

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

In the Matter of the Cancellation of the Certificate of )  
Service Authority of LDMI Telecommunications, Inc., ) **File No. XD-2010-0210**  
d/b/a Cavalier Telephone. ) **Tariff No. YX-2007-0506**

**ORDER CANCELING CERTIFICATE AND  
ACCOMPANYING TARIFF**

Issue Date: February 2, 2010

Effective Date: February 12, 2010

On January 14, 2010, the Staff of the Missouri Public Service Commission filed a motion requesting that the Commission cancel LDMI Telecommunications, Inc., d/b/a Cavalier Talk's certificate of service authority to provide intrastate interexchange telecommunications services in the state of Missouri. On January 15, 2010, Staff filed a motion correcting LDMI's fictitious name from "Cavalier Talk" to "Cavalier Telephone." On February 15, 2007, in File No. XN-2007-0275, the Commission issued an order recognizing the name change of LDMI Telecommunications, Inc., d/b/a LDMI Telecommunications, to LDMI Telecommunications, Inc., d/b/a Cavalier Telephone. That order also approved Cavalier Telephone's tariff, Tariff File No. YX-2007-0506, reflecting this name change.

Staff states in its motion that Cavalier Telephone contacted Staff and requested that its certificate of service authority and tariff be canceled. Staff recommends that the Commission cancel the company's certificate of service authority to provide intrastate interexchange telecommunications services.

On January 19, 2010, the Commission issued an Order Directing Notice allowing any parties to file an objection or request a hearing to do so no later than January 29, 2010. No objections or requests for a hearing were filed.

The Commission has the authority to cancel a certificate and tariff pursuant to Section 392.410.5, RSMo, which states, in part, “[a]ny certificate or service authority may be altered or modified by the commission after notice and hearing, upon its own motion or upon application of the person or company affected.”

Based on Staff’s motion, the Commission finds that the certificate of service authority granted to Cavalier Telephone shall be canceled. The Commission will also cancel Cavalier Telephone’s tariff.

**THE COMMISSION ORDERS THAT:**

1. The authority to provide intrastate interexchange telecommunications services granted to LDMI Telecommunications, Inc., d/b/a Cavalier Telephone, in File No. XN-2007-0275, is canceled.
2. LDMI Telecommunications, Inc., d/b/a Cavalier Telephone’s tariff, P.S.C. Missouri Tariff No. 1 (Tariff File No. YX-2007-0506), is canceled.
3. This order shall become effective on February 12, 2010.
4. This case may be closed on February 13, 2010.

**BY THE COMMISSION**



Steven C. Reed  
Secretary

( S E A L )

Nancy Dippell, Deputy Chief Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri  
on this 2nd day of February, 2010.

*This tariff replaces P.S.C. Missouri No. 4, filed by LDMI Telecommunications, Inc. in its entirety.*

Title Sheet

MISSOURI INTEREXCHANGE TELECOMMUNICATIONS TARIFF

OF

**LDMI Telecommunications, Inc.,  
d/b/a Cavalier Telephone**

This tariff contains the descriptions, regulations, and rates applicable to the furnishing of service and facilities for interexchange telecommunications services provided by LDMI Telecommunications, Inc. (LDMI), d/b/a Cavalier Telephone within the State of Missouri. LDMI operates as a competitive telecommunications company within the State of Missouri.

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XD-2010-0210; YX-2007-0506

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**SYMBOLS**

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

- (C) - To signify Changed Regulation.
- (D) - Delete or Discontinue
- (I) - Change Resulting in an Increase to a rate
- (M) - Moved from Another Tariff Location
- (N) - New
- (R) - Change Resulting in a Reduction to a rate
- (S) - Matter Appearing Elsewhere or Repeated for Clarification
- (T) - Change in Text But No Change to Rate or Charge
- (Z) - Correction

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**TARIFF FORMAT**

- 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 PSCM. For example, the 4th revised Sheet 14 cancels the 3rd revised Sheet 14. Because of various suspension periods, deferrals, etc. the PSCM follows in its tariff approval process, the most current sheet number on file with the Commission is not always the tariff sheet in effect. Consult the Check Sheet for the sheet currently 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).
- D. Check Sheets** - When a tariff filing is made with the PSCM, an updated Check Sheet accompanies the tariff filing. The Check Sheet lists the sheets contained in the tariff, with a cross-reference to the current revision number. When new sheets are added, the Check Sheet is changed to reflect the revision. All revisions made in a given filing are designated by an asterisk (\*). There will be no other symbols used on this sheet if these are the only changes made to it (i.e., the format, etc. remain the same, just revised revision levels on some sheets). The tariff user should refer to the latest Check Sheet to find out if a particular sheet is the most current on file with the PSCM.

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**STATEMENT OF COMPETITIVE CARRIER STATUS**

LDMI Telecommunications, Inc., d/b/a Cavalier Telephone is classified as a competitive telecommunications company in Missouri for which the following statutory and regulatory requirements are waived.

**STATUTES**

392.240(1)	- ratemaking
392.270	- valuation of property
392.280	- depreciation accounts
392.290	- issuance of securities
392.300.2	- acquisition of stock
392.310	- stock and debt issuance
392.320	- stock dividend payment
392.330	- issuance of securities, debt and notes
392.340	- reorganization(s)

**COMMISSION RULES**

4 CSR 240-10.020	- depreciation
4 CSR 240-30.010(2)(C)	- rate schedules
4 CSR 240-30.040	- uniform system of accounts
4 CSR 240-33.030	- minimum charge rule
4 CSR 240-5	- bypass

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**SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS**

**Account** - The Customer who has agreed, verbally or by signature, to honor the terms of service established by the Company. An account may have more than one access code billed to the same Customer address.

**Authorized User** - A person, firm or corporation, or any other entity authorized by the Customer or Subscriber to communicate utilizing the Company's services.

**Carrier or Company** - LDMI Telecommunications, Inc., d/b/a Cavalier Telephone, unless otherwise indicated by the context.

