GREEN HILLS TELEPHONE CORPORATION PSC MO #3

Andereck, Evans, Milne, Peace & Baumhoer

ATTORNEYS AT LAW

301 EAST MCCARTY STREET

P. O. 80X 1280

JEFFERSON CITY, MISSOURI 65102-1280

TELEPHONE 314-634-3422

FAX 314-634-7822

TRENTON OFFICE 914 AND WASHINGTON STREET

P. O. BOX 547

TRENTON, MISSOURI 64683-0547 B16-359-2244

FAX 816-359-2116

SPRINGFIELD OFFICE

JIH S. GLENSTONE P. O. BOX 4929

SPRINGFIELD, MISSOURI 65808-4929 417-864-6401

PRINCETON OFFICE 807 NORTH WASHINGTON PRINCETON, MISSOURI 64673

816-748-2244

Public Service Commission

PHIL HAUCK (1924-1991)

GREGORY C. STOCKARD

EUGENE E. ANDERECK

PATRICK A. BAUMHOER

CRAIG S. JOHNSON RODRIC A. WIDGER

BEVERLY J. FIGG

CARL E. LIPPELMAN

WILLIAM S. LEWIS SCOTT A. HAYES GRANT T. WILLIAMS

MARVIN L. SHARP

OF COUNSEL

ROBERT V. KRUEGER

GEORGE M. JOHNSON

PEGGY D. RICHARDSON

TERRY M. EVANS

ERWIN L. MILNE

JACK PEACE

VIA FACSIMILE/MAIL Mr. Brent Stewart

Secretary

Missouri Public Service Commission

P. O. Box 360

Jefferson City, Missouri 65102

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APR 1.5 1993

Mo PSC

Green Hills Telephone Company COS Tariffs, MPSC Original Sheets Nos. 1 - 35 Inclusive, Receipt and Filed

Dates Unknown

Dear Mr. Stewart:

Pursuant to the Commission's December 23, 1992 Order in TO-92-306, as further developed by the Technical Committee, please consider this letter as notifying or requesting cancellation of the above-referenced COS tariffs. We are requesting that these tariffs be cancelled effective May 1, 1993, in accordance with the Orders of the Commission and deliberations of the Technical Committee.

Under the terms of the December 23 Order, PTCs will be filing OCA and COS tariffs to provide calling services replacing the tariffs for which cancellation is hereby being requested.

I am sending this letter by fax, and the original will follow by first class mail. If you see any problem in conjunction with this request, please give me a call immediately.

Sincerely,

Craig S. Johnson

APR 1 5 1993

csJ/llr

cc: Mr. James Simon

Mr. Larry VanRuler

PUBLIC SERVICE COMMISSION

JUN 5 1991

MICE DUTY

Regulations, Rates and Charges Public Service Scannission

applying to the provision of Community Optional Service

within the exchanges of

Green Hills Telephone Corporation

in the State of

Missouri

as provided herein.

Rate Center(s):

Bogard Breckenridge Cowgill Dawn Knoxville

Lock Springs Ludlow

Mooresville Polo
Stet

Tina

CANCELLED

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SY phile Service Commission MISSOURI

The name, title and mailing address of this tariff's Issuing Officer are located on the bottom of the Pages.

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CONCURRING CARRIERS

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NO CONCURRING CARRIERS

IRUGES:M Public Service Commission

CONNECTING CARRIERS

SOUTHWESTERN BELL TELEPHONE COMPANY

OTHER PARTICIPATING CARRIERS

NO OTHER PARTICIPATING CARRIERS

REGISTERED SERVICE MARKS

REGISTERED TRADEMARKS

None

None

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EXPLANATION OF SYMBOLS

MESSIE

- To signify changed regulation - To signify discontinued rate or regulation - To signify increase (D)

Public Service Cummission

(I)

- To signify matter relocated without change (M)

- To signify new rate or regulation

(R) - To signify reduction

(S) - To signify reissued matter

(T) - To signify a change in text but no change in rate or regulation

(Z) - To signify a correction

EXPLANATION OF ABBREVIATIONS

cos	Community Optional Service		
IXC	Interexchange Carriers	CANCEL	IED
LEC	Local Exchange Carrier	CANCEL	سنسا
LDMTS	Long Distance Message Telephone Service	Gi ii	
PTC	Primary Toll Carrier		
OPTC	Other Primary Toll Carrier		1003
RPTC	Responsible Primary Toll Carrier	MAY 1	1222
sc	Secondary Carrier	Missi	

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REFERENCE TO OTHER TARIFFS

Whenever reference is made in this tariff to other tariffs of the Telephone Company, the reference is made to the tariffs in force as of the effective date of this tariff, and to amendments thereto and successive issues thereof.

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COMMUNITY OPTIONAL SERVICE

1. Application of Tariff

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Public Service Commission

- 1.1 This tariff contains regulations, rates and charges applicable to the provision of Community Optional Service (COS) on a optional basis to end users within the exchange(s) of Green Hills Telephone Corporation (the Telephone Company) that meet the qualifications for COS.
- 1.2 COS is provided by the Telephone Company in conjunction with other Revenue Sharing Connecting Carrier(s) on an interexchange basis within the local calling scope of the Telephone Company's exchange(s) that are the COS Petitioning Exchange(s) qualifying for COS service.
- 1.3 COS Service will be available to end users in the Telephone Company's exchange(s) on the COS Route(s) and at the time(s) ordered by the Missouri Public Service Commission.
- 1.4 COS Service is being provided subject to the condition that it will be terminated for all customers if a court of competent jurisdiction finally determines the Commission's orders directing the tariffing and provisioning of COS Service is unlawful.

