

Avis Rent A Car System, Inc.

Missouri P.S.C. - Tariff No. 1

Original Sheet 1

INTEREXCHANGE TELECOMMUNICATIONS SERVICE RECEIVED

NOV 5 1996

TITLE SHEET:

MISSOURI

This tariff contains the descriptions, regulations, and rates applicable to the furnishing of service and facilities for telecommunications services provided by Avis Rent A Car System, Inc., sometimes hereinafter in the text of this tariff referred to as "Avis Rent A Car," with principal offices at 900 Old Country Road, Garden City, New York, 11530. This tariff applies for services furnished within the State of Missouri. This tariff is on file with the Missouri Public Service Commission, and copies may be inspected, during normal business hours, at the Company's principal place of business.

Avis Rent A Car System, Inc. is operating as a competitive company providing competitive services in the State of Missouri.

CANCELLED

JUL 29 1997

by TD-97-459
Public Service Commission
MISSOURI

Issued: November 5, 1996

Effective: December 20, 1996

Issued By: Joseph V. Vittoria, Chief Executive Officer
Avis Rent A Car System, Inc.
900 Old Country Road
Garden City, New York, 11530

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Waivers

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Avis Rent A Car System, Inc. is classified as a competitive telecommunications company in Missouri for which the following statutory and regulatory requirements are waived: NOV 5 1996

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- | | | |
|---|---|--|
| 4 CSR 240-10.020 | - | Depreciation of fund income. |
| 4 CSR 240-30.010(2)(C) | - | Posting of exchange rates at central operating offices. |
| 4 CSR 240-30.040(1), (2),
(3), (5) and (6) | - | Uniform systems of account. |
| 4 CSR 240-32.030(1)(B)
and (C) | - | Exchange area maps and record of access lines. |
| 4 CSR 240-32.030(2) | - | In-state record keeping. |
| 4 CSR 240-32.050(3)-(6) | - | Information concerning local service tariffs, maps,
directories, intercept and telephone numbers. |
| 4 CSR 240-32.070(4) | - | Coin telephone availability. |
| 4 CSR 240-33.030 | - | Minimum charge rules. |
| 4 CSR 240-33.040(5) | - | Financing fee. |
| Section 392.240(1) | - | Rates. Average return on investment. |
| Section 392.270 | - | Property valuation. |
| Section 392.280 | - | Depreciation accounts. |
| Section 392.290 | - | Issuance of stocks and bonds. |
| Section 392.310 | - | Issuance of stock. |
| Section 392.320 | - | Stock dividends. |
| Section 392.330 | - | Issuance of securities, debts and rates. |
| Section 392.340 | - | Capitalization Reorganizations |

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Missouri P.S.C. - Tariff No. 1

Original Sheet 3

INTEREXCHANGE TELECOMMUNICATIONS SERVICE, CANCELLED

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INTEREXCHANGE TELECOMMUNICATIONS SERVICE

Symbols

The following are the only symbols used for the purposes indicated below:

D - Delete or Discontinue.

I - Change Resulting In An Increase to A Customer's Bill.

M - Moved From Another Tariff Location.

N - New.

R - Change Resulting In A Reduction to A Customer's Bill.

T - Change In Text or Regulation But No Change In Rate or Charge.

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INTEREXCHANGE TELECOMMUNICATIONS SERVICE

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Tariff Format

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- A. Sheet Numbering - Sheet numbers appear in the upper right corner of the sheet. Sheets are numbered sequentially. However, new sheets are occasionally added to the tariff. When a new sheet is added between sheets already in effect, a decimal is added. For example, a new sheet added between sheets 14 and 15 would be 14.1.
- B. Sheet Revision Numbers - Revision numbers also appear in the upper right corner of each sheet. These numbers are used to determine the most current sheet version on file with the MOPSC. For example, the 4th revised Sheet 14 cancels the 3rd revised Sheet 14. Because of various suspension periods, deferrals, etc. the MOPSC follows in their tariff approval process, the most current sheet number on file with the Commission is not always the tariff page in effect.
- C. Paragraph Numbering Sequence - There are nine levels of paragraph coding. Each level of coding is subservient to its next higher level:
- 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).I.
 - 2.1.1.A.1.(a).I.(i).
 - 2.1.1.A.1.(a).I.(i).(1).

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INTEREXCHANGE TELECOMMUNICATIONS SERVICE

Section 1 - Technical Terms and Abbreviations

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Access Line - An arrangement which connects the customer's location to an Avis Rent A Car service or switching center.

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Authorization Code - A numerical code, one or more of which are assigned to a customer to enable him/her to access the carrier, and which are used by the carrier both to prevent unauthorized access to its facilities and to identify the customer for billing purposes.

