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North American Communications Control, Inc.

FIRST REVISED SHEET NO. 1

~~CANCELS ORIGINAL SHEET No. 1~~
MO. PUBLIC SERVICE COM.

TITLE SHEET

MISSOURI INTEREXCHANGE TELECOMMUNICATIONS TARIFF

OF

NORTH AMERICAN COMMUNICATIONS CONTROL, INC.

This tariff contains the descriptions, regulations, and rates applicable to the furnishing of service and facilities for telecommunications services provided by North American Communications Control, Inc. ("NACC") within the State of Missouri. This tariff is on file with the Missouri Public Service Commission and copies may be inspected, during normal business hours, at NACC's principal place of business.

NACC operates as a competitive telecommunications company as defined by Case No. TO-88-142 within the State of Missouri.

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James Milana, President
NORTH AMERICAN COMMUNICATIONS
CONTROL, INC.
114 East 32nd Street
New York, New York 10016

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MISSOURI
Public Service Commission

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TD-2003-0346
April 21, 2003
Missouri Public
Service Commission

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North American Communications Control, Inc.

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TITLE SHEET

MISSOURI
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North American Communications Control, Inc.

FIRST REVISED SHEET NO. 2
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WAIVER OF RULES AND REGULATIONS

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The Commission has waived the following statutes and rules waived for purposes of offering telecommunications services as set forth herein:

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STATUTES

Section 392.240(1)	Rates-reasonable average return on investment.
Section 392.270	Property valuation.
Section 392.280	Depreciation rates.
Section 392.290	Issuance of stocks and bonds.
Section 392.310	Issuance of stocks and bonds.
Section 392.320	Issuance of stocks and bonds.
Section 392.330	Issuance of stocks and bonds.
Section 392.340	Reorganization.

COMMISSION RULES

4 CSR 240-10.020	Income on depreciation fund investments.
4 CSR 240-30.010(2)(C)	Posting exchange rates at central offices.
4 CSR 240-32.030(1)(B)	Exchange boundary maps.
4 CSR 240-32.030(1)(C)	Record of access lines.
4 CSR 240-32.030(2)	Records kept within state.
4 CSR 240-30.040(1-3)	Uniform System of Accounts.
4 CSR 240-30.040(5)(6)	Uniform System of Accounts.
4 CSR 240-32.050(3-6)	Telephone directories.
4 CSR 240-32.070(4)	Coin telephones.
4 CSR 240-33.030	Inform customers of lowest priced service.
4 CSR 240-33.040(5)	Finance fee.

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North American Communications Control, Inc.

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TARIFF FORMAT

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A. Sheet Numbering - Sheet numbers appear in the upper right corner of each sheet and 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 page. These numbers are used to determine the most current sheet version on file with the Missouri Public Service Commission. For example, the 4th revised Sheet 14 cancels the 3rd revised Sheet 14.

C. Paragraph Numbering Sequence - There are nine levels of paragraph coding. Each level of coding is subservient to its next higher level:

- 2.
- 2.1.
- 2.1.1.
- 2.1.1.A.
- 2.1.1.A.1.
- 2.1.1.A.1.(a).
- 2.1.1.A.1.(a).I.
- 2.1.1.A.1.(a).I.(i).
- 2.1.1.A.1.(a).I.(i).(1).

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North American Communications Control, Inc.

FIRST REVISED SHEET NO. 6
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EXPLANATION OF SYMBOLS

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

MO. PUBLIC SERVICE COMM

- C - To Signify Changed Regulation
- D - Delete or Discontinue
- I - Change Resulting In An Increase to A Customer's Bill
- M - Moved From Another Tariff Location
- N - New
- R - Change Resulting In A Decrease To A Customer's Bill
- T - Change in Text Or Regulation But No Change In Rate or Charge

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EXPLANATION OF SYMBOLS

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North American Communications Control, Inc.