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2. General Regulations

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2.1 Undertaking of the Telephone Company

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2.1.1 Scope

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- (A) The Telephone Company in conjunction with the Revenue Sharing Connecting Carries on each qualifying route undertakes to transmit messages under this tariff between the COS Petitioning Exchange and the COS Target Exchange.
- (B) The Telephone Company shall be responsible to the end user for the installation, operation and maintenance of the facilities it provides and the Revenue Sharing Connecting Carriers shall be responsible for the facilities they provide.
- (C) The Telephone Company and Revenue Sharing Connecting Carriers will, for maintenance purposes, test their services to the extent necessary to detect and/or clear troubles within their facilities.
- (D) Services are provided 24 hours daily, seven days per week, except as set forth in other applicable sections of this tariff.
- (E) The Telephone Company does not warrant that its facilities and services meet standards other than those set forth in this tariff.

2.1.2 Limitations

- (A) The customer may not assign or transfer the use of services provided under this tariff; however, where there is not interruption of use or relocation of the services, such assignment or transfer may be made to:
 - (1) another end user, whether an individual, partnership, association or corporation, provided the assignee or transferee assumes all outstanding indebtedness for such services, and the unexpired portion of the minimum period and the termination liability applicable to such services, if any; or

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General Regulations (Cont'd)

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2.1 Undertaking of the Telephone Company (Cont'd)

JUN 5 1991

2.1.2 Limitations (Cont'd)

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(2) a court-appointed receiver intrustee or Nother On person acting pursuant to law in bankruptcy, receivership, reorganization, insolvency, liquidation or other similar proceedings, provided the assignee or transferee assumes the unexpired portion of minimum period and the termination liability applicable to such services, if any.

In all cases of assignment or transfer, the written acknowledgment of the Telephone Company is required prior to such assignment or transfer which acknowledgement shall be made within 15 days from the receipt of notification. All regulations and conditions contained in this tariff shall apply to such assignee or transferee.

The assignment or transfer of services does not relieve or discharge the assignor or transferor from remaining jointly or severally liable with the assignee or transferee for any obligations existing at the time of the assignment or transfer.

(B) The use and restoration of services shall be provided on a first-come first-served basis. The use and restoration of services shall be in accordance with Part 64, Subpart D, Appendix A, of the Federal Communications Commission's Rules and Regulations, which specifies the priority system for such activities.

2.1.3 Liability

(A) The Telephone Company and Revenue Sharing Connecting Carriers' liability, if any, for their willful misconduct is not limited by this tariff. 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 service, and subject to the provisions of (B) through (G) following, the Telephone Company and Revenue Sharing Connecting Carriers' liability, if any,

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2. General Regulations (Cont'd)

2.1 Undertaking of the Telephone Company (Cont'd)

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2.1.3 Liability (Cont'd)

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(A) (Cont'd)

Public Service. Commission

shall not exceed an amount equal to the proportionate charge for the 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 a Service Interruption.

- (B) The Telephone Company shall not be liable for any act or omission of the Revenue Sharing Connecting Carriers providing any portion of the service, nor shall the Telephone Company for its own act or omission hold liable any Revenue Sharing Connecting Carrier providing a portion of this service for its own act or omission.
- (C) The Telephone Company is not liable for damages to the end user premises resulting from the furnishing of a service, including the installation and removal of equipment and associated wiring, unless the damage is caused by the Telephone Company's negligence.
- (D) The Telephone Company and Revenue Sharing Connecting Carriers shall be indemnified, defended and held harmless by the end user against any claim, loss or damage arising from the end user's use of services offered under this tariff, involving:
 - (1) Claims for libel, slander, invasion of privacy, or infringement of copyright arising from the end user's own communications;
 - (2) Claims for patent infringement arising from the end user's acts combining or using the service furnished by the Telephone Company in connection with facilities or equipment furnished by the end user or;
 - (3) All other claims arising out of any act or omission of the end user in the course of using services provided pursuant to this tariff.

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General Regulations (Cont'd)

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2.1 Undertaking of the Telephone Company (Cont'd)

2.1.3 Liability (Cont'd)

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- (E) The Telephone Company and Revenue Sharing Connecting Carriers do not guarantee or make any warranty with respect to its services when used in an explosive atmosphere. The Telephone Company and Revenue Sharing Connecting Carriers shall be indemnified, defended and held harmless by the end user from any and all claims by any person relating to such end user's use of services so provided.
- (F) No license under patents (other than the limited license to use) is granted by the Telephone Company and Revenue Sharing Connecting Carriers or shall be implied or arise by estoppel, with respect to any service offered under this tariff.
- (G) The Telephone Company and Revenue Sharing Connecting Carrier's failure to provide or maintain services under this tariff shall be excused by labor difficulties, governmental orders, civil commotions, criminal actions taken against the Telephone Company, acts of God and other circumstances beyond the Telephone Company's reasonable control, subject to the Credit Allowance for a Service Interruption as set forth in 2.4.4 following.
- (H) The Telephone Company and Revenue Sharing Connecting Carrier shall not be liable to end users in the COS Target Exchange and adjacent EAS Exchanges for the incurred toll charges on telephone calls to a two way COS end user in the COS Petitioning Exchange when Remote Call Forwarding (RCF) is used to terminate the call to the COS Petitioning Exchange. It is the responsibility of the subscribing COS End User to notify potential callers of the new COS telephone number.