**Commission** - Refers to the Missouri Public Service Commission.

**Company's Point of Presence** - Location of the serving central office associated with access to the Company's network.

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

**End User** - Any person, firm, corporation, partnership or other entity which uses the services of the Company under the provisions and regulations of this tariff. The End User is responsible for payment unless the charges for the services utilized are accepted and paid by another Customer.

**Equal Access** - A form of dialed access provided by local exchange companies whereby interexchange calls dialed by the Customer are automatically routed to the Company's network. Pre-subscribed Customers may also route interexchange calls to the Company's network by dialing an access code supplied by the Company.

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**SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS, (CONT'D.)**

**LATA** - Local Access and Transport Area.

**LDMI**- Refers to LDMI Telecommunications, Inc., d/b/a Cavalier Telephone.

**LEC** - Local Exchange Company.

**NECA** - National Exchange Carriers Association.

**Personal Identification Number (PIN)** - PINs may be used in conjunction with shared 800 service to uniquely identify the terminating location for an incoming call. Upon dialing a shared 800 number, the caller enters the PIN number associated with the party they are trying to reach.

**Subscriber** - The person, firm, corporation, or other legal entity which arranges for services of the Company on behalf of third party Customers or Authorized Users. The Subscriber is responsible for compliance with the terms and conditions of this tariff. A Subscriber is also a Customer under the terms of the tariff.

**Switched Access Origination/Termination** - Where originating or terminating access between the Customer and the interexchange carrier is provided on local exchange company Feature Group circuits. The cost of switched Feature Group access is billed to the interexchange carrier.

**Terminal Equipment** - Devices, apparatus, and associated wiring, such as teleprinters, telephones, or data sets.

**V & H Coordinatesz** - Geographic points which define the originating and terminating points of a call in mathematical terms so that the airline mileage of the call may be determined. Call mileage is used for the purpose of rating calls.

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**SECTION 2 - RULES AND REGULATIONS**

**2.1 Undertaking of LDMI Telecommunications, Inc., d/b/a Cavalier Telephone**

LDMI's services and facilities are furnished for communications originating at specified points within the State of Missouri under terms of this tariff.

LDMI installs, operates, and maintains the communications services provided hereunder in accordance with the terms and conditions set forth under this tariff. LDMI 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 LDMI network. The Customer shall be responsible for all charges due for such service arrangement.

The Company's services and facilities are available twenty-four (24) hours per day, seven days (7) per week.

**2.2 Limitations**

- 2.2.1** Service is offered subject to the availability of the necessary facilities and equipment, or both facilities and equipment, and subject to the provisions of this tariff.
- 2.2.2** LDMI reserves the right to discontinue or limit service when necessitated by conditions beyond its control, or when the Customer is using service in violation of provisions of this tariff, or in violation of the law.
- 2.2.3** The Company does not undertake to transmit messages, but offers the use of its facilities when available, and will not be liable for errors in transmission or for failure to establish connections.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)**

**2.2 Limitations, (Cont'd.)**

- 2.2.4** All facilities provided under this tariff are directly or indirectly controlled by LDMI and the Customer may not transfer or assign the use of service or facilities without 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.
- 2.2.5** 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 of service.
- 2.2.6** LDMI reserves the right to discontinue the offering of service or deny an application for service if a change in regulation materially and negatively impacts the financial viability of the service in the best business judgment of the Company.
- 2.2.7** The Company does not process local emergency calls, "911" or operator calls. All calls of this nature will be processed by either by the customer's local exchange provider or by the Company's underlying interexchange carrier.

**2.3 Use**

Services provided under this tariff may be used for any lawful purpose for which the service is technically suited.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)**

**2.4 Liabilities of the Company**

- 2.4.1** LDMI's liability for damages arising out of mistakes, interruptions, omissions, delays, errors, or defects in transmission which occur in the course of furnishing service or facilities, in no event shall exceed an amount equivalent to the proportionate charge to the Customer for the period during which the faults in transmission occur.
- 2.4.2** The Company shall not be liable for claim or loss, expense or damage (including indirect, special or consequential damage), for any interruption, delay, error, omission, or defect in any service, facility or transmission provided under this tariff, if caused by any person or entity other than the Company, by any malfunction of any service or facility provided by any other carrier, by an act of God, fire, war, civil disturbance, or act of government, or by any other cause beyond the Company's direct control.
- 2.4.3** The Company shall not be liable for, and shall be fully indemnified and held harmless by Customer against any claim or loss, expense, or damage (including indirect, special or consequential damage) for defamation, libel, slander, invasion, infringement of copyright or patent, unauthorized use of any trademark, trade name or service mark, unfair competition, interference with or misappropriation or violation of any contract, proprietary or creative right, or any other injury to any person, property or entity arising out of the material, data, information, or other content revealed to, transmitted, or used by the Company under this tariff; or for any act or omission of the Customer; or for any personal injury or death of any person caused directly or indirectly by the installation, maintenance, location, condition, operation, failure, presence, use or removal of equipment or wiring provided by the Company, if not directly caused by negligence of the Company.
- 2.4.4** The Company shall not be liable for any defacement of or damages to the premises of a Customer resulting from the furnishing of service which is not the direct result of the Company's negligence.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)**

**2.5 Deposits**

The Company does not collect Deposits from its Customers.

**2.6 Advance Payments**

The Company does not collect Advance Payments from its Customers.

**2.7 Taxes**

All state and local taxes (i.e., gross receipts tax, sales tax, municipal utilities tax) are listed as separate line items and are not included in the quoted rates for services paid for in arrears.

**2.8 Miscellaneous Rates and Charges**

The Company may adjust its rates and charges or impose additional rates and charges on its Customers in order to recover amounts it is required by governmental or quasi-governmental authorities to collect from or pay to others in support of statutory or regulatory programs. Examples of such programs include, but are not limited to, the Universal Service Fund, the Primary Interexchange Carrier Charge, and compensation to payphone service providers for the use of their payphones to access the Company's service. The Company will submit these changes to the Missouri Public Service Commission for prior approval.

