

SBC Long Distance, LLC
d/b/a AT&T Long Distance
NY PSC Tariff No. 1 – Telephone

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SECTION 2 - RULES AND REGULATIONS

2.26 Revenue and Term Plan Commitments (continued)

2.26.3 Calculation of UUF, Revenue Commitment Shortfall, Current Term Plan Agreement (continued)

(B) Unmet MMC

- .1 If a Customer subscribing to any of the Company's Business Optional Calling Plans fails to meet its MMC in any given billing month, the Customer will be billed the difference between the actual usage revenue and the unmet MMC within two (2) billing cycles of the billing period in which the shortfall occurred.
- .2 Customers subscribing to any of the Company's High Volume Calling Plans and committing to an MMC will be given up to a three (3) month period for usage ramp up before any UUF is assessed. If a Customer subscribing to any of the Company's High Volume Calling Plans subscribes to an MMC on any date other than the first day of the billing cycle, the partial first month is counted as a full month when determining the length of the ramp up period.

2.26.4 Calculation of UUF, Revenue Commitment Shortfall, Customer Cancels Current Term Plan Agreement and Signs New Term Plan Agreement

- (A) If the Customer wishes to change MAC, MMC or plans with a MRC and term plan agreement or the length of a term plan agreement, the Customer must cancel its current term plan agreement and sign a new term plan agreement with new begin/end dates unless otherwise indicated in this Tariff. If the Customer wishes to change the Business Optional Calling Plan associated with its term plan agreement, the Customer must cancel its current term plan agreement and sign a new term plan agreement with new begin/end dates unless otherwise indicated in this Tariff.

The Company will not charge an early termination fee and/or under utilization fee (ETF/UUF) when a Customer cancels an existing term plan agreement with a MAC if at the same time the Customer signs a new term plan agreement for a functionally equivalent service from an Affiliate of the Company with a term that is equal to or longer than the remainder of the current term and revenue commitment that is equal to or greater than the unpaid portion of the Customer's Total Revenue Commitment on the Customer's current term plan agreement that is being cancelled at the request of the Customer.

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