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2. General Regulations (Cont'd)

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2.1 Undertaking of the Telephone Company (Cont'd)

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2.1.4 Provision of Services

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The Telephone Company and Revenue Sharing Connecting Carriers, to the extent that such services are ordered by the Commission, will provide to the end user Community Optional Service upon reasonable notice at rates and charges specified therein.

2.1.5 Maintenance of Services

The services provided under this tariff shall be maintained by the Telephone Company and Revenue Sharing Connecting Carrier. The end user may not rearrange, move disconnect, remove or attempt to repair any facilities used to provide COS Service provided by the Telephone Company or Revenue Sharing Connecting Carrier, except with the written consent of the owner of the facilities, either the Telephone Company or Revenue Sharing Connecting Carrier.

2.1.6 Changes and Substitutions

Except as provided for equipment and systems subject to FCC Part 68 Regulations at 47 C.F.R. section 68.110(b), the Telephone Company and Revenue Sharing Connecting Carrier may, where such action is reasonably required in the operation of its business,

- (A) substitute, change or rearrange any facilities used in providing service under this tariff,
- (B) change minimum protection criteria, change operating or maintenance characteristics of facilities or change operations or procedures of the Telephone Company or Revenue Sharing Connecting Carrier. If such substitution, change or rearrangement materially affects the operating characteristics of the facility, the Telephone Company will provide reasonable notification to the end user in writing.

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General Regulations (Cont'd)

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2.1 Undertaking of the Telephone Company (Cont'd)

2.1.7 Refusal and Discontinuance of Service

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- (A) Unless the provisions of 2.2.1(B) or 2.5 following apply, if a end user fails to comply with 2.2.2, 2.3.1, 2.3.3, or 2.4 following, including any payments to be made by it on the dates and times herein specified, the Telephone Company may, on ten (10) days written notice by U.S. Mail to the end user of noncompliance, refuse additional applications for service and/or refuse to complete any pending orders for service by the non-complying end user at any time thereafter. If the Telephone Company does not refuse additional applications for service on the date specified in the thirty (30) days notice, and the end user's noncompliance continues, nothing contained herein shall preclude the Telephone Company's right to refuse additional applications for service to the non-complying end user without further notice.
- (B) In the case of such discontinuance, all applicable charges, including termination charges shall become due. If the Telephone Company does not discontinue the provision of the services involved on the date specified in the ten (10) days notice, and the end user's noncompliance continues, nothing contained herein shall preclude the Telephone Company's right to discontinue the provision of the services to the non-complying end user without further notice.
- (C) Upon discontinuance of two-way service, the Telephone Company will immediately notify the Revenue Sharing Connecting Carriers of such discontinuance so the originating (two way) portion of the service provided by Revenue Sharing Connecting Carrier can also be discontinued. It is the end user's responsibility to notify prospective callers of the discontinuance of his/her two way service.
- (D) Upon such discontinuance of two way service, all calls originating in the Petitioned Exchange will become toll calls to the calling party provided out of the toll tariff of the Primary Toll Carrier.

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General Regulations (Cont'd)

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2.1 Undertaking of the Telephone Company (Cont'd)

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2.1.8 Notification of Service-Affecting Activities Commission

The Telephone Company will provide the end user reasonable notification of service-affecting activities that may occur in normal operation of its business. Such activities may include, but are not limited to, equipment or facilities additions, removals or rearrangements, routine preventative maintenance and major switching office change-out. Generally such activities are not individual end user service specific, they affect many end users' service. No specific advance notification period is applicable to all service activities.

2.1.9 Provision and Ownership of Telephone Numbers

The Telephone Company reserves the reasonable right to assign, designate or change telephone numbers, any other call number designations associated with Community Optional Services, or the Telephone Company serving central office prefixes associated with such numbers, when necessary in the conduct of its business. Should it become necessary to make a change in such numbers(s), the Telephone Company will furnish to the end user one month notice for such change(s).

The Revenue Sharing Connecting Carriers reserve the reasonable right to assign, designate or change telephone numbers, any other call number designations associated with Community Optional Services, when remote call forwarding is utilized in the provisioning of two way Community Optional Service, or the Telephone Company serving central office prefixes associated with such numbers, when necessary in the conduct of its business. Should it become necessary to make a change in such numbers(s), the Telephone Company will furnish to the end user one month notice for such change(s).

