

PSC No.: 2 TELEPHONE
Windstream New York, Inc.
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ACCESS SERVICE
SECTION 3

Carrier Common Line Access Service

3.1 General Description

The Telephone Company will provide Carrier Common Line Access Service (Carrier Common Line Access) to customers in conjunction with Switched Access Service provided in Section 6. of this tariff. Carrier Common Line Access provides for the use of end users' Telephone Company provided common lines by customers for access to such end users to furnish Intrastate Communications.

3.2 Limitations

3.2.1 Exclusions

Neither a telephone number nor detail billing are provided with Carrier Common Line Access. Additionally, directory listings and intercept arrangements are not included in the rates and charges for Carrier Common Line Access.

3.2.2 Access Groups

All line side connections provided in the same access group will be limited to the same features and operating characteristics.

All trunk side connections provided in the same access group will be limited to the same features and operating characteristics.

PSC No.: 2 TELEPHONE
Windstream New York, Inc.
Initial Effective Date: August 27, 2006

Section: 3 Leaf: 2
Revision: 0
Superceding Revision:

ACCESS SERVICE
SECTION 3

Carrier Common Line Access Service (Cont'd)

3.3 Undertaking of the Telephone Company

3.3.1 Provision of Service

Where the customer is provided Switched Access Service under other sections of this or other Access Service tariffs, the Telephone Company will provide the use of Telephone Company common lines by a customer for access to end users at rates and charges as set forth in 17.1.1 following.

3.3.2 Interstate and Intrastate Use

The Switched Access Service provided by the Telephone Company includes the Switched Access Service provided for both interstate and intrastate communications. The Carrier Common Line Access rates and charges as set forth in 17.1.1 following apply to intrastate Switched Access Service access minutes in accordance with the rate regulations as set forth in 3.8.4 following (Percent Intrastate Use - PIU).

3.4 Obligations of the Customer

3.4.1 Switched Access Service Requirement

The Switched Access Service associated with Carrier Common Line Access shall be ordered by the customer under other sections of this tariff.

3.4.2 Supervision

The customer facilities at the premises of the ordering customer shall provide the necessary on-hook and off-hook supervision.

PSC No.: 2 TELEPHONE
Windstream New York, Inc.
Initial Effective Date: August 27, 2006

Section: 3 Leaf: 3
Revision: 0
Superceding Revision:

ACCESS SERVICE
SECTION 3

Carrier Common Line Access Service (Cont'd)

3.5 Determination of Usage Subject to Carrier Common Line Access charges

Except as set forth herein, all Switched Access Service provided to the customer will be subject to Carrier Common Line Access charges.

3.5.1 Determination of Jurisdiction

When the customer reports interstate and intrastate use of Switched Access Service, the associated Carrier Common Line Access used by the customer for intrastate will be determined as set forth in 3.8.4 following (Percent Intrastate Use - PIU).

3.5.2 Cases Involving Usage Recording By the Customer

Where Feature Group C end office switching is provided without Telephone Company recording and the customer records minutes of use used to determine Carrier Common Line Access charges (i.e., Feature Group C operator and calls such as pay telephone sent-paid, operator-DDD, operator-person, collect, credit-card, third number and/or other like calls), the customer shall furnish such minutes of use detail to the Telephone Company in a timely manner. If the customer does not furnish the data, the customer shall identify all Switched Access Services which could carry such calls in order for the Telephone Company to accumulate the minutes of use through the use of special Telephone Company measuring and recording equipment.

3.5.3 Local Exchange Access and Enhanced Services Exemption

When access to the local exchange is required to provide a customer service (e.g., MTS/WATS-type, telex, Data, etc.) that uses a resold private line service, Switched Access Service Rates and Regulations, as set forth in Section 6 following will apply, except when such access to the local exchange is required for the provision of an enhanced service. Carrier Common Line Access rates and charges as set forth in 17.1.1 following apply in accordance with the resale rate regulations as set forth in 3.6.4 following.