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SECTION 1 - RULES AND REGULATIONS

NOV 10 1997

1.1 Undertaking of North American Communications Control, Inc.

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

MO. PUBLIC SERVICE COMM

1.2 Limitations

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

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

1.2.3 The services provided under this Tariff are directly or indirectly controlled by NACC and the Customer may not alter or affect the services nor transfer or assign its use of the services without the express written consent of NACC, which consent may be withheld, without limitation, by NACC in its sole discretion at any time such alteration, effect, transfer or assignment would result in an interruption of the services or a change in the Customer's location to which the services are to be provided.

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

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SECTION 1 - RULES AND REGULATIONS

SEP 13 1996

1.1 Undertaking of North American Communications Control, Inc.

MISSOURI
Public Service Commission

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

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SECTION 1 - RULES AND REGULATIONS

NOV 10 1997

1.3 Liabilities of the Company

1.3.1 NACC has no liability for damages arising out of mistakes, interruptions, omissions, delays, errors, or defects in transmission occurring in the course of furnishing service or facilities. NACC's liability for such damages occurring in the course of furnishing NACC's services but not caused by its gross negligence or willful misconduct or that of its employees or agents, in no event shall exceed an amount equivalent to the proportionate charge to the Customer for the period during which such mistakes, interruption, omissions, delays, errors, or defects in NACC's furnishing of its services occur.

1.3.2 NACC shall not be liable for loss or damage sustained by reason of failure in or breakdown of facilities of third parties not under its control. In no event shall NACC's liability for any failure, breakdown, or interruption in services exceed the charges applicable under this Tariff to such service.

1.3.3 NACC shall not be liable and shall be indemnified and saved harmless by any Customer, end user, or other entity from all loss, claims, demands, suits, or other action or any liability whatever, whether suffered, made, instituted, or asserted by any Customer, end user, or other entity for any personal injury to, or death of, any person or persons and for any loss, damage, defacement or destruction of the premises of any Customer, end user or any other entity or any other property whether owned or controlled by the Customer, end user, or others, caused or claimed to have been caused, directly or indirectly, by any act or omission of the Customer, end user, or others or by any installation, operation, failure to operate, maintenance, removal, presence, condition, location or use of facilities or equipment provided by NACC which is not the direct result of NACC's negligence. No agents or employees of any other entity shall be deemed to be the agents or employees of NACC.

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SECTION 1 - RULES AND REGULATIONS

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SEP 13 1996

1.3 Liabilities of the CompanyMISSOURI
Public Service Commission

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- 1.3.3 NACC shall not be liable and shall be indemnified and saved harmless by any Customer, end user, or other entity from all loss, claims, demands, suits, or other action or any liability whatever, whether suffered, made, instituted, or asserted by any Customer, end user, or other entity for any personal injury to, or death of, any person or persons and for any loss, damage, defacement or destruction of the premises of any Customer, end user or any other entity or any other property whether owned or controlled by the Customer, end user, or others, caused or claimed to have been caused, directly or indirectly, by any act or omission of the Customer, end user, or others or by any installation, operation, failure to operate, maintenance, removal, presence, condition, location or use of facilities or equipment provided by NACC which is not the direct result of NACC's negligence. No agents or employees of any other entity shall be deemed to be the agents or employees of NACC.

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SECTION 1 - RULES AND REGULATIONS

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1.3.4 NACC shall not be liable for any failure of performance due to causes beyond its control, including, but not limited to, acts of God, fires, lightning, floods or other catastrophes, national emergencies, insurrections, riots or wars, strikes, lockouts, work stoppage or other labor difficulties, any failure of local exchange company lines or delays caused by the local exchange company or the Customer or end-user, and any law, order, regulation or other action of any governing authority or agency thereof.

1.3.5 NACC shall be indemnified and held harmless by the Customer against:

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

1.3.6 The Customer is required to notify NACC of any changes to Customer's equipment, including software controlling the equipment's function. NACC is not liable for interruption in service caused by Customer's failure to notify NACC prior to any such change.

1.3.7 Except as expressly provided in this Tariff, NACC makes no understanding, agreements, representations or warranties, express or implied (including any warranties of merchantability or fitness for a particular purpose).

