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INTEREXCHANGE TELECOMMUNICATIONS TARIFF

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SECTION 2 - RULES AND REGULATIONS (CONT'D.)

2.16 Specific Regulations for Toll Free Services

2.16.1 The Company reserves the right to require an applicant for DeltaCom Inbound 800 Service to supply the following information requesting service: an initial traffic forecast, identification of anticipated busy hour, identification of its geographical marketing target areas, and a schedule of marketing and promotional activities. The Company may also require that a new traffic forecast be submitted by the Customer quarterly after service is initiated.

- A. DeltaCom Inbound 800 Service is furnished upon condition that the Customer contracts for adequate facilities to permit the use of service without injurious effects upon it or any service rendered by the Company. The Company may terminate or refuse to furnish DeltaCom Inbound 800 Service to any applicant, without incurring any liability and without notice to the Customer, if the use of the service would interfere with or impair any service rendered by the Company.
- B. The Customer must obtain an adequate number of access lines for DeltaCom Inbound 800 Service to handle the Customer's expected demand in order to prevent interference or impairment of this service or any other service provided by the Company considering: 1) total call volume; 2) average call duration; 3) time-of-day characteristics; and 4) peak calling period. The Company, without incurring any liability and without notice to the Customer, may disconnect or refuse to furnish DeltaCom Inbound 800 Service to any Customer that fails to comply with these conditions.

2.16.2 Each DeltaCom Inbound 800 Service telephone number must be placed in actual and substantial use by the Customer. "Substantial use" shall mean a pattern of use that demonstrates an intent on the Customer's part to employ the number for the purpose for which it was intended; namely, to allow callers to reach the Customer, as indicated, for example, by at least thirty (30) average monthly minutes of use or more. Any 800 telephone number associated with DeltaCom Inbound 800 Service that has not been placed in actual and substantial use during the first thirty (30) day period after service activation may be re-designated as a spare number in the SMS 800 database by The Company, upon written notice to the Customer.