Company or Carrier - Avis Rent A Car System, Inc. or "Avis Rent A Car".

Customer - The person, firm, corporation or other entity which orders service and is responsible for payment of charges due and compliance with the Company's tariff regulations.

Day - From 8:00 a.m. up to but not including 5:00 p.m., local time Monday through Friday.

Evening - From 5:00 p.m. up to but not including 11:00 p.m., local time Sunday through Friday.

Holidays - Avis Rent A Car's recognized holidays are New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

Night/Weekend - From 11:00 p.m. up to but not including 8:00 a.m., local time Sunday through Friday, and 8:00 a.m. Saturday up to but not including 5:00 p.m. local time, Sunday.

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Section 2 - Rules and Regulations

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2.1 Undertaking of Avis Rent A Car

Avis Rent A Car's services and facilities are furnished for intrastate communications originating at specified points within the State of Missouri under terms of this tariff. **MISSOURI PUBLIC SERVICE COMMISSION**

Avis Rent A Car installs, operates, and maintains the communications services provided hereunder in accordance with the terms and conditions set forth under this tariff. It may act as the Customer's agent for ordering access connection facilities provided by other carriers or entities, when authorized by the Customer, to allow connection of a Customer's location to the Avis Rent A Car point of presence. The Company's services are provided on a monthly basis, unless ordered on a longer term basis, and are available twenty-four hours per day.

2.2 Limitations

2.2.1 Service is offered subject to the availability of facilities and the provisions of this Tariff.

2.2.2 Avis Rent A Car reserves the right to discontinue furnishing service, or limit the use of service necessitated by conditions beyond its control or when the Customer is using service in violation of the law or the provisions of this Tariff.

2.2.3 All facilities provided under this Tariff are directly controlled by Avis Rent A Car and the Customer may not transfer or assign the use of the service or facilities, except with the express written consent of the Company. Such transfer or assignment shall only apply where there is no interruption of the use or location of the service or facilities.

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Section 2 - Rules and Regulations (continued)

NOV 5 1996

2.2 Limitations (continued)

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

2.3 Liabilities of the Company

2.3.1 Avis Rent A Car's liability for damages arising out of mistakes, interruptions, omissions, delays, errors, or defects in the transmission occurring in the course of furnishing service or facilities, and not caused by the negligence of its employees or its agents, in no event shall exceed an amount equivalent to the proportionate charge to the Customer for the period during which the aforementioned faults in transmission occur.

2.3.2 Avis Rent A Car shall be indemnified and held harmless by the Customer against:

- (A) Claims for libel, slander, or infringement of copyright arising out of the material, data, information, or other content transmitted over the Company's facilities.
- (B) All other claims arising out of any act or omission of the Customer in connection with any service or facility provided by Avis Rent A Car.

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Section 2 - Rules and Regulations (continued)

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2.4 Interruption of Service

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2.4.1 Credit allowance for an interruption of service which 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 2.3.1 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 and connected to the Company's facilities.

2.4.2 For purposes of credit computation for leased facilities, every month shall be considered to have 720 hours.

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

2.4.4 The Customer shall be credited for an interruption of two hours or more at the rate of 1/720th of the monthly charge for the facilities affected 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.

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Section 2 - Rules and Regulations (continued)

NOV 5 1996

2.5 Restoration of ServiceMISSOURI
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The use and restoration of service shall be in accordance with the priority system specified in Part 64, Subpart D of the Rules and Regulations of the Federal Communications Commission.

2.6 Contested Charges

Subject to the conditions described in Section 2.7 below, for consideration of any disputed charge, a Customer must submit in writing to Avis Rent A Car within thirty (30) days of the date the bill is issued, the call details and bases for any requested adjustment. Avis Rent A Car will promptly investigate and advise the Customer as to its findings and disposition. Any undisputed charges must be paid on a timely basis. Any disputed charges that cannot be resolved between a Customer and Avis Rent A Car may be appealed to the Commission.

2.7 Methods of Billing

Except with respect to Phone Cards which may be pre-paid, all charges listed in Section 4-Rates are billed to the Billed Party through Billing and Collection Agreements from the Billed Party's local exchange carrier (LEC). The Company submits the billing data to its agent for submission to the LEC, and the LEC bills and collects from the Billed Party through its monthly telephone bill. The LEC remits the collected charges to the agent who in turn remits to the Company. The Company's name and toll free customer service number appears on the bill.

2.8 Billing Entity Conditions

When billing functions on behalf Avis Rent A Car or its intermediary are performed by local exchange telephone companies, credit card companies or others, the payment of charge conditions and regulations of such companies and any regulations imposed upon these companies by regulatory bodies having jurisdiction apply.

