
SECTION 3 - SWITCHED ACCESS SERVICE

3.1 General

- 3.1.1 Switched Access Service, which is available to Customers for their use in furnishing their services to End Users, provides a two-point communications path between a Customer's Premises and an End User's Premises. It provides for the use of common terminating, switching and trunking facilities, and for the use of common subscriber plant of the Company. Switched Access Service provides for the ability to originate Calls from an End User's Premises to a Customer's Premises and to terminate Calls from a Customer's Premises to an End User's Premises in the LATA where it is provided.
- 3.1.2 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).
- 3.1.3 In the absence of an ASR as described in Section 3.4, delivery of Calls to, or acceptance of Calls from, the Customer's End User location(s) via Company-provided Switched Access Services shall constitute a Constructive Order and an agreement by the Customer to purchase the Company's Switched Access Services as described and priced herein.
- 3.1.4 The Company shall assess and collect Switched Access rate elements under this tariff for (N) access services, regardless of whether the Company itself delivers such traffic to the called party's premises or the traffic is delivered to the called party's premises by an affiliated or unaffiliated provider of VoIP Service that does not itself seek to collect Switched Access charges for the same traffic. The Company will not charge for functions not performed by the Company or any affiliated or unaffiliated provider of VoIP Service. For purposes of this provision, functions provided by the Company as part of transmitting telecommunications between designated points using, in whole or in part, technology other than TDM transmission in a manner that is comparable to a service offered by a local exchange carrier constitutes the functional equivalent of carrier access service. (N)