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General Regulations (Cont'd)

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2.2 <u>Use</u>

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2.2.1 <u>Interference or Impairment</u>

Public Service Commission

- (A) The characteristics and methods of operation of any circuits, facilities or equipment provided by the end user associated with the facilities utilized to provide services under this tariff shall not interfere with or impair service over any facilities of the Telephone Company or the Revenue Sharing Connecting Carrier involved in other services, cause damage to their plant, impair the privacy of any communications carried over their facilities or create hazards to the employees of any of them or the public.
- (B) Except as provided for equipment or systems subject to the FCC Part 68 Rules in 47 C.F.R. Section 68.108, if such characteristics or methods of operation are not in accordance with (A) preceding, the Telephone Company will, where practicable, notify the end user that temporary discontinuance of the use of a service may be required; however, where prior notice is not practicable, nothing contained herein shall be deemed to preclude the Telephone Company's right to temporarily discontinuance, the end user will be promptly notified and afforded the opportunity to correct the condition which gave rise to the temporary discontinuance. During such period of temporary discontinuance, credit allowance for service interruptions as set forth in 2.4.4 following is not applicable.

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2. General Regulations (Cont'd)

JUN 5 1991

2.2 <u>Use</u> (Cont'd)

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2.2.2 Unlawful Use

Public Service Commission

The service provided under this tariff shall not be used for an unlawful purpose.

- (A) The Telephone Company shall discontinue COS Service to any end user/subscriber having utilized the service and/or facilities in the completion of abusive telephone calls. Service shall be terminated by the Telephone Company as provided for in its general and/or local exchange service.
- (B) The Telephone company shall discontinue COS Service to any end user/subscriber having utilized the service and/or facilities for the purpose of accessing or terminating traffic to or from resellers, traffic aggregators or other providers of MTS & WATS and MTS & WATS Type services, or any other type of service used to bypass the Message Telecommunications Network. COS is for the exclusive use of calling between end users on a COS Route consisting of the Petitioning Exchange and the Target Exchange and applicable EAS Exchanges.
- (C) The Telephone Company shall discontinue COS Service to any end user/subscriber utilizing COS to regularly (more than occasionally, exceeding twenty five percent of the MTS calls in any one toll jurisdiction) terminate interstate or intrastate MTS calls through the use of Remote Call Forwarding (RCF).
- (D) In such instances when discontinuance of COS Service occurs, as in (A), (B), or (C) preceding, the Telephone Company and Revenue Sharing Connecting Carrier shall be indemnified, defended and held harmless by the end user against any claim, loss or damage arising from the Telephone Company's actions in discontinuing such service.

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General Regulations (Cont'd)

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2.3 Obligations of the End User

2.3.1 Damages

MISSCURI Public Service Commission

The end user shall reimburse the Telephone Company and/or the Revenue Sharing Connecting Carriers for damages to Telephone Company and/or Revenue Sharing Connecting Carriers facilities respectively, utilized to provide services under this tariff caused by the negligence or willful act of the end user, or resulting from the end user's improper use of the Telephone Company or Revenue Sharing Connecting Carrier's facilities, or due to malfunction of any facilities or equipment provided by the Telephone Company and/or Revenue Sharing Connecting Carriers.

2.3.2 Ownership of Facilities and Theft

Facilities utilized by the Telephone Company to provide service under the provisions of this tariff shall remain the property of the Telephone Company. Such facilities shall be returned to the Telephone Company by the end user, whenever requested, within a reasonable period following the request in as good condition as reasonable wear will permit.

2.3.3 Availability for Testing

The services provided under this tariff shall be available to the Telephone Company and Revenue Sharing Connecting Carriers at times mutually agreed upon in order to permit the Telephone Company and Revenue Sharing Connecting Carriers to make tests and adjustments appropriate for maintaining the services in satisfactory operating condition. Such tests and adjustments shall be completed within a reasonable time. No credit will be allowed for any interruptions involved during such tests and adjustments.

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COMMUNITY OPTIONAL SERVICE

General Regulations (Cont'd)

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2.4 Payment Arrangements and Credit Allowances

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2.4.1 Payment of Rates, Charges and Deposits Public Service Commission

(A) The Telephone Company will, in order to safeguard its interests, only require an end user which has a proven history of late payments of the Telephone Company or does not have established credit, to make a deposit prior to or at any time after the provision of a service to the end user to be held by the Telephone Company as a quarantee of the payment of rates and charges. such deposit will be required of an end user which is a successor of an end user which has established credit and has no history of late payments to the Telephone Company. Such deposit may not exceed the actual or estimated rates and charges for the service for a two month period. The fact that a deposit has been made in no way relieves the end user from complying with the Telephone Company's regulations as to the prompt payment of bills. At such time as the provision of the service to the end user is terminated, the amount of the deposit will be credited to the end user's account and any credit balance which may remain will be refunded. Such a deposit will be refunded or credited to the account when the end user has established credit or, in any event, after the end user has established a one-year prompt payment record at any time prior to the termination of the provision of the service to the end user. In case of a deposit, for the period the deposit is held by the Telephone Company, the end user will receive interest as set forth by the Commission.

