

New York P.S.C. Tariff No. 3  
US LEC Communications, Inc. d/b/a PAETEC Business Services  
Initial Effective Date: March 3, 2012

Leaf: 71.3  
Revision: 1  
Superceding Revision: 0

### SECTION 3 - ACCESS SERVICES

#### 3.9 Identification and Rating of VoIP-PSTN Traffic - (Cont'd)

##### (C) Calculation and Application of Percent-VoIP-Usage Factor – (Cont'd)

If the dispute is unresolved the customer may request that verification audits be conducted by an independent auditor, at customer's sole expense. During the audit, the most recent undisputed TPVU factor will be used by the Telephone Company.

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##### (D) Initial OPVU and TPVU Factor

In calculating the initial OPVU and TPVU factor(s), the Telephone Company will take the factor(s) provided by the customer and/or developed by the Telephone Company into account retroactively to January 1, 2012, provided that the factor(s) and supporting documentation are provided as specified in subsection (C) above to the Telephone Company no later than 15 days after the effective date of this tariff. If the customer does not furnish the Telephone Company with a TPVU factor pursuant to the preceding subsection (C), the initial factor will be zero.

(C)

##### (E) OPVU and TPVU Factor Updates

The customer may update the TPVU factor and request the Telephone Company update the OPVU factor semi-annually using the method set forth in subsection (C), above. If the customer chooses to submit such updates and requests, it shall forward to the Telephone Company, no later than 15 days after the first day of January and/or July of each year, a revised TPVU factor and supporting documentation based on data for the prior three months, ending the last day of December and/or June, respectively. Once verified by the Telephone Company the revised TPVU factor along with the revised Telephone Company developed OPVU will apply prospectively and serve as the basis for billing until superseded by a new verified factor.

(C)

(M) Information found on this Leaf previously found on Leaf 71.2.

Issued By: Vice President