**2.9 Interconnection**

Service furnished by LDMI may be connected with the services or facilities of other carriers. Such service or facilities, if used, are provided under the terms, rates and conditions of the other carrier. The Customer is responsible for all charges billed by other carriers for use in connection with LDMI's service. Any special interface equipment or facilities necessary to achieve compatibility between carriers is the responsibility of the Customer.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)**

**2.10 Terminal Equipment**

The Company's facilities and service may be used with or terminated in Customer-provided terminal equipment or Customer-provided communications systems, such as a telephone set, PBX or key system. Such terminal equipment shall be furnished and maintained at the expense of the Customer, except as otherwise provided. The Customer is responsible for all costs at his or her premises, including personnel, wiring, electrical power, and the like, incurred in the use of the Company's service. When such terminal equipment is used, the equipment shall comply with the generally accepted minimum protective criteria standards of the telecommunications industry as endorsed by the Federal Communications Commission.

**2.11 Installation and Termination**

Service is installed upon mutual agreement between the Customer and the Company. The service agreement does not alter rates specified in this tariff.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)**

**2.12 Payment for Service**

The Customer is responsible for payment of all charges for services and equipment furnished to the Customer for transmission of calls via the Company. This includes payment for calls or services originated at the Customer's number(s) or incurred at the specific request of the Customer. The Customer agrees to pay to the Company any cost(s) incurred as a result of any delegation of authority resulting in the use of his or her communications equipment and/or network services which result in the placement of calls via the Company. The Customer agrees to pay the Company or its authorized agent any and all cost(s) incurred as a result of the use of the service arrangement, including calls which the Customer did not individually authorize.

All charges due by the Customer are payable to the Company or any agency duly authorized to receive such payments within 30 days of bill issuance. The billing agency may be the Company, a local exchange telephone company, or other billing service. Terms of payment shall be according to the rules and regulations of the agency and subject to the rules of regulatory agencies having jurisdiction. Any objections to billed charges must be promptly reported to the Company or its billing agent. Adjustments to Customers' bills shall be made to the extent that circumstances exist which reasonably indicate that such changes are appropriate.

The Company provides the following toll free number 1-800-374-5364 for customers to contact the carrier in case of a billing dispute or complaint.

**2.13 Cancellation by Customer**

Customers may cancel service verbally or in writing at any time. The Company shall hold the Customer responsible for payment of all undisputed charges, including fixed fees, which accrue up to the cancellation date. Charges may be avoided by dialing another carrier's access code. In the event the Customer executes a term commitment agreement with the Company, the Customer must cancel service and terminate the agreement in accordance with the agreement terms.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)**

**2.14 Refusal or Discontinuance by Company**

**2.14.1** LDMI may refuse or discontinue service under the following conditions provided that, unless otherwise stated, the Customer shall be given fifteen (15) days notice to comply with any rule or remedy any deficiency:

- A. For failure of the Customer to pay a bill for service when it is due, provided that suspension or termination of service shall not be made without five (5) days written notice to the Customer, except in extreme cases.
- B. For failure of the Customer to meet the Company's deposit and credit requirements.
- C. For failure of the Customer to make proper application for service.
- D. For Customer's violation of any of the Company's rules on file with the Commission, provided five (5) days' written notice is given before termination.
- E. For failure of the Customer to provide the Company reasonable access to its equipment and property.
- F. For Customer's breach of the contract for service between the Company and the Customer.
- G. For a failure of the Customer to furnish such service, equipment, and/or rights-of-necessary to serve said Customer as shall have been specified by the Company as a condition of obtaining service.
- H. When necessary for the Company to comply with any order or request of any governmental authority having jurisdiction.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)**

**2.14 Refusal or Discontinuance by Company, (Cont'd.)**

**2.14.2** LDMI may refuse or discontinue service without notice to the Customer for any of the following reasons:

- A. In the event of tampering with the Company's equipment.
- B. In the event of a condition determined to be hazardous to the Customer, to other Customers of the Company, to the Company's equipment, the public, or to employees of the Company.
- C. In the event of a Customer's use of equipment in such a manner as to adversely affect the Company's equipment or the Company's service to others.
- D. In the event of fraudulent use of the service.

**2.15 Interruption of Service**

Credit allowances for interruptions of service which are not due to the Company's testing or adjusting, to the negligence of the Customer, or to the failure of channels, equipment or communications systems provided by the Customer, are subject to the general liability provisions set forth in Section 2.4 herein. It shall be the obligation of the Customer to notify Company immediately of any interruption in service for which a credit allowance is desired by Customer. Before giving such notice, Customer shall ascertain that the trouble is not within his or her control, or is not in wiring or equipment, if any, furnished by Customer and connected to Company's terminal. Interruptions caused by Customer-provided or Company-provided automatic dialing equipment are not deemed an interruption of service as defined herein since the Customer has the option of using the long distance network via local exchange company access.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)**

**2.16 Inspection, Testing and Adjustment**

Upon reasonable notice, the facilities provided by the Company shall be made available to the Company for tests and adjustments as may be deemed necessary by the Company for maintenance. No interruption allowance will be granted for the time during which such tests and adjustments are made.

**2.17 Tests, Pilots, Promotional Campaigns and Contests**

See Section 5 of this Tariff.

**2.18 Cost of Collection and Repair**

The Customer is responsible for any and all costs incurred in the collection of monies due the Company, including legal and accounting expenses. Customer is also responsible for recovery costs of Company-provided equipment and any expenses required for repair or replacement of damaged equipment.

**2.19 Late Payment Charge**

A late fee of \$5.00 plus 1.5% per month will be charged on any past due balance. The late payment fee is not applicable to residential accounts. Payment required is within thirty (30) days subsequent to the invoice date and is considered past due after the thirty day period.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)**

**2.20 Return Check Charge**

The Company reserves the right to assess a return check charge of \$25.00 whenever a check or draft presented for payment of service is not accepted by the institution on which it is written. This charge applies each time a check is returned to the Company by a bank for insufficient funds.