PSC No.: 2 TELEPHONE
Windstream New York, Inc.
Initial Effective Date: August 27, 2006

Section: 3 Leaf: 4
Revision: 0
Superceding Revision:

ACCESS SERVICE
SECTION 3

Carrier Common Line Access Service (Cont'd)

3.6 Resold Services

3.6.1 Scope

(A) Where the customer is engaged exclusively in reselling services in order to provide an originating MTS/WATS-type service, the customer may employ ordinary local business exchange service at generally applicable local business exchange rates under the Telephone Company general and/or local exchange tariffs provided all the following conditions (1) and (2) are met:

(1) The resold services must be MTS/WATS service, MTS-type service and/or WATS-type service which is subject to Carrier Common Line Access Charges under this tariff and/or

a) Telephone Company provided intrastate Private Line Service subject to rates which generate revenue that exceeds the cost of such Private Line Service by not less than the product of the Carrier Common Line rate which would normally apply and the originating access minutes of use routed to the Private Line Service. The originating Carrier Common Line access minutes are equal to the product of the number of business lines and the monthly (30 days) minutes assuming 80% occupancy during the daily busy hour and that the busy hour reflects 10% of the total daily usage.

When the Telephone Company provided intrastate Private Line Service provides a contribution that is less than the Carrier Common Line charge as determined above, the customer at its option may employ ordinary local business exchange service at generally applicable local business exchange rates and pay the difference between the contribution and the Carrier Common Line charge. The private line contribution will be determined by

PSC No.: 2 TELEPHONE
Windstream New York, Inc.
Initial Effective Date: August 27, 2006

Section: 3 Leaf: 5
Revision: 0
Superceding Revision:

ACCESS SERVICE
SECTION 3

Carrier Common Line Access Service (Cont'd)

3.6 Resold Services (Cont'd)

3.6.1 Scope (Cont'd)

(A) (Cont'd)

subtracting the separated cost of the private line from the revenue produced by the existing private line tariff.

- b) If the resold service is Telephone Company provided Private Line Service it must be utilized to distribute the originating MTS/WATS-type service calls to another LATA or to another point of presence within the same LATA.

- (2) All the calls received by the customer for completion are directed to such resold services.

Switched Access or Carrier Common Line Access Charges under this tariff will not apply for such access.

If the customer wishes to obtain line side or trunk side Switched Access Service, in lieu of exchange service, for such resale, the customer may obtain Switched Access Service under this tariff as set forth in Section 6 following. The Carrier Common Line Access Charges will be adjusted for such originating access as set forth in (D) following.

The arrangements set forth in this paragraph (A) are not available to any other type of reseller. Access arrangements for such resellers are as set forth in (B) following.

- (B) Resellers, other than those set forth in (A) preceding, which provide local or MTS/WATS-type services must obtain Switched Access Service and Carrier Common Line Access Service under this tariff for originating and/or terminating access in the local exchange.

PSC No.: 2 TELEPHONE
Windstream New York, Inc.
Initial Effective Date: August 27, 2006

Section: 3 Leaf: 6
Revision: 0
Superceding Revision:

ACCESS SERVICE
SECTION 3

Carrier Common Line Access Service (Cont'd)

3.6 Resold Services (Cont'd)

3.6.1 Scope (Cont'd)

- (C) Where the customer obtains access as set forth in (B) preceding and is also reselling MTS/WATS-type service, MTS-type service, WATS-type service and/or Telephone Company provided intrastate Private Line Service to provide an originating MTS/WATS-type service, Carrier Common Line Access Charges for originating access minutes carried over such combined access may be adjusted. The adjustment is made only for resold originating intrastate MTS/MTS-type, WATS and/or WATS-type minutes of use for which Switched Access Service and Carrier Common Line Access Charges have been assessed on the underlying carrier and/or when the resold service is Company provided Intrastate Private Line Service for the amount that the resold Private Line Service revenue exceeds the cost of such Private Line Service. To obtain such adjustment, the customer must provide reports as set forth in 3.6.2 (A).
- (D) When the customer obtains access as set forth in (A) preceding to provide an originating MTS/WATS-type service, Carrier Common Line Access Charges for originating access minutes of use may be adjusted. The adjustments are made only for (1) resold originating intrastate MTS/WATS or MTS/WATS-type minutes of use for which Switched Access Service and Carrier Common Line Access Charges have been assessed on the underlying carrier or (2) resold Telephone Company Private Line Service. To obtain such adjustment, the customer must provide information as set forth in 3.6.3 following.
- (E) Pursuant to the Public Service Commission Order Case 90-C-0082 effective August 15, 1990, the following regulations detail the phaseout of Carrier Common Line Charge exemptions for those customers whose underlying carrier is not assessed Switched Access Service and Carrier Common Line charges:

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PSC No.: 2 TELEPHONE
Windstream New York, Inc.
Initial Effective Date: August 27, 2006

