

Talk America Inc.
d/b/a Cavalier Telephone
d/b/a PAETEC Business Services
NY PSC No. 3 Telephone

Leaf 33
Revision 0
Superseding Revision

Effective Date: July 5, 2012

SWITCHED ACCESS SERVICES

SECTION 2 - RULES AND REGULATIONS, (Cont'd.)

2.3 Obligations of the Customer, (Cont'd.)

2.3.4 Identification and Rating of VoIP-PSTN Traffic, (Cont'd.)

C. Calculation and Application of Percent-VoIP-Usage Factor, (Cont'd.)

4. After the Telephone Company verifies the TPVU provided by the customer the Telephone Company will apply the TPVU factor to the associated terminating intrastate access MOU as indicated in Sections (D) and/or (E) below.

In the event that the Telephone Company can not verify the customer's TPVU, the Telephone Company will request additional information to support the TPVU, during this time no changes will be made to the existing TPVU. The customer shall supply the requested additional information within 30 days of the Telephone Company's request; no changes will be made to the existing TPVU prior to requested information being provided. Once the additional requested information is received from the customer the Telephone Company will review the information within 30 days. If after review of the additional information, the customer and Telephone Company establish a revised and mutually agreed upon TPVU factor, the Telephone Company will begin using the new factor with the next bill period.

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.

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.

Issued by: Vice President – Regulatory Affairs, Richmond, Virginia 23277