**2.21 Other Rules**

The Company may temporarily suspend service without notice to the Customer, by blocking traffic to certain cities or NXX exchanges, or by blocking calls using certain Personal Identification Numbers when the Company deems it necessary to take such action to prevent unlawful use of its service. The Company will restore service as soon as service can be provided without undue risk.

**2.22 Billed Monthly Minimum Charge**

All long distance customers will be billed a minimum monthly usage charge of \$4.00 if the Customer's usage is less than the monthly minimum charge of \$4.00.

**2.23 Administrative Fee**

Customers requesting a change from one rate plan to another rate plan will be required to pay an administrative fee of \$5.00 per occurrence.

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**SECTION 3 - DESCRIPTION OF SERVICE**

**3.1 General**

LDMI offers direct dialed (1+) service, inbound "800/888" number service and travel card service for communications originating and terminating within the State of Missouri under terms of this tariff.

Customers are billed based on their use of LDMI's network and services. Charges may vary by service offering, mileage band, class of call, time of day, day of week, and/or call duration.

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**SECTION 3 - DESCRIPTION OF SERVICE, (CONT'D.)**

**3.2 Calculation of Distance**

Usage charges for all mileage sensitive products are based on the airline distance between serving wire centers associated with the originating and terminating points of the call.

The serving wire centers of a call are determined by the area codes and exchanges of the origination and destination points.

The distance between the Wire Center of the Customer's equipment and that of the destination point is calculated by using the "V" and "H" coordinates found in BellCore's V&H Tape and NECA FCC Tariff No. 1.

- Step 1** Obtain the "V" and "H" coordinates for the Wire Centers serving the Customer and the destination point.
- Step 2** Obtain the difference between the "V" coordinates of each of the Wire Centers. Obtain the Difference between the "H" coordinates.
- Step 3** Square the differences obtained in Step 2.
- Step 4** Add the squares of the "V" difference and "H" difference obtained in Step 3.
- Step 5** Divide the sum of the square obtained in Step 4 by ten (10). Round to the next higher whole number if any fraction results from the division.
- Step 6** Obtain the square root of the whole number obtained in Step 5. Round to the next higher whole number if any fraction is obtained. This is the distance between the Wire Centers.

**Formula:**

$$\sqrt{\frac{(V_1 V_2)^2 + (H_1 H_2)^2}{10}}$$

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**SECTION 3 - DESCRIPTION OF SERVICE, (CONT'D.)**

**3.3 Timing of Calls**

Billing for calls placed over the LDMI network is based in part on the duration of the call as follows, unless otherwise specified in this tariff:

- 3.3.1** Long distance usage charges are based on usage of the Company's network. Chargeable time begins when the calling and the called station are connected.
- 3.3.2** Should a call originate in one rate period and terminate in another rate period, the entire call will be billed by the rates in effect at the time of connection based on the originating rate period.
- 3.3.3** Chargeable time ends when one party "hangs up" the telephone, thereby releasing the network connection.
- 3.3.4** The minimum call duration and call increments for billing purposes are specified on a per-product basis. Fractional increments are rounded up to the next whole increment.
- 3.3.5** The Company shall not bill for unanswered calls.
- 3.3.6** For "Option 2" billing, calls are rounded in six (6) second increments with a thirty (30) second minimum call duration.
- 3.3.7** For "Option 3" billing, calls are rounded in six (6) second increments with an eighteen (18) second minimum call duration.

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**SECTION 3 - DESCRIPTION OF SERVICE, (CONT'D.)**

**3.4 Time of Day Rate Periods**

**3.4.1** Time-of-Day Rate Periods are determined by the time of day at the location of the Calling Station. The rates shown in Section 4 apply as follows:

**DAY:** From 8:00 a.m. up to, but not including, 5:00 p.m. Monday - Friday.

**EVENING:** From 5:00 p.m. up to, but not including, 11:00 p.m. Monday - Friday and Sunday.

**NIGHT:** From 11:00 p.m. to 8:00 a.m. Everyday

The Company observes the following federally recognized holidays: New Year's Day, Martin Luther King Day, President's Day, Memorial Day, July 4<sup>th</sup> (Independence Day), Labor Day, Columbus Day, Veteran's Day, Thanksgiving Day, Christmas Day.

The evening rate is used unless a lower rate would normally apply. When a call begins in one rate period and ends in another, the rate in effect in each rate period applies to the portion of the call occurring within that rate period. In the event that a minute is split between two rate periods, the rate in effect at the start of that minute applies.

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**SECTION 3 - DESCRIPTION OF SERVICE, (CONT'D.)**

**3.5 Outbound Services**

**3.5.1 Switched Access Outbound Service**

Outbound Service is offered to Residential and Business Subscribers for outbound calling. Outbound Service utilizes Customer-provided switched access lines.

**3.5.2 Dedicated Access Outbound Service**

Each of these services utilize leased dedicated access facilities to connect the Customer directly to the Company's applicable Point-of-Presence for the purpose of making long distance calls. Dedicated Access Outbound Service includes recurring and nonrecurring rates for the dedicated facility, as well as usage rates.

All charges incurred by LDMI from the Local Exchange Carrier in the provisioning of service will be charged to the customer pursuant to such Local Exchange Carrier's Interexchange Access Tariffs.

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**SECTION 3 - DESCRIPTION OF SERVICE, (CONT'D.)**

**3.6 Inbound Toll-Free (8XX) Service**

**3.6.1 General Description**

LDMI's Inbound Toll-Free Number Service is an 8XX number service available for Customer use twenty-four (24) hours a day, seven (7) days a week. Service is terminated over standard Customer-provided switched access lines. Intrastate service is offered in conjunction with Interstate service.

**3.6.2 800 Switched Access Inbound Service**

This class of service terminates 800 service calls to the customer's premises over standard local exchange carrier business lines.