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 - 2.4 Payment Arrangements and Credit Allowances (Contid) Continuo Commission
 - 2.4.1 Payment of Rates, Charges and Deposits (Cont'd)
 - The Telephone Company shall bill on a current basis all charges incurred by, and credits due to, the end user under this tariff attributable to services established or discontinued during the preceding billing period. In addition, the Telephone Company shall bill in advance charges for COS Services to be provided during the ensuing billing period except for charges associated with COS Service to the Federal Government which will be billed in arrears. The bill day (i.e., the billing date of a bill for a end user for COS Service under this tariff), the period of service each bill covers and the payment date will be as follows:
 - The Telephone Company will establish a bill day (1)each month for each end user account. The bill will cover the monthly COS Service charges for the ensuing billing period for which the bill is rendered and any known unbilled monthly service charges for prior periods. Any known unbilled adjustments will be applied to this bill. Payment for such bills is due as set forth in (2) following.
 - All bills dated as set forth in (1) preceding for COS Service, provided to the end user by the (2) Telephone Company are due when rendered unless otherwise specified on the bill.
 - (C) Adjustments for the quantities of COS established or discontinued in any billing period beyond the minimum period set forth for services in other sections of this tariff will be prorated to the number of days or major fraction of days based on a 30 day month.
 - (D) When a rate as set forth in this tariff is shown to more than two decimal places, the charges will be determined using the rate shown. The resulting amount will then be rounded to the nearest penny (i.e., rounded to two decimal places).

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COMMUNITY OPTIONAL SERVICE

2. General Regulations (Cont'd)

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2.4.2 Minimum Periods

The minimum period for which services are provided and for which rates and charges are applicable is one month.

When a service discontinued prior to the expiration of the minimum period, a one month charge will apply at the rate level in effect at the time service is discontinued.

2.4.3 Credit Allowance for Service Interruptions

(A) General

A service is interrupted when it becomes unusable to the end user because of failure of a facility component used to furnish service under this tariff or in the event that the protective controls applied by the Telephone Company and/or the Revenue Sharing Connecting Carriers result in the complete loss of service by the end user. An interruption period starts when an inoperative service is reported to the Telephone Company, and ends when the service is operative.

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2. General Regulations (Cont'd)

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2.4 Payment Arrangements and Credit Allowances (Cont'd)

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2.4.3 Credit Allowance for Service Interruptionsblic Service Commission

(B) When a Credit Allowance Applies

For purposes of administering the following regulations a major fraction shall mean more than half of the incremental credit period using the unit of time in which the service interruption is measured, i.e., 1 day. For example a major fraction for a 24 hour period equals 12 hours and one minute. In case of an interruption to Community Optional Service for the period of interruption, if not due to the negligence of the end user, the credit allowance shall be for any twenty four hour period or major portion thereof. The monthly charges used to determine the credit shall be the total of all the monthly rate element charges associated with the service, charged by the Telephone Company.

The credit allowance(s) for an interruption or for a series of interruptions shall not exceed the monthly rate and minimum monthly usage charge for the service interrupted in any one monthly billing period.

No credit allowance will be made for:

- (1) Interruptions caused by the negligence of the end
- (2) Interruptions of a service due to the failure of equipment or systems provided by the end user.
- (3) Interruptions of a service during any period in which the Telephone Company is not afforded access to the end user premises.
- (5) Periods when the end user elects not to release the service for testing and/or repair and continues to use it on an impaired basis.
- (6) An interruption or a group of interruptions, resulting from a common cause, for amounts less than one dollar.

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- General Regulations (Cont'd)
 - 2.4 Payment Arrangements and Credit Allowances (Contible Service Commission
 - 2.4.3 Credit Allowance for Service Interruptions (Cont'd)
 - (C) Liability for Credit Allowances

The Telephone Company will be liable for the amount of the credit allowance when its facilities on any one COS Route are the cause of the interruption of the service to the end user of the COS service. When a Revenue Sharing Connecting Carrier's facilities, on any one COS Route, are responsible for the interruption of service to the end user, the Telephone Company will grant the appropriate credit allowance to the end user and deduct the amount of the credit allowance from the responsible Revenue Sharing Connecting Carrier's share of revenue in the month following the month of the service interruption.

When responsibility for the interruption of service cannot be determined on a any one COS Route, the amount of the credit allowances on each COS Route will be deducted from the revenues of each carrier on that COS Route in proportion to the sharing of revenues on each COS Route.

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COMMUNITY OPTIONAL SERVICE

2. General Regulations (Cont'd)

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- 2.4 Payment Arrangements and Credit Allowances (Cont'd)
 - 2.4.4 Re-establishment of Service Following Fire, Flood, or Other Occurrences

Charges do not apply for the re-establishment of service for the same end user following an interruption resulting from a fire, flood or other occurrence attributed to an Act of God provided that:

- (A) The COS Service is of the same type as was provided prior to the interruption.
- (B) The re-establishment of COS Service begins within 60 days after Telephone Company service is available and the Revenue Sharing Connecting Carrier's service is available.

2.4.5 Title or Ownership Rights

The payment of rates and charges by end users for the services offered under the provisions of this tariff does not assign, confer or transfer title or ownership rights to proposals or facilities developed or utilized, respectively, by the Telephone Company in the provision of such services.

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General Regulations (Cont'd)

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2.5 <u>Definitions</u>

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Certain terms used herein are defined as followello Service Commission

Business Day

The term "Business Day" denotes the times of day that a company is open for business. Generally, in the business community, these are 8:00 A.M. to 5:00 P.M., respectively, with an hour for lunch, Monday through Friday, resulting in a standard forty (40) hour work week.