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SECTION 1 - RULES AND REGULATIONS

NOV 10 1997

MO. PUBLIC SERVICE COMM

1.4 Interruption of Service

- 1.4.1 Credit allowance for the interruption of service which is not due to NACC's testing or adjusting, negligence of the Customer, or to the failure of channels or equipment provided by the Customer, is subject to the general liability provisions set forth in 1.3.1 herein. It shall be the obligation of the Customer to notify NACC immediately of any interruption in service for which a credit allowance is desired. Before giving such notice, the Customer shall ascertain that the trouble is not being caused by any action or omission by the Customer within the Customer's control, or by equipment if any, furnished by the Customer and connected to NACC's facilities.
- 1.4.2 Credit for failure of service shall be allowed only when such failure is caused by or occurs due to causes within the control of NACC.
- 1.4.3 For purposes of credit computation, every month shall be considered to have 720 hours.
- 1.4.4 No credit shall be allowed for an interruption of a continuous duration of less than two hours.

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SECTION 1 - RULES AND REGULATIONS

SEP 13 1996

1.4 Interruption of Service

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Public Service Commission

- 1.4.1 Credit allowance for the interruption of service which is not due to NACC's testing or adjusting, negligence of the Customer, or to the failure of channels or equipment provided by the Customer, is subject to the general liability provisions set forth in 1.3.1 herein. It shall be the obligation of the Customer to notify NACC immediately of any interruption in service for which a credit allowance is desired. Before giving such notice, the Customer shall ascertain that the trouble is not being caused by any action or omission by the Customer within the Customer's control, or by equipment if any, furnished by the Customer and connected to NACC's facilities.
- 1.4.2 Credit for failure of service shall be allowed only when such failure is caused by or occurs due to causes within the control of NACC.
- 1.4.3 For purposes of credit computation, every month shall be considered to have 720 hours.
- 1.4.4 No credit shall be allowed for an interruption of a continuous duration of less than two hours.

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SECTION 1 - RULES AND REGULATIONS

NOV 10 1997

1.5 Contested Charges

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- 1.5.1 For consideration of any disputed charge, a Customer must submit in writing to NACC within thirty (30) days of the date the bill is issued, the call details and basis for any requested adjustment. NACC will promptly investigate and advise the Customer as to its findings and disposition. Any undisputed charges must be paid on a timely basis. Any disputed charges that cannot be resolved between a Customer and NACC may be appealed to the Commission.

1.5.2 Returned Check Charge

A charge of \$20.00, or applicable state returned check charge, whichever is less, may be applied if a check or draft presented for payment of service is not accepted by the institution on which it is written.

1.5.3 Deposits

The Company reserves the right to require a deposit from the Customer equal to two months' estimated usage and shall pay interest on such deposit at 9% per annum.

1.5.4 Advance Payments

For Customers from whom the Company feels an advance payment is necessary, the Company reserves the right to collect an amount not to exceed one month's estimated charges as an advance payment for service. Such payment will be applied against the next month's charges and, if necessary, a new advance payment will be collected for the next month.

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SECTION 1 - RULES AND REGULATIONS

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1.5 Contested Charges

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1.5.2 Returned Check Charge

A charge of \$20.00, or applicable state returned check charge, whichever is less, may be applied if a check or draft presented for payment of service is not accepted by the institution on which it is written.

1.5.3 Deposits

The Company does not require a deposit from the Customer.

1.5.4 Advance Payments

For Customers from whom the Company feels an advance payment is necessary, the Company reserves the right to collect an amount not to exceed one month's estimated charges as an advance payment for service. Such payment will be applied against the next month's charges and, if necessary, a new advance payment will be collected for the next month.

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SECTION 1 - RULES AND REGULATIONS

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1.5.5 Taxes

All federal, 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.

MO. PUBLIC SERVICE COMM

1.5.6 Restoration of Service

NACC reserves the right to charge the Customer a \$50.00 fee to restore service once service has been disconnected.

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1.5.5 Taxes

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SECTION 2 - DEFINITIONS

NOV 10 1997

2.1 Definitions

MO. PUBLIC SERVICE COMM

Access Line - An arrangement which connects the customer's location to an NACC switching center or point of presence.

