

P.S.C. No. 2 – Telephone

New York State Telecommunications Association, Inc.

Section 3
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CONSTRUCTION CHARGES

- I. Placement, Construction, Rearrangement, and Transfer of Poles, Lines, Facilities, and Attachments Where Required For Convenience of Joint Pole Owner
 - A. Where the Company is requested by a Joint Pole Owner to place or join in placement of new poles; to construct new lines, facilities, or attachments; to transfer existing lines, facilities, or attachments to new poles; or to rearrange the Company's existing lines, facilities or attachments on existing poles, principally in order to facilitate the provision of new service or upgraded service by the Joint Pole Owner to a customer of the Joint Pole Owner (the Requesting Customer), the Company shall be entitled to recover from the Joint Pole Owner or the Requesting Customer, the Company's actual costs of such placement, construction, transfer or rearrangement, plus the Company's allowed rate of return, upon completion of the Company's placement, construction, transfer, or rearrangement.
 - B. The Company shall have no obligation to expend any monies, incur any costs, or commence any such placement, construction, transfer or rearrangement, until it has secured an enforceable written agreement from the Joint Pole Owner or the Requesting Customer, to make payment to the Company under this paragraph I, and until the Company has received an initial payment from the Joint Pole Owner or the Requesting Customer of 50% of the Company's estimated costs, for the work to be performed.

The terms of this paragraph I shall apply regardless of whether the Company's poles, lines, facilities, or attachments are used to provide telephone service to the requesting customer, or whether the requesting customer is a customer or subscriber of the Company.

Date Issued: May 8, 2009
Issued By: Robert R. Puckett, President
100 State Street, Albany NY, 12207

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