Call

The term "Call" denotes a end user attempt for which the complete address code (e.g., 0-, 911, or 10 digits) is provided to the serving dial tone office.

Central Office

The term "Central Office" denotes a local Telephone Company switching system where the Telephone Exchange Service end user station loops are terminated for purposes of interconnection to each other and to trunks.

Central Office Prefix

The term "Central Office Prefix" denotes the first three digits (NXX) of the seven digit telephone number assigned to a end user's Telephone Exchange Service when dialed on a local basis.

Coin Station

The term "Coin Station" denotes a location where Telephone Company equipment is provided in a public or semipublic place where Telephone Company end users can originate telephonic communications and pay the applicable charges by inserting coins into the equipment.

COS Calling Scope

The term "COS Calling Scope" denotes a calling area within which a subscriber can make calls using COS service. This area includes the Target Exchange and the local calling area of the Target Exchange available through existing Extended Area Service tariffed by the Target Exchange LEC.

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COMMUNITY OPTIONAL SERVICE

General Regulations (Cont'd)

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<u>Definitions</u> (Cont'd)

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COS Route

The term "COS Route" denotes a specific telecommunications route from a Petitioning Exchange to a Petitioned or Target Exchange within the LATA that has met the Commission's COS calling criteria and has been certified by the Commission to qualify for Cos.

COS Qualifying Exchange

The term "COS Qualifying Exchange" denotes a Petitioning Exchange which has met the Commission's COS calling criteria and has been certified by the Commission to qualify for COS on a specific COS

COS Petitioning Exchange

The term "COS Petitioning Exchange" denotes an exchange of the Telephone Company that has petitioned for COS to a particular Target Exchange within the State of Missouri.

COS Target Exchange

The term "COS Target Exchange" denotes an exchange that is a target for COS service from another exchange (Petitioning Exchange) in Missouri.

Detail Billing

The term "Detail Billing" denotes the listing of each message on a bill prepared by the Telephone Company.

<u>Directory Assistance</u>

The term "Directory Assistance" denotes the provision of telephone numbers by a Telephone Company operator when the operator location is accessed by a end user by dialing NPA + 555-1212 or 555-1212 or 411.

End Office Switch

The term "End Office Switch" denotes a local Telephone Company switching system where Telephone Exchange Service end user station loops are terminated for purposes of interconnection to trunks. Included are Remote Switching Modules and Remote Switching Systems served by a host office in a different wire center.

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General Regulations (Cont'd)

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2.5 <u>Definitions</u> (Cont'd)

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End User

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The term "End User" means any end user of an Community Optional Service telecommunications service that is not a carrier, except that a carrier other than a telephone Company shall be deemed to be an "end user" when such carrier uses a telecommunications service for administrative purposes, without making such service available to others, directly or indirectly.

Exchange

The term "Exchange" denotes a basic geographical unit established by the Telephone Company for the administration of telecommunications service in a specified area, called the "Exchange Area" which usually embraces a city, town or village and its environs. It consists of one or more central offices together with the associated facilities used in furnishing telecommunications service within that area.

First-Come First-Served

First-come first-served shall be based upon the received time and date stamped by the Telephone Company on complete and accurate end user orders which allow the Telephone Company to initiate its ordering process. Inaccurate or incomplete end user orders shall not be deemed to have been received until such time as the end user corrects such inaccuracies and/or omissions. The end user shall not be penalized for any delay in the Telephone Company review process beyond 24 hours of receipt. Once having been advised of the errors and/or omissions, any delay in correction on the part of the end user shall be added to the received time and date. As facilities and/or equipment become available, end users will be provided service in the order of the earliest received time and date.

Individual Case Basis

The term "Individual Case Basis" denotes a condition in which the regulations, if applicable, rates and charges for an offering under the provisions of this tariff are developed based on the circumstances in each case.

Off-hook

The term "Off-hook" denotes the active condition of Switched access or a Telephone Exchange Service line.

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General Regulations (Cont'd)

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2.5 <u>Definitions</u> (Cont'd)

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On-hook

The term "On-hook" denotes the idle condition of Switched Access or a Telephone Exchange Service line.

Originating Direction

The term "Originating Direction" denotes the use of access service for the origination of calls from an End User Premises to a end user designated Premises.

Pay Telephone

The term "Pay Telephone" denotes Telephone Company provided instruments and related facilities that are available to the general public for public convenience and necessity, including public and semipublic telephones, and coinless telephones.

Registered Equipment

The term "Registered Equipment" denotes the end user's premises equipment which complies with and has been approved within the Registration Provisions of Part 68 of the F.C.C.'s Rules and Regulations.

Revenue Sharing Connecting Carrier

The term "Revenue Sharing Connecting Carrier" denotes an LEC other than the Telephone Company that provides either intermediate or terminating facilities for the provision of COS Service into the COS Target Exchange from the COS Petitioning Exchange.

Shortage of Facilities or Equipment

The term "Shortage of Facilities or Equipment" denotes a condition which occurs when the Telephone Company does not have appropriate cable, switching capacity, bridging or, multiplexing equipment, etc., necessary to provide the Access Service requested by the end

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COMMUNITY OPTIONAL SERVICE

2. General Regulations (Cont'd)

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2.5 <u>Definitions</u> (Cont'd)

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Subject to Availability of Equipment

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The term "Subject to availability of equipment" means the equipment in question is installed, in operating condition, and has the required capacity available in the end office of the Telephone Company.