**3.6.3 800 Dedicated Access Inbound Service**

This class of service utilizes a dedicated facility provided by a Local Exchange Carrier or Alternate Access provider to interconnect Company to the Customer's premises for the purpose of terminating 800 inbound calls. 800 Dedicated Access Inbound Service includes recurring and nonrecurring rates for the dedicated facility, as well as usage rates.

**3.6.4 Reservation of Toll-Free Numbers**

The Company will make every effort to reserve toll-free vanity numbers on behalf of Customers, but makes no guarantee or warranty that the requested toll-free number(s) will be available or assigned to the Customer requesting the number.

**3.6.5 Toll-Free Number Portability**

If a Customer accumulates undisputed delinquent charges, the Company reserves the right not to honor that Customer's request for a change in service, including a request for Resp. Org. change, until such charges are paid in full.

The Customer does not retain rights in toll-free numbers which are shared with other Customers of the Company. Shared toll-free numbers are not portable.

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**SECTION 3 - DESCRIPTION OF SERVICE, (CONT'D.)**

**3.7 Travel Service**

**3.7.1 General Description**

Travel Card Service is available in conjunction with other LDMI services, or as a stand-alone offering. The service is typically used for originating telephone calls while away from home or office. Service is accessed by dialing the Company-designated toll-free access number, a valid authorization code, and the destination number. Travel Card Service is billed in six (6) second increments after a minimum call duration of thirty (30) seconds. Intrastate service is offered in conjunction with Interstate service.

The Company's Travel Service is utilized by dialing a unique set of 800 numbers to gain access to Company's switching network. Customers are charged via the use of a 10-digit proprietary calling card number.

Customers incur a per call surcharge in addition to the per minute usage charge set in section 4.3.

**3.8 Directory Assistance**

**3.8.1 General Description**

Directory Assistance is available to Customers of LDMI. A Directory Assistance charge applies to each call to the Directory Assistance Bureau. Up to two requests may be made on each call to Directory Assistance. The Directory Assistance charge applies to each call regardless of whether the Directory Assistance Bureau is able to furnish the requested telephone number.

**3.9 Point-to-Point Service**

**3.9.1** Point to Point Service is a Private Line Service available to customers in multiple configurations including DS-0, and DS-1 voice and data services with speeds ranging from 9.6 Kbps through 56 Kbps.

**3.9.2** The price of any given circuit has three components: originating end access facility, terminating access facility, and the Interexchange Carrier ("IXC") portion.

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**SECTION 3 - DESCRIPTION OF SERVICE, (CONT'D.)**

**3.10 Pay Telephone (Payphone) Surcharge**

A surcharge applies on all completed intrastate toll-free and 101XXXX and or any other access code calls, including any 800/888 or travel card calls, originating from a pay telephone. This surcharge is applied in addition to any other applicable service charges or surcharges. The surcharge does not apply to: calls paid for by inserting coins at the pay telephone; calls placed from stations other than pay telephones.

Per Call	\$0.30
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**3.11 Missouri Universal Service Fund**

- A. The Company will place, on each retail end-user customer's bill, a surcharge equal to the Missouri Universal Service Fund percentage assessment ordered by the Missouri Public Service Commission.
- B. The surcharge will appear as a separate line item detailed as "Missouri Universal Service Fund."
- C. The surcharge percentage will be applied to the total of each customer's charges for intrastate regulated telecommunications services that meet the definition of net jurisdictional revenues at 4 CSR 240-31.010(12).

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**SECTION 4 - RATES**

**4.1 Outbound Service**

**4.1.1 Standard Switched Access Outbound Flat Rate Plan**

Per Minute: \$0.1650

**4.1.2 Optional Switched Access Outbound Calling Plans**

**4.1.2.A. LDMI "DN" Rates:**

LDMI "DN" Billing Plans  
Direct Dialed 1+ Intrastate InterLATA & IntraLATA Rates

		DAY		EVENING		NIGHT			
		Mileage Limit	First 18 Seconds	Add'l 6 Seconds	First 30 Seconds	Add'l 6 Seconds	First 30 Seconds	Add'l 6 Seconds	Monthly Minimum
Plan 9	DN	0-292	\$0.04080	\$0.01360	\$0.03672	\$0.01224	\$0.03672	\$0.01224	\$140

**4.1.2.B. LDMI "Magnum" Rates:**

LDMI "Magnum" Billing Plans  
Direct Dialed 1+ Intrastate InterLATA & IntraLATA Rates

		DAY		EVENING		NIGHT			
		Mileage Limit	First 18 Seconds	Add'l 6 Seconds	First 30 Seconds	Add'l 6 Seconds	First 30 Seconds	Add'l 6 Seconds	Monthly Minimum
Plan 5	Magnum	0-292	\$0.03260	\$0.01088	\$0.02808	\$0.00936	\$0.02208	\$0.00736	\$270

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**SECTION 4 – RATES, (CONT'D.)**

**4.1 Outbound Service, (Cont'd.)**

**4.1.2 Optional Switched Access Outbound Calling Plans, (Cont'd.)**

**4.1.2.C. LDMI “Prime Choice M” Rates:**

LDMI “Prime Choice M” Billing Plans  
Direct Dialed 1+ Intrastate InterLATA Rates