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Section 2 - Rules and Regulations (continued)

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2.9 Returned Check Charge

A charge of \$10.00, or applicable state returned check charge, whichever is less, may be applied if a check or draft presented for payment of service is not accepted by the institution on which it is written.

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2.10 Deposit

The Company does not require a deposit from the Customer.

2.11 Taxes

All federal, state and local taxes (i.e.: excise tax, gross receipts tax, sales tax, municipal utilities tax) are billed as separate line items and are not included in the quoted rates.

2.12 Timing of Calls

The Billed Party's long distance usage charge is based on the actual usage of the Avis Rent A Car service. Usage begins when the called party picks up the receiver. Usage ends when either party hangs up. All calls with fractional durations are rounded to the next higher minute.

2.13 Past Due Bills

All bills for services rendered are considered past due 30 days from date of invoice. After 30 days past due, a 5 day notice to disconnect may be sent out and a reconnect charge may then apply.

2.14 Late Payments

A penalty of one and one half percent (1.5%) will be imposed on unpaid balances after thirty (30) days of the invoice date.

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Section 3 - Description of Service

NOV 5 1996

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Public Service Commission3.1 Avis Rent A Car Switched SDN

Pre-subscribed flat rate service. All calls are billed in increments of the first eighteen (18) seconds and each six (6) seconds thereafter with rates keyed to the time of day the call is placed. There is a monthly service charge of \$10.00 for each customer location.

3.2 Avis Rent A Car Dedicated SDN Service

Pre-subscribed flat rate service. All calls are billed in increments of the first eighteen (18) seconds and each six (6) seconds thereafter with rates keyed to the time of day the call is placed. There is a monthly service charge of \$10.00 for each customer location. Any installation charge is waived so long as the Customer uses the Company's services for a minimum of twelve (12) months. Loop and port charges are set forth in Section 4. LEC charges for installation and monthly access apply.

3.3 Avis Rent A Car Dedicated 800 Service

Dedicated flat rate service. All calls are billed in increments of the first thirty (30) seconds and each one (1) second thereafter with rates keyed to the time of day the call is placed. There is a monthly service charge of \$10.00 for each customer location. Any installation charge is waived so long as the Customer uses the Company's services for a minimum of twelve (12) months. Loop and port charges are set forth in Section 4. LEC charges for installation and monthly access apply.

3.4 Avis Rent A Car Switched 800 Service

Switched flat rate 800 service. All calls are billed in increments of one (1) minute with a one (1) minute minimum. There is a monthly service charge of \$10.00 for each customer location.

3.5 Avis Rent A Car Travel Card Service

Travel Card service is a card issued to Customers which allows them to use Avis Rent A Car's telecommunications service when they are away from their home or office telephones.

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INTEREXCHANGE TELECOMMUNICATIONS SERVICE **RECEIVED**Section 4 - Rates

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4.1 Avis Rent A Car System Switched SDNMISSOURI
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	Day	Evening/Night/Weekend
First 18 Seconds	\$ 0.0720	\$ 0.0612
Additional 6 Seconds	\$ 0.0240	\$ 0.0204

4.2 Avis Rent A Car Dedicated SDN Service

	Day	Evening/Night/Weekend
First 18 Seconds	\$ 0.0429	\$ 0.0351
Additional 6 Seconds	\$ 0.0143	\$ 0.0117

Loop Charge: \$672.00 per month plus \$37.20 per mile from Customer's location

Port Charge: \$5.00 per port

4.3 Avis Rent A Car Dedicated 800 Service

	Day	Evening	Night
First 30 Seconds	\$ 0.06192	\$ 0.06192	\$ 0.06192
Additional Second	\$ 0.00206	\$ 0.00206	\$ 0.00206

Loop Charge: \$672.00 per month plus \$37.20 per mile from Customer's location

Port Charge: \$5.00 per port

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INTEREXCHANGE TELECOMMUNICATIONS SERVICE

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4.4 Avis Rent A Car Switched 800 ServiceMISSOURI
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	Day	Evening	Night
One (1) Minute Increment	\$ 0.2600	\$ 0.2600	\$ 0.2600

One (1) Minute Minimum

4.5 Avis Rent A Car Travel Card Service

Travel Card service which allows Customers to use Avis Rent A Car telecommunications service when they are away from their home or office telephones. There is a per call surcharge of \$0.30 for intrastate calls and \$0.23 for interstate calls. There is a per call surcharge of \$0.30 for intrastate calls and \$0.23 for interstate calls.

4.6 Special Promotional Offerings

The Company may from time to time engage in Special Promotional Offerings limited to certain dates, times or locations designed to attract new subscribers or increase subscriber usage. Prior to making any such Special Promotional Offerings the Company shall obtain tariff approval from the Missouri Public Service Commission.

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