Transmission Path

The term "Transmission Path" denotes an electrical path capable of transmitting signals within the range of the service offering, e.g., a voice grade transmission path is capable of transmitting voice frequencies within the approximate range of 300 to 3000 Hz. A transmission path is comprised of physical or derived facilities consisting of any form or configuration of plant typically used in the telecommunications industry.

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3. Community Optional Service

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3.1 Service Description

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- (A) Community Optional Service (COS) is another Capproved Coynthe On Missouri Public Service Commission (PSC) that allows end users in a qualifying petitioning exchange to purchase interexchange calling to end users in designated exchanges, known collectively as their COS Calling Scope, under terms and conditions that differ from the provision of service under the Local Exchange and Extended Area Service Tariff of the Telephone Company and from the Long Distance Message Telecommunications Service Tariffs of the applicable Primary Toll Carriers or Interexchange Toll Carriers operating in the State of Missouri. (The COS Calling Scope consists of the Target Exchange to which the Petitioning exchange has qualified for COS Service plus all other exchanges with which the Target Exchange has access either through mandatory Extended Area Service (EAS) or any other flat rate or bulk billed toll plans as approved by the MPSC.
- (B) COS is for the use of end users of exchanges on a COS Route and applicable EAS Exchanges exclusively. COS is not to be used for purposes of originating or terminating interstate and intrastate MTS traffic, reselling traffic, aggregating traffic or any other type of bypass of the interstate or intrastate MTS Network.
- (C) COS is provided on a route specific basis via two options as follows:
 - (1) One-Way Optional Flat Rate COS This option allows the end user to originate unlimited calls to their COS Calling Scope only, for a flat monthly rate.
 - (2) Two-Way Optional Flat Rate COS This option allows the end user to originate and terminate unlimited calls to and from their COS Calling Scope only, for a flat monthly rate. In addition, this option provides a listing in the white pages of the Target Exchanges white pages directory. In addition it provides for a copy of the Target Exchange's white pages directory to the Two-Way Optional Flat Rate COS end user, if the Target Exchange's white page directory has not already been included in the Petitioning Exchange's white pages directory.

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Community Optional Service (Cont'd)

3.2 Qualification Process

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In order to qualify for COS, customers in one exchange, known as the Petitioning, must demonstrate that a community of interest exists with end users in the exchange with which they desire COS calling, known as the Target Exchange.

- (A) Consideration of eligibility for COS service is initiated by a petition filed with MPSC, by any of the following methods:
 - (1) By 25 or more end users in the Petitioning Exchange;
 - (2) By the presiding official(s) of the appropriate city, town, village or county, served by the Petitioning Exchange;
 - (3) By the Missouri Office of the Public Counsel on behalf of the end users in the Petitioning Exchange; or
 - (4) By the Telephone Company serving the end users in the Petitioning Exchange.
- (B) Petitions requesting COS must specify the Target Exchange with which COS service is requested, and be within the same LATA as the petitioning exchange. The provision terminating calling into the Target Exchange or originating calling from the Target Exchange, in the case of the two-way option, will be provided by a Revenue Sharing Connecting Carrier, if that Carrier is a different organization than the Carrier providing Local Service to the Petitioning Exchange.
- (C) Upon issuance of a MPSC Order, Directing a Calling Study, the Telephone Company will conduct a "Study" covering a one month billing period of Long Distance Message Telecommunications Service from the Petitioning Exchange to the Target Exchange
- (D) The MPSC has determined that a community of interest is found to exist when the "Study" shows that both of the following criteria are met:
 - (1) End users in the Petitioning Exchange make an average of six calls per access line per month to the Target Exchange; and
 - (2) Two-thirds of the end users in the Petitioning Exchange make two or more calls per month to the Target Exchange.

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Community Optional Service (Cont'd)

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3.2 Qualification Process (Cont'd)

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E. If the criteria set forth in (D) above are found to have been met, the Petitioning Exchange and the Target Exchange will be certified as a COS Route and COS Service will be implemented within 120 days of the date of the MPSC order authorizing such classification, unless otherwise ordered by the Commission.

3.3 Rate Regulations

- (A) COS is offered exclusively to all classes and grades of the Telephone Company's local residential and business end users located in a COS Qualifying Exchange for their private use.
- (B) COS is offered only for the exclusive use of the Telephone Company's end users. This does not include Public, Semi-Public or Customer Owned Pay Telephone Service, Resellers, Traffic Aggregators, Providers of MTS & WATS Service or MTS and WATS Like Services, termination of MTS or WATS Service, end users sharing service to reduce cost or any other service or use for the purpose of defrauding the Telephone Company of applicable rates and charges in its other tariffs.
- (C) COS is offered to the Target Exchange.
 - (1) When a Target Exchange has EAS with one or more exchanges, as defined in the General Exchange Tariffs applicable to the Target Exchange, COS end users with service to the Target Exchange will be allowed to access the Target Exchange and applicable EAS areas.
 - (2) However, an EAS additive rate or other rate differential charged to end users in the Target Exchange for that EAS shall apply to COS end users in the COS Qualifying Exchange as set forth in Section 5.1.C following in addition to the COS rates set forth in Section 5.1.A and B following. Furthermore, if the EAS additive rate differential is changed for end users in the COS Target Exchange, the rate change will also apply to COS end users in the COS Qualifying Exchange on the same date it is effective in the COS Target Exchange.

