additional discounts of 5% below the listed rates will be applied when customers commit to 12 month term plans and

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discounts of 10% below the listed rates will be applied when customers commit to 24 month term plans.*

	Sprint	WilTel	HiRim (N)
4.1 <u>Switched Access Outbound Service Per Minute</u>	\$0.170	\$0.170	\$0.150
Term plan			\$0.135
Monthly volume commitment over \$100			\$0.120
<u>Switched Access Inbound Service Per Minute</u>	\$0.200	\$0.170	\$0.150
Term plan			\$0.135
Monthly volume commitment over \$100			\$0.120
4.2 <u>Dedicated Access Outbound Service Per Minute</u>	\$0.125	\$0.125	\$0.085
Term plan of 1 year			\$0.080
Term plan of 2 years			\$0.075
<u>Dedicated Access Inbound Service Per Minute</u>	\$0.125	\$0.125	\$0.090
Term plan of 1 year			\$0.085
Term plan of 2 years			\$0.080

* Utilizing the Sprint or WilTel Networks

4.3 Calling Card Calls

4.31 Access charges for all Calling Card calls are \$0.30 for commercial customers and \$0.60 for residential customers per access, in addition to a \$0.20 per minute charge for the duration of the call. Calls are billed in full minute increments with a one minute billing minimum

4.32 A domestic Calling Card has a \$0.25 per minute charge with no service charge. Calls are billed in six second increments with a one minute billing minimum.

4.4 Dedicated Access

Dedicated access services have initial set up and monthly charges which are dependent on local exchange carrier tariffs and based on the customer's location and individual needs. Dedicated access facilities may be obtained in some cases, directly by the subscriber or through the company who will act as subscriber's agent.

			(N)
4.5 <u>Non-Recurring and Recurring Charges</u>	Sprint	WilTel	Hi-Rim
4.51 Non Recurring Charges (per account, install, changes)			
Validated Account Codes	\$25.00	\$25.00	\$40.00
4.52 Monthly Recurring Charges (per account, install, changes)			
Validated Account Codes,	\$25.00	\$25.00	\$40.00
4.53 Monthly Recurring 800 Charges			
Residential	\$5.00	\$5.00	\$10.00
Commercial	\$18.00	\$18.00	\$10.00
Term plan			\$5.00

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discounts of 10% below the listed rates will be applied when customers commit to 24 month term plans.

4.1 Switched Access Outbound Service Per Minute \$0.170

Switched Access Inbound Service Per Minute

\$0.170** - \$0.200*

4.2 Dedicated Access Outbound Service Per Minute \$0.125

Dedicated Access Inbound Service Per Minute \$0.125

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* Utilizing the Sprint Network

** Utilizing the WilTel Network

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4.3 Calling Card Calls

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Dedicated access services have initial set up and monthly charges which are dependent on local exchange carrier tariffs and based on the customer's location and individual needs. Dedicated access facilities may be obtained in some cases, directly by the subscriber or through the company who will act as subscriber's agent.

4.5 Non-Recurring and Recurring Charges

4.51 Non Recurring Charges

Validated Account Codes, (per account, install, changes) \$25.00

4.52 Monthly Recurring Charges

Validated Account Codes, (per account, install, changes) \$25.00

4.53 Monthly Recurring 800 Charges

Residential \$5.00
Commercial \$18.00

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4.6 Directory Assistance

- 4.61 Switched 1+
4.62 Calling Card

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\$0.75
\$0.80

4.7 Operator AssistanceMISSOURI
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Operator services are provided by the Underlying Carriers.
The follow calling card services are billed by the Company.

- 4.71 Station to Station \$2.50
Person to Person \$3.50

4.72 Carrier will not bill for incomplete calls where answer supervision is available. Carrier will not bill for incomplete calls and will remove any charge(s) for incomplete calls upon (i) subscriber notification or (ii) Carrier's knowledge.

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

4.74 Rate quotes will be given upon request, at no charge, including all rate components and any additional charges. Only tariffed rates approved by this Commission for Carrier shall appear on any local exchange company billings.

4.75 Carrier shall be listed on the LEC billing if the LEC has multicarrier billing ability.

4.76 Carrier will employ reasonable calling and verification procedures which are acceptable to the companies issuing calling cards.

4.77 Carrier will route all 0- or 00- emergency calls in the quickest possible manner to the appropriate local emergency service provider, at no charge. Upon request, Carrier will transfer calls to other authorized interexchange carriers or to the LEC, if billing can list the caller's actual origination point.

4.78 Carrier will refuse operator services to traffic aggregators which block access to other carriers. Traffic aggregators will post and display information including (1) that Carrier is the operator service provider; (2) detailed complaint procedures; and (3) instructions informing the caller on procedures to reach the LEC operator and other authorized interexchange carriers.

4.8 Residential Customers

All residential customers will be charged a \$5.00 minimum for long distance usage.

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Promotional Rates and Charges 1996

The following rates are offered through December 31, 1996, for new business utilizing the Sprint Network. Customers committing to the one or two year term plans will receive the offered (Z) rates for the duration of their term plan.

.01	<u>Switched Access Outbound Service Per Minute</u>	
	Inclusive of day, evening, night	
	Month to Month	\$0.1615
	One Year Term	\$0.1534
	Two Year Term	\$0.1494
.02	<u>Switched Access Inbound Service Per Minute</u>	
	Inclusive of day, evening, night	
	Month to Month	\$0.1700
	One Year Term	\$0.1615
	Two Year Term	\$0.1573
.03	<u>Monthly Recurring 800 Charges</u>	
	Month to Month	\$10.00
	One and Two Year Term Plans	\$5.00

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5. Promotional Rates and Charges 1996

The following rates are offered through December 31, 1996 for new business. Customers committing to the one or two year term plans will receive the offered rates for the duration of their term plan.

.01	<u>Switched Access Outbound Service Per Minute</u>	
	Inclusive of day, evening, night	
	Month to Month	\$0.1615
	One Year Term	\$0.1534
	Two Year Term	\$0.1494
.02	<u>Switched Access Inbound Service Per Minute</u>	
	Inclusive of day, evening, night	
	Month to Month	\$0.1700
	One Year Term	\$0.1615
	Two Year Term	\$0.1573
.03	<u>Monthly Recurring 800 Charges</u>	
	Month to Month	\$10.00
	One and Two Year Term Plans	\$5.00

CANCELLED

MAR 30 1996
BY let R.S. #15
Public Service Commission
MISSOURI

Issued: December 20, 1995

Effective: January 1, 1996

By:

Robert R. Kaemmer
President
AmeriConnect, Inc.
6750 W. 93rd St., Suite 110
Overland Park, KS 66212

JAN 20 1996

MO. PUBLIC SERVICE COMM.