Section: 3 Leaf: 7
Revision: 0
Superceding Revision:

ACCESS SERVICE
SECTION 3

Carrier Common Line Access Service (Cont'd)

3.6 Resold Services (Cont'd)

3.6.1 Scope (Cont'd)

(E) (Cont'd)

- (1) Interexchange Carriers and resellers currently receiving exemptions from Carrier Common Line Charges will have the number of such exempted access minutes capped. The maximum number of such exempted minutes will be the monthly average for that Interexchange Carrier/reseller for the year ending May 31, 1990. For those Interexchange Carriers/resellers in operation less than a year, such exempted access minutes of the predecessor company, if any, will be counted, where applicable. To the extent that twelve months' data are not available, either from the present or predecessor Interexchange Carrier/reseller, all available data will be used to determine the monthly average.
- (2) The maximum number of capped minutes determined in (1) above and reduced by 4 percent per month or the actual usage effective September 7, 1990, whichever is lower, will apply. The Carrier Common Line Charge exemption regulation, as set forth in (A) and (B), will serve as the definition of allowable exempted minutes.
- (3) These regulations will be provisioned on a state-wide basis by the Telephone Company. The phaseout adjustment calculated in (2) preceding will be apportioned among the actual billed usage based on the appropriate jurisdiction as set forth in 2.3.11 preceding. Such adjustment will be provided to the customers within 30 days issuance of the bill.

The above regulations expire October 6, 1992.

PSC No.: 2 TELEPHONE
Windstream New York, Inc.
Initial Effective Date: August 27, 2006

Section: 3 Leaf: 8
Revision: 0
Superceding Revision:

ACCESS SERVICE
SECTION 3
Carrier Common Line Access Service (Cont'd)

3.6 Resold Services (Cont'd)

3.6.2 Customer Obligations Concerning the Resale of Services

- (A) When the customer orders combined access as set forth in 3.6.1(C) preceding, the customer will be charged the Carrier Common Line Access charges in accordance with the regulations as set forth in 3.6.4(A) following if the customer or the provider of the MTS or WATS service furnishes documentation of the MTS or WATS usage and/or the customer furnishes documentation of the MTS-type or WATS-type usage and/or the customer provided sufficient information about its network to demonstrate that the Company provided intrastate Private Line Services are used for the resale of services ordered in 3.6.1(B) and that such Private Line Service are subject to rates which generate revenue that exceeds the cost of such Private Line Service by not less than the product of the Carrier Common Line rate which would normally apply and the originating access minutes of use routed to the Private Line Service. If the resold service is Telephone Company provided Private Line Service it must be utilized to distribute the originating MTS/WATS-type service calls to another LATA or to another point of presence within the same LATA. When the MTS-type or WATS-type service provided by the customer, utilizing such resold services, originate in more than one Telephone Company service area, the sum of the adjustments to the originating access users from these Telephone Companies shall not exceed such resold usage. The documentation supplied by the customer shall be supplied each month as set forth in 3.6.3 following.

PSC No.: 2 TELEPHONE
Windstream New York, Inc.
Initial Effective Date: August 27, 2006

Section: 3 Leaf: 9
Revision: 0
Superceding Revision:

ACCESS SERVICE
SECTION 3
Carrier Common Line Access Service (Cont'd)

3.6 Resold Services (Cont'd)

3.6.2 Customer Obligations Concerning the Resale of Services (Cont'd)

- (B) When the customer obtains access as set forth in 3.6.1(D) preceding, the customer will be charged the Carrier Common Line Access Charges in accordance with the regulations as set forth in 3.6.4(B) following (1) if the customer furnishes documentation of MTS/WATS usage or MTS/WATS-type services, or (2) the customer provides sufficient information about its network to demonstrate that the Company provided intrastate Private Line Services are exclusively used for the resale of service ordered in 3.3(B) and that such Private Line Service are subject to rates which generate revenue that exceeds the cost of such Private Line Service by not less than the product of the Carrier Common Line rate which would normally apply and the originating access minutes of use routed to the Private Line Service. When the Company provided intrastate Private Line Service provides a contribution that is less than the Carrier Common Line charge as determined above, the customer at its option may employ ordinary local business exchange service at generally applicable local business exchange rates and pay the difference between the contribution and the Carrier Common Line charge. When the MTS-type or WATS-type service provided by the customer utilizing such resold service originate in more than one Telephone Company service area, the sum of the adjustments to the originating access users from these Telephone Companies shall not exceed such resold usage. The documentation about such information shall be supplied each month as set forth in 3.6.3 following.