		Milceage Limit	DAY		EVENING		NIGHT		Monthly Minimum
			First Minute	Add'l Minute	First Minute	Add'l Minute	First Minute	Add'l Minute	
Plan 4	Prime Choice 4	10	\$0.14250	\$0.09750	\$0.10302	\$0.07125	\$0.07875	\$0.04800	\$10
Plan 4	Prime Choice 4	22	\$0.15000	\$0.12750	\$0.11250	\$0.09000	\$0.09000	\$0.06600	\$10
Plan 4	Prime Choice 4	55	\$0.17250	\$0.15750	\$0.11550	\$0.10500	\$0.09750	\$0.08400	\$10
Plan 4	Prime Choice 4	124	\$0.18750	\$0.18000	\$0.12525	\$0.12075	\$0.11250	\$0.09750	\$10
Plan 4	Prime Choice 4	999	\$0.19500	\$0.19500	\$0.13275	\$0.13125	\$0.11250	\$0.11250	\$10
Plan 3	Prime Choice 3	10	\$0.15200	\$0.10400	\$0.11000	\$0.07600	\$0.08400	\$0.05120	\$40
Plan 3	Prime Choice 3	22	\$0.16000	\$0.13600	\$0.12000	\$0.09600	\$0.09600	\$0.07040	\$40
Plan 3	Prime Choice 3	55	\$0.18400	\$0.16800	\$0.12320	\$0.11200	\$0.10400	\$0.08960	\$40
Plan 3	Prime Choice 3	124	\$0.20000	\$0.19200	\$0.13360	\$0.12880	\$0.12000	\$0.10400	\$40
Plan 3	Prime Choice 3	999	\$0.20800	\$0.20800	\$0.14160	\$0.14000	\$0.12000	\$0.12000	\$40
Plan 1	L.D.	10	\$0.15200	\$0.10400	\$0.11000	\$0.07600	\$0.08400	\$0.05120	\$80
Plan 1	L.D.	22	\$0.16000	\$0.13600	\$0.12000	\$0.09600	\$0.09600	\$0.07040	\$80
Plan 1	L.D.	55	\$0.18400	\$0.16800	\$0.12320	\$0.11200	\$0.10400	\$0.08960	\$80
Plan 1	L.D.	124	\$0.20000	\$0.19200	\$0.13360	\$0.12880	\$0.12000	\$0.10400	\$80
Plan 1	L.D.	999	\$0.20800	\$0.20800	\$0.14160	\$0.14000	\$0.12000	\$0.12000	\$80

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**SECTION 4 – RATES, (CONT'D.)**

**4.1 Outbound Service, (Cont'd.)**

**4.1.2 Optional Switched Access Outbound Calling Plans, (Cont'd.)**

**4.1.2.D. LDMI “Prime Choice W” Rates:**

LDMI WATS “Prime Choice W” Billing Plans  
Direct Dialed 1+ Intrastate InterLATA

		Mileage Limit	DAY		EVENING		NIGHT		Monthly Minimum
			First 30 Seconds	Add'l 6 Seconds	First 30 Seconds	Add'l 6 Seconds	First 30 Seconds	Add'l 6 Seconds	
Plan 2	Prime Choice 2	0-292	\$0.07400	\$0.01480	\$0.05520	\$0.01104	\$0.05520	\$0.01104	\$0
Plan 22	Special Prime	0-292	\$0.07400	\$0.01480	\$0.05520	\$0.01104	\$0.05520	\$0.01104	\$100

**4.1.2.E. LDMI “SDN” Rates:**

LDMI “SDN” Billing Plans  
Direct Dialed 1+ Intrastate InterLATA & IntraLATA Rates

		Mileage Limit	DAY		EVENING		NIGHT		Monthly Minimum
			First 18 Seconds	Add'l 6 Seconds	First 30 Seconds	Add'l 6 Seconds	First 30 Seconds	Add'l 6 Seconds	
Plan 6	SDN	0-292	\$0.04590	\$0.01530	\$0.04077	\$0.01359	\$0.04077	\$0.01359	\$50
Plan 7	SDN Plus	0-292	\$0.04080	\$0.01360	\$0.03624	\$0.01208	\$0.03624	\$0.01208	\$90
Plan 8	SDN Ultra	0-292	\$0.03570	\$0.01190	\$0.03171	\$0.01057	\$0.03171	\$0.01057	\$190

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**SECTION 4 – RATES, (CONT'D.)**

**4.1 Outbound Service, Cont'd.**

**4.1.2 Optional Switched Access Outbound Calling Plans, (Cont'd.)**

**4.1.2.F. LDMI “Special” Flat Rate Pricing:**

LDMI ‘Special’ Billing Plans  
Direct Dialed 1+ Intrastate InterLATA & IntraLATA Rates

Billing Plan		Mileage Limit	IntraLATA per minute	InterLATA per minute	Billing Increment*	Monthly Minimum
Plan 15	Special 15	0-292	\$0.1600	\$0.1600	Option 3	\$30
Plan 25	Special 25	0-292	\$0.1500	\$0.1500	Option 2	\$60
Plan 26	Special 26	0-292	\$0.1500	\$0.1500	Option 3	\$70
Plan 22	Special Prime	0-292	\$0.1080	**	Option 2	\$100
Plan 12	Special 12	0-292	\$0.1400	\$0.1400	Option 2	\$110
Plan 18	Special 18	0-292	\$0.1400	\$0.1400	Option 3	\$120
Plan 19	Special 19	0-292	\$0.1080	***	Option 3	\$130
Plan 27	Special 27	0-292	\$0.1350	\$0.1350	Option 2	\$150
Plan 28	Special 28	0-292	\$0.1350	\$0.1350	Option 3	\$160
Plan 10	Special 10	0-292	\$0.1290	\$0.1290	Option 2	\$170
Plan 17	Special 17	0-292	\$0.1290	\$0.1290	Option 3	\$180
Plan 20	Special 20	0-292	\$0.1149	\$0.1449	Option 3	\$200
Plan 16	Special 16	0-292	\$0.1080	\$0.1290	Option 3	\$210
Plan 13	Special 13	0-292	\$0.1149	\$0.1149	Option 2	\$220
Plan 14	Special 14	0-292	\$0.1149	\$0.1149	Option 3	\$230
Plan 21	Special 21	0-292	\$0.1080	\$0.1200	Option 2	\$240
Plan 31	Special 31	0-292	\$0.1080	\$0.1149	Option 2	\$250
Plan 32	Special 32	0-292	\$0.1080	\$0.1149	Option 3	\$260
Plan 23	Special 23	0-292	\$0.1080	\$0.1080	Option 2	\$280
Plan 24	Special 24	0-292	\$0.1080	\$0.1080	Option 3	\$290
Plan 29	Special 29	0-292	\$0.0900	\$0.0900	Option 2	\$300
Plan 30	Special 30	0-292	\$0.0900	\$0.0900	Option 3	\$310
Plan 33	Special 33	0-292	\$0.0650	\$0.0700	Option 3	\$320