Authorized User - A Customer, or a person designated by a Customer to use or communicate over such services or facilities as may be provided by this Tariff.

Calling Card - A card authorized by NACC to which the charges for an MTS message may be billed.

Collect Call - A billing arrangement by which the charge for a call may be billed to the called station provided the called station accepts the arrangement prior to connection.

Company - North American Communications Control, Inc.

Commission - The Missouri Public Service Commission.

Credit Card Calls - Calls billed to a major bank card such as Visa, Mastercard, or American Express.

Customer - Any individual, corporation, partnership or other entity which utilizes the direct dial services provided by NACC on a subscription basis.

Individual Case Basis - The term individual case basis (ICB) 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, including costs to provide service, in each case.

LEC - Local Exchange Company

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SECTION 2 - DEFINITIONS

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SECTION 2 - DEFINITIONS

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MTS - Message telecommunications service.

MO. PUBLIC SERVICE COMM

Operator Services - Call intervention by either automated interface or live operators for the purpose of call completion or activation of special billing arrangements such as collect, person-to-person or credit card calling.

Operator Station Call - A service whereby the assistance of a Company operator is required to complete a call originated by the Customer.

Person-to-Person Call - A service whereby the calling party specifies an individual, extension, department, or office to be reached at the called station. Billing commences when the specified party is reached.

Third Party Billed - A service arrangement whereby the call is billed to a third number other than the calling or called party station.

Traffic Aggregator - Any person, firm, partnership or corporation which furnishes a telephone for use by the public and includes, but is not limited to, telephones located in rooms, offices and similar locations in hotels, motels, hospitals, airports and public or customer-owned pay telephone locations, whether or not coin operated.

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SECTION 2 - DEFINITIONS

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SECTION 3 - DESCRIPTION OF SERVICES

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3.1 Message Telephone Service

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3.1.1 MTS is pre-subscribed to business and or residential Customers.

MO. PUBLIC SERVICE COMM

3.2 Calling Card Service

3.2.1 Calling Card Service allows Customers to gain access to NACC's network by use of a calling card. Customers are issued a personalized Calling Card which contains an authorization code identifying them as a Calling Card Customer.

3.2.2 NACC will employ reasonable Calling Card verification procedures which are acceptable to the companies issuing the Calling Cards. In order to control fraud, NACC may refuse to accept Calling Cards which it determines to be invalid or cards which it is unable to verify.

3.3 Directory Assistance

3.3.1 NACC does not provide local directory assistance. NACC does provide long distance directory assistance. Access to long distance directory assistance is obtained by dialing 0+555+1212 for listings within the originating area code and 0+ (area code) +555+1212 for other listings.

3.4 Operator Service

3.4.1 Long distance operator service will be provided by the interexchange transporter from which NACC leases capacity. NACC will charge Customers the tariffed charges of the interexchange transporter and an NACC surcharge as described below.

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SECTION 3 - DESCRIPTION OF SERVICES

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SECTION 3 - DESCRIPTION OF SERVICES3.5 Timing of Calls

MO. PUBLIC SERVICE COMM

3.5.1 When Billing Charges Begin and Terminate For Phone Calls

The Customer's long distance usage charge is based on the actual usage of NACC's network. Usage begins when the called party picks up the receiver, (i.e. when 2-way communication, often referred to as "conversation time" is possible.). When the called party picks up is determined by hardware answer supervision in which the local telephone company sends a signal to the switch or the software utilizing audio tone detection. When software answer supervision is employed, up to 60 seconds of ringing is allowed before it is billed as usage of the network. A call is terminated when the calling or called party hangs up.

3.5.2 Billing Increments

Unless otherwise specified in this Tariff, the minimum call duration for billing purposes is 1 minute for a connected call. Calls beyond 1 minute are billed in six second increments.

3.5.3 Per Call Billing Charges

Billing will be rounded up to the nearest penny for each call.

3.5.4 Uncompleted Calls

There shall be no charge for uncompleted calls.