PSC No.: 2 TELEPHONE
Windstream New York, Inc.
Initial Effective Date: August 27, 2006

Section: 3 Leaf: 10
Revision: 0
Superceding Revision:

ACCESS SERVICE
SECTION 3
Carrier Common Line Access Service (Cont'd)

3.6 Resold Services (Cont'd)

3.6.2 Customer Obligations Concerning the Resale of Services (Cont'd)

- (C) When the customer orders Switched Access Service as set forth in (A) preceding, the Telephone Company may request a certified copy of the customer's usage billing. For MTS and WATS service, the usage may be requested for either the customer or the provider of the service. For MTS-type and WATS-type service, the usage will be requested from the customer. The requests for this billing information will relate back no more than 12 months prior to the current billing period.

3.6.3 Resale Documentation Provided by the Customer

As set forth in 3.6.2(A) and (B) preceding, the customer shall supply specific documentation in connection with the provision of combined access. Such documentation shall be supplied each month and shall identify the involved resold MTS, MTS-type, inter-LATA and/or intraLATA Wats, WATS-type services and Telephone Company-provided Private Line Services. The monthly period used to determine the minutes of use per resold service shall be the most recent monthly period for which the customer has received a bill for such resold services. The customer furnished information shall show the bill date for the resold services. The customer shall also specify the number of resold WATS and/or WATS-type services to be associated with each combined access group. If this number is not reported, the Telephone Company will assume that all identified resold WATS and/or WATS-type services are to be associated with the line side combined access group. This information shall be delivered to the Telephone Company, at a location specified by the Telephone Company, no later than 15 days after the bill date shown on the resold service bill. If the required information is not received by the Telephone Company, the previously reported information as described in 3.6.3(A) and (B) preceding will be used for the next two months. For any subsequent month no allocation or credit will be made until the required documentation is delivered to the Telephone Company by the customer.

PSC No.: 2 TELEPHONE
Windstream New York, Inc.
Initial Effective Date: August 27, 2006

Section: 3 Leaf: 11
Revision: 0
Superceding Revision:

ACCESS SERVICE
SECTION 3
Carrier Common Line Access Service (Cont'd)

3.6 Resold Services (Cont'd)

3.6.4 Rate Regulations Concerning the Resale of Services

- (A) When the customer orders a combined access group as set forth in 3.6.1(C) preceding subject to limitations as set forth in 3.2 preceding, and the Telephone Company receives the information furnished as set forth in 3.6.2(A) preceding, the customer will be billed Carrier Common Line charge as follows:
- (1) The Carrier Common Line Access Charge per minute as set forth in 17.1.1 following will apply. The minutes billed will be all the terminating intrastate access minutes plus the adjusted originating intrastate access minutes for such combined access groups. The adjusted originating access minutes will be the originating intrastate access minutes less the reported resold originating MTS, MTS-type, WATS, WATS-type service minutes of use. When the resold service is Telephone Company provided intrastate Private Line Service the Carrier Common line charges will be reduced to the extent that the resold Private Line Service revenue exceeds the cost of such Private Line Services.
 - (2) One line side Switched Access Service for each resold WATS and/or WATS-type service reported as set forth in 3.6.2(A) and (B) preceding will be billed local business exchange service rates.
 - (3) Any line side Switched Access Service which is not offset as set forth in (2) preceding will be billed Switched Access Service as set forth in 17.2 following.
 - (4) Any trunk side Switched Access Service provided will be billed Switched Access Service as set forth in 17.2 following.
- (B) The adjustment as set forth in (1) preceding will be made to the involved customer account no later than either the next bill date, or the one subsequent to that depending on when the usage report is obtained.

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PSC No.: 2 TELEPHONE
Windstream New York, Inc.
Initial Effective Date: August 27, 2006

Section: 3 Leaf: 12
Revision: 0
Superceding Revision:

ACCESS SERVICE
SECTION 3
Carrier Common Line Access Service (Cont'd)

3.6 Resold Services (Cont'd)

3.6.4 Rate Regulations Concerning the Resale of Services (Cont'd)

- (C) When the WATS-type and/or WATS usage is shown in hours, the number of hours shall be multiplied by 60 to develop the associated WATS-type and WATS minutes of use. If the WATS-type and/or WATS usage is shown in a unit that does not show hours or minutes, the customer shall provide a factor to convert the shown units to minutes.
- (D) The originating intrastate access minutes for Carrier Common Line Access, adjusted as set forth in (1) preceding or any other section of this tariff, that are billed to a customer in a monthly period shall not be less than zero.
- (E) If the required documentation is not received by the Telephone Company, the previously reported information as described in 3.6.2(A) and (B) preceding will be used for the next two months. For any subsequent month, no adjustment or credit will be made until the required documentation is delivered to the Telephone Company by the customer.
- (F) The adjustment as set forth in (1) preceding will be made to the involved customer account after making the adjustments to the customer account as set forth in 2.3.11 preceding.