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3. <u>Community Optional Service</u> (Cont'd)

3.3 Rate Regulations (Cont'd)

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(D) Prior to and within 90 days after the implementation of any COS Route, the ordering and installation of the service will be provided free of charge. Service order and installation charges will apply after the first 90 days of implementation, for the ordering and installation of a new or a change to any existing COS service. The Telephone Company's service order and installation charges apply to all new or changed COS services and are charged at the rates as set forth in Section 5.B. following. In addition the COS tariffed service order and installation charges of the Telephone Company, the service order and installation charges of the Revenue Sharing Connecting Carrier will be applicable when two-way COS Service is ordered and installed.

3.4 Application of Rates

- (A) COS is offered on a COS Route specific basis.
- (B) COS rates as set forth in Section 5.1.A and B following apply separately to each COS Route to which the end user subscribes.
- (C) COS rates, as set forth in Section 5.1.A and B following, are billed monthly, in advance, except for the Federal Government, which is billed in arrears.
- (D) EAS rates of the COS Target Exchange as set forth in Section 5.1.C following (if applicable) will apply to the COS end user in addition to the COS rates set forth in Section 5.1.A and B following:
- (E) COS must be purchased on all exchange access lines of group billed end user accounts.
- (F) An end user with multiple lines may mix one-way optional and two-way optional flat rate COS on the same accounts.
- (G) When an end user with multiple line uses a trunk-hunting arrangement and subscribes to two-way optional COS, the end user will be charged for two-way optional COS on each access line within the trunk hunting group.
- (H) COS service order and installation charges as set forth in Section 5.2 following apply separately to each COS Route ordered after each route has been implemented for more than 90 days.

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4. Revenue Neutrality Provisions

MISSOURI Public Service Commission

4.1 Revenue Neutrality

This Community Optional Service tariff is being filed on a revenue neutral basis. The access losses on a per route basis have been developed on the basis of the loss calculation as set forth in the Revised Revenue Sharing Plan based on anticipated subscription to COS on qualifying routes. The access losses are calculated in two parts: 1) the initial calculation of access losses based on the one-way studies; and 2) the second calculation of access losses based on the two-way studies. The access losses are additive. The calculation of the access losses from the two-way study will be delayed until 120 days after the implementation of COS.

4.2 Revenue Neutrality Surcharge

Effective with the implementation of COS, the Telephone Company will charge customers or end users, in addition to all other applicable rates and charges a Revenue Recovery Surcharge, as set forth in Section 5.3 following.

This Revenue Recovery Surcharge (Surcharge) has been developed based on the anticipated subscription to COS on each of the qualifying routes. This Surcharge is designed to recover the actual net loss to the Telephone Company associated with the provision of COS. A review of this Surcharge will be conducted to compare the net loss projections verses the actual net loss. If, after such review, the actual net loss is found to be less than the revenue collected under this Surcharge, the Telephone Company will make a credit or refund to customers or end users of the difference between the actual net loss and the revenue collected under this Surcharge. Any such credit or refund will also include interest at a rate set forth by the Commission. In addition, after such review, the Surcharge will be adjusted on a go forward basis in order to recover the actual net loss. If the actual net loss is greater than the revenue collected under this Surcharge, then the Surcharge will be adjusted on a go forward basis in order to recover the actual net loss. In any case the surcharge will be modified sometime after 120 days of implementation of each COS route to reflect the results of the twoway study. The applicable Surcharge rate and the service to which it applies is as set forth in Section 5.3 following.

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5. Rates and Charges

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5.1. End User Rates and Charges

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Rates

Route(s): Dawn - Chillecothe
Ludlow - Chillecothe
Mooresville - Chillecothe

A. Rural - One-way optional flat rate service

Residence - Per Access Line Business - Per Access Line

\$ 5.75 \$12.10

B. Rural - Two-way optional flat rate service (*)

Residence - Per Access Line Business - Per Access Line \$10.10 \$21.25

C. EAS additive

Residence - Per Access Line Business - Per Access Line \$ 0.00

\$ 0.00

- (*) Two-way COS Service includes a listing in and a copy of the white page directory for the COS Target Exchange, if such listings are not presently provided.
 - 5.2. Non-Recurring Charges

For ordering, changing and installing COS Service (#)

A. Service Order Charge

\$ 4.00

B. Installation Charge

\$ 2.50

(#) Additional service order and installation charges may apply for two-way COS Service from the COS tariff of the COS Target Exchange's Revenue Sharing Connecting Carrier.

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5. Rates and Charges

5.3 Revenue Neutrality Surcharge

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The Revenue Neutrality Surcharge will be applied to all of the Telephone Company's local exchange access lines that are charged a local service rate in accordance with the Telephone Company's Local Exchange Tariff. The Revenue Neutrality Surcharge is in addition to all other rates and charges, charged to the ratepayer.

A. Residence - Per Access Line

\$ 0.00

B. Business - Per Access Line

\$ 0.00

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