\* see Sections 3.3.6 and 3.3.7 for Option 2 and Option 3 description

\*\* see LDMI “Prime Choice W” Billing

\*\*\* see LDMI “SDN” Billing

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**SECTION 4 – RATES, (CONT'D.)**

**4.1 Outbound Service, (Cont'd.)**

**4.1.3 Dedicated Access Outbound Service**

**4.1.3.A. DS1/1.544 Digital Facility**

Monthly Mileage: to determine the total, multiply the number of miles by the rate per mile, and add that to the fixed charge.

<u>Mileage Bands</u>	<u>Monthly Charges per Circuit Mile</u>	
	Fixed	Per DS-0 Mile
0-250	\$500.00	\$0.20
250+	\$750.00	\$0.22
<u>One-Time Installation Charges:</u>	\$300.00	
Per Minute:	\$0.1200	

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**SECTION 4 – RATES, (CONT'D.)**

**4.1 Outbound Service, (Cont'd.)**

**4.1.3 Dedicated Access Outbound Service, (Cont'd.)**

**4.1.3.B. DS-3 Facility**

Monthly Mileage: to determine the total, multiply the number of miles by the rate per mile, and add that to the fixed charge.

<u>Mileage Bands</u>	<u>Monthly Charges per Circuit Mile</u>	
	Fixed	Per DS-0 Mile
0-100	\$2,700.00	\$0.10
101+	\$4,750.00	\$0.095

One-Time Installation Charges: \$500.00

Discounts: Discounts are available off of the above monthly mileage rates for long term service contracts, as follows:

<u>Term of Contract</u>	<u>Discount</u>
1 Year	3%
2 Years	5%
3 Years	7%
4 Years	9%
5 Years	10%

**4.1.3.C. Per Minute: \$0.1200**

**4.1.3.D. Optional Features and Functions:**

Multiplexing:	\$500.00
Cross Connect:	\$ 75.00
DACS:	\$300.00
Echo Canceler:	\$150.00

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**SECTION 4 – RATES, (CONT'D.)**

**4.2 Inbound Toll-Free (8XX) Service**

**4.2.1 Standard Inbound Flat Rate Plan**

Per Minute: \$0.1700

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**SECTION 4 – RATES, (CONT'D.)**

**4.2 Inbound Toll-Free (8XX) Service, (Cont'd.)**

**4.2.2 800 Switched Access Inbound Service**

**4.2.2.A. Switched 800 Rates**

**LDMI 800 Service Billing Plans**

**Switched Access Intrastate InterLATA & IntraLATA Rates**

Mileage Limit	ALL RATE PERIODS				Billing Increments*	Monthly Minimum
	First 18 Seconds	Add'l 6 Seconds	First 30 Seconds	Add'l 6 Seconds		
0-292	N/A	N/A	\$0.09000	\$0.01800	Option 2	\$0
0-292	N/A	N/A	\$0.08500	\$0.01700	Option 2	\$10
0-292	N/A	N/A	\$0.08500	\$0.01700	Option 2	\$20
0-292	\$0.04800	\$0.01600	N/A	N/A	Option 3	\$30
0-292	N/A	N/A	\$0.08000	\$0.01600	Option 2	\$40
0-292	\$0.04800	\$0.01600	N/A	N/A	Option 3	\$50
0-292	N/A	N/A	\$0.07500	\$0.01500	Option 2	\$60
0-292	\$0.04500	\$0.01500	N/A	N/A	Option 3	\$70
0-292	N/A	N/A	\$0.07500	\$0.01500	Option 2	\$80
0-292	\$0.04200	\$0.01400	N/A	N/A	Option 3	\$90
0-292	N/A	N/A	\$0.07000	\$0.01400	Option 2	\$100
0-292	N/A	N/A	\$0.07000	\$0.01400	Option 2	\$110
0-292	\$0.03900	\$0.01300	N/A	N/A	Option 3	\$120
0-292	\$0.03900	\$0.01300	N/A	N/A	Option 3	\$130
0-292	\$0.03900	\$0.01300	N/A	N/A	Option 3	\$140
0-292	N/A	N/A	\$0.06000	\$0.01200	Option 2	\$150
0-292	\$0.03600	\$0.01200	N/A	N/A	Option 3	\$160
0-292	\$0.03600	\$0.01200	N/A	N/A	Option 3	\$170
0-292	\$0.03300	\$0.01100	N/A	N/A	Option 3	\$180
0-292	\$0.03300	\$0.01100	N/A	N/A	Option 3	\$190
0-292	\$0.03300	\$0.01100	N/A	N/A	Option 3	\$200
0-292	\$0.03000	\$0.01000	N/A	N/A	Option 3	\$210
0-292	N/A	N/A	\$0.05000	\$0.01000	Option 2	\$220
0-292	\$0.03000	\$0.01000	N/A	N/A	Option 3	\$230
0-292	N/A	N/A	\$0.04500	\$0.00900	Option 2	\$240
0-292	N/A	N/A	\$0.04500	\$0.00900	Option 2	\$250
0-292	\$0.02700	\$0.00900	N/A	N/A	Option 3	\$260
0-292	\$0.02400	\$0.00800	N/A	N/A	Option 3	\$270
0-292	N/A	N/A	\$0.04000	\$0.00800	Option 2	\$280
0-292	\$0.02400	\$0.00800	N/A	N/A	Option 3	\$290
0-292	N/A	N/A	\$0.04000	\$0.00800	Option 2	\$300
0-292	\$0.02400	\$0.00800	N/A	N/A	Option 3	\$310