3.7 Reserved For Future Use

PSC No.: 2 TELEPHONE
Windstream New York, Inc.
Initial Effective Date: August 27, 2006

Section: 3 Leaf: 13
Revision: 0
Superceding Revision:

ACCESS SERVICE
SECTION 3
Carrier Common Line Access Service (Cont'd)

3.8 Rate Regulations

3.8.1 Billing of Charges

Carrier Common Line charges will be billed to each Switched Access Service provided under this tariff, except as set forth in 3.6 preceding (Resale) and 3.8.4 following (PIU).

3.8.2 Measuring and Recording of Call Detail

When access minutes are used to determine Carrier Common Line charges, they will be accumulated using call detail recorded by Telephone Company equipment except as set forth in 3.8.3 following (Unmeasured FGA Usage) and Feature Group C operator and automated operator services systems call detail such as pay telephone sent-paid, operator-DDD, operator-person, collect, credit-card, third number and/or other like calls recorded by the customer. The Telephone Company measuring and recording equipment, except as set forth in 3.8.3 following (Unmeasured FGA Usage), will be associated with end office or local tandem switching equipment and will record each originating and terminating access minute where answer supervision is received. The accumulated access minutes will be summed on a line by line basis, by line group or by end office, whichever type of account is used by the Telephone Company, for each customer and then rounded to the nearest minute.

3.8.3 Unmeasured Feature Group A Usage

When Carrier Common Line Access is provided in association with Feature Group A Switched Access Service in Telephone Company offices that are not equipped for measurement capabilities, an assumed average intrastate access minutes will be used to determine Carrier Common Line Access charges. These assumed access minutes are as set forth in Section 17 of this tariff.

PSC No.: 2 TELEPHONE
Windstream New York, Inc.
Initial Effective Date: August 27, 2006

Section: 3 Leaf: 14
Revision: 0
Superceding Revision:

ACCESS SERVICE
SECTION 3

Carrier Common Line Access Service (Cont'd)

3.8 Rate Regulations (Cont'd)

3.8.4 Percent Intrastate Use (PIU)

When the customer reports interstate and intrastate use of in-service Switched Access Service, Carrier Common Line charges will be billed only to intrastate Switched Access Service access minutes based on the data reported by the customer as set forth in 2.3.11 preceding (Jurisdictional Reports), except where the Telephone Company is billing according to actuals by jurisdiction. Intrastate Switched Access Service access minutes will, after adjustment as set forth in 3.6 preceding (Resale), when necessary, be used to determine Carrier Common Line Charges as set forth in 3.8.5 following.

3.8.5 Determination of Charges

After the adjustments as set forth in 3.6.1 and 3.8.4 preceding have been applied, when necessary, to Switched Access Service access minutes, charges for the involved customer account will be determined as follows:

- (A) Access minutes for all Switched Access Service subject to Carrier Common Line charges will be multiplied by the Access per minute rate as set forth in 17.1.1 following.
- (B) Terminating Access per minute charge(s) apply to:
- all terminating access minutes of use;
 - less those terminating access minutes of use associated with Mobile Telephone Switching Offices (MTSOs) directly interconnected to a Telephone Company access tandem office.

PSC No.: 2 TELEPHONE
Windstream New York, Inc.
Initial Effective Date: August 27, 2006

Section: 3 Leaf: 15
Revision: 0
Superceding Revision:

ACCESS SERVICE
SECTION 3

Carrier Common Line Access Service (Cont'd)

3.8 Rate Regulations (Cont'd)

3.8.5 Determination of Charges (Cont'd)

- (C) The originating Access per minute charge(s) apply to:
- all originating access minutes of use;
 - less those originating access minutes of use associated with Mobile Telephone Switching Offices (MTSOs) directly interconnected to a Telephone Company access tandem office.