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3.5 Timing of Calls

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3.5.1 When Billing Charges Begin and Terminate For Phone Call **Public Service Commission**

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CANCELLED3.5.4 Uncompleted Calls

There shall be no charge for uncompleted calls.

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By Lst RS#16
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SECTION 3 - DESCRIPTION OF SERVICES

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3.6 Billing of Calls

MO. PUBLIC SERVICE COMM

All charges due by the Customer are payable at any agency duly authorized to receive such payments. Any objection to billed charges should be promptly reported to the Company in accordance with Section 1.5 of this Tariff. Adjustments to Customers' bills shall be made to the extent that records are available and/or circumstances exist which reasonably indicate that such charges are not in accordance with approved rates or that an adjustment may otherwise be appropriate.

3.7 Payment of CallsLate Payment Charges

Interest charges of 1-1/2% per month may be assessed on all unpaid balances more than thirty days old.

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SECTION 3 - DESCRIPTION OF SERVICES

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3.6 Billing of Calls

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Public Service Commission

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SECTION 4 - RATES

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4.1 Message Telecommunications Service

	<u>Minimum</u>	<u>Maximum</u>
Per Minute Charge	\$0.06	\$0.16

MO. PUBLIC SERVICE COMM

- a. After the first minute, calls will be billed in 6 second increments.
- b. NACC shall make special discounted rates for MTS available to high-volume Customers as follows:

<u>Monthly Volume of Calls</u>	<u>Effective Rate</u>
\$0 - 100	\$0.16/minute
\$101 - 1,000	\$0.14/minute
\$1,001 - 5,000	\$0.12/minute
\$5,001 - 7,500	\$0.09/minute - \$0.10*/minute
\$7,501 - 10,000	\$0.08*/minute
\$10,001 - 20,000	\$0.07*/minute
\$20,000 +	\$0.06*/minute

*Rates are based on dedicated access

4.2 Calling Card Service

	<u>Effective Rate</u>
Charge to Initiate Call:	\$2.50
Each Minute	\$.40

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SECTION 4 - RATES

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4.1 Message Telecommunications Service

MISSOURI
Public Service Commission

	<u>Minimum</u>	<u>Maximum</u>
Per Minute Charge	\$0.06	\$0.16

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\$0 - 100	\$0.16/minute
\$101 - 1,000	\$0.14/minute
\$1,001 - 5,000	\$0.12/minute
\$5,001 - 7,500	\$0.09/minute; \$0.10*/minute
\$7,501 - 10,000	\$0.08*/minute
\$10,001 - 20,000	\$0.07*/minute
\$20,000 +	\$0.06*/minute

*Rates are based on dedicated access

4.2 Calling Card Service

	<u>Effective Rate</u>
Charge to Initiate Call:	\$1.00
Each Minute	\$.40

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SECTION 4 - RATES

NOV 10 1997

4.3 Directory Assistance

Effective Rate

Each Request:

\$1.00

Each Minute:

\$.40

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4.4 Operator Service

Effective Rate

Charge to Initiate Call:

\$1.50

Each Minute:

\$.40

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4.3 Directory Assistance

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Effective Rate

Each Request:

\$1.00

Each Minute:

\$.40

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4.4 Operator Service

Effective Rate

Charge to Initiate Call:

\$1.50

Each Minute:

\$.40

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SECTION 5 - SPECIAL PROMOTIONS

NOV 10 1997

5.1 Special Promotions

MO. PUBLIC SERVICE COMM

5.1.1 NACC may from time to time engage in special promotional service offerings designed to attract new customers or to increase existing customers awareness of a particular tariff offering. These promotions will be subject to prior notification and approval by the Missouri Public Service Commission.

5.2 Customized Service Packages

Rates for services offered on an individual case basis (ICB) will be structured to recover the Company's cost of providing the services. Terms of specific ICB contracts will be made available to the Commission upon request on a proprietary basis.

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April 21, 2003
Missouri Public
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SECTION 5 - SPECIAL PROMOTIONS

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5.1 Special Promotions

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