\* see Sections 3.3.6 and 3.3.7 for Option 2 and Option 3 description

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**SECTION 4 – RATES, (CONT'D.)**

**4.2 Inbound Toll-Free (8XX) Service, (Cont'd.)**

**4.2.3 800 Dedicated Access Inbound Service**

**4.2.3.A Dedicated 800 Rates**

**LDMI 800 Service Billing Plans**

**Dedicated Access Intrastate InterLATA & IntraLATA Rates**

Mileage Limit	ALL RATE PERIODS				Billing Increments*	Monthly Minimum
	First 18 Seconds	Add'l 6 Seconds	First 30 Seconds	Add'l 6 Seconds		
0-292	N/A	N/A	\$0.06000	\$0.01200	Option 2	\$110
0-292	\$0.03300	\$0.01100	N/A	N/A	Option 3	\$120
0-292	\$0.03300	\$0.01100	N/A	N/A	Option 3	\$130
0-292	\$0.03300	\$0.01100	N/A	N/A	Option 3	\$140
0-292	N/A	N/A	\$0.05000	\$0.01000	Option 2	\$150
0-292	\$0.03000	\$0.01000	N/A	N/A	Option 3	\$160
0-292	\$0.03000	\$0.01000	N/A	N/A	Option 3	\$170
0-292	\$0.02700	\$0.00900	N/A	N/A	Option 3	\$180
0-292	\$0.02700	\$0.00900	N/A	N/A	Option 3	\$190
0-292	\$0.02700	\$0.00900	N/A	N/A	Option 3	\$200
0-292	\$0.02400	\$0.00800	N/A	N/A	Option 3	\$210
0-292	N/A	N/A	\$0.04000	\$0.00800	Option 2	\$220
0-292	\$0.02400	\$0.00800	N/A	N/A	Option 3	\$230
0-292	N/A	N/A	\$0.03500	\$0.00700	Option 2	\$240
0-292	N/A	N/A	\$0.03500	\$0.00700	Option 2	\$250
0-292	\$0.02100	\$0.00700	N/A	N/A	Option 3	\$260
0-292	\$0.01800	\$0.00600	N/A	N/A	Option 3	\$270
0-292	N/A	N/A	\$0.03000	\$0.00600	Option 2	\$280
0-292	\$0.01800	\$0.00600	N/A	N/A	Option 3	\$290
0-292	N/A	N/A	\$0.03000	\$0.00600	Option 2	\$300
0-292	\$0.01800	\$0.00600	N/A	N/A	Option 3	\$310
0-292	\$0.01500	\$0.00500	N/A	N/A	Option 3	\$320

\* see Sections 3.3.6 and 3.3.7 for Option 2 and Option 3 description

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**SECTION 4 – RATES, (CONT'D.)**

**4.3 Travel Service**

4.3.1 Standard, per minute \$0.2500

4.3.2 The per call surcharge for customers dialing from phones without live operator intervention is:

\$0.64/call

4.3.3 The per call surcharge for customers dialing from phones with live operator intervention is:

\$0.64/call

**4.4 Directory Assistance**

Per call to Directory Assistance \$0.95

**4.5 Pay Telephone (Payphone) Surcharge**

\$0.30/call

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**SECTION 4 – RATES, (CONT'D.)**

**4.5 Point-to-Point Service**

**4.5.1** Point to Point Service is a Private Line Service available to customers in multiple configurations including DS-0, and DS-1 voice and data services with speeds ranging from 9.6 Kbps through 56 Kbps.

**4.5.2** The price of any given circuit has three components: originating end access facility, terminating access facility, and the Interexchange Carrier (“IXC”) portion.

**4.5.2.A. Originating and Terminating End Access Facilities**

**4.5.2.A.1.** The Local Exchange Carrier or Alternate Access provider provides the Company with originating and terminating access facilities. The Company is charged for these facilities by applicable Local Exchange Carrier or Alternate Access provider. The Company passes all charges incurred, including recurring and non-recurring, on to the customer in their entirety.

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SECTION 4 – RATES, (CONT'D.)

4.5 Point to Point Service, (Cont'd.)

4.5.2 (Cont'd.)

4.5.2.A. Originating and Terminating End Access Facilities, (Cont'd.)

4.5.2.A.2. Interexchange Carrier Portion

The Company provides the Interexchange Carrier Portion over the Company's network. The customer incurs a charge based upon point of origin and termination. Prices are determined based on the following ranges and service types:

(a) DS-0

<u>Mileage Bands</u>	<u>Monthly Charges</u>	
	Fixed	Per Mile
0-50	\$50.00	\$2.00
51-100	\$100.00	\$1.00
100+	\$150.00	\$0.50

(b) DS-1 Voice and Data

<u>Monthly Charges</u>	
Fixed	Per Mile
\$500.00	\$15.00

(c) DS-0 Data

9.6 Kbps	\$1.50/mile
19.2 Kbps	\$1.75/mile
56.0 Kbps	\$2.00/mile

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**SECTION 5 - PROMOTIONS**

**5.1 General**

From time to time the Company shall, at its option, promote subscription or stimulate network usage by offering to waive some or all of the nonrecurring or recurring charges for the Customer (if eligible) of target services for a limited duration. Such promotions shall be made available to all similarly situated Customers in the target market area.

**5.2 Demonstration of Service**

From time to time the Company may demonstrate service for potential customers by providing free use of its network on a limited basis for a period of time, not to exceed one (1) month. Demonstration of service and the type and duration of service provided will be at the Company's discretion.

**5.3 Comparable Pricing Promotion**

LDMI will, at its discretion, match certain standard or promotional offerings of other interexchange carriers or resellers in order to acquire new Customers or retain existing Customer accounts. The Customer must demonstrate to the Company's satisfaction that 1) an alternative service offering is valid and currently available from a competing interexchange carrier or reseller and 2) the Customer intends to either subscribe to or remain subscribed with the competing interexchange carrier or reseller.

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