

VERIZON NEW YORK INC.
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GENERAL TARIFF

CONNECTION, RESTORAL AND CONSTRUCTION CHARGES

E. CONSTRUCTION CHARGES (Cont'd)

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8. Construction of New Outside Plant Facilities to Serve New Non-Residential Developments
(Cont'd)

c. Deposits by Applicants

1. Before construction and deployment is begun for new outside plant facilities to serve a new non-residential development, the Company may require an applicant to pay a deposit equal to the full cost of construction of such facilities, to the extent that such cost is not reimbursed pursuant to other contractual, tariff, or product guide provisions.

2. The applicant shall have the option of basing the deposit on a good faith estimate of the full unreimbursed cost of construction of such facilities, or on the actual cost.

- a. If the applicant chooses to have the deposit based on an estimate, once the estimate is accepted by the applicant it will become binding on both parties in determining the amount of the deposit, and the applicant will pay the estimated cost whether the actual cost is greater or less than the estimate; *provided, however*, that if material changes are made to the deployment scenario for the area in question after the estimate is issued, or if other circumstances materially change the cost of the deployment, the company shall issue a revised estimate based on the new scenario or circumstances, and the deposit shall be trued up to the amount of the new estimate (whether that amount is higher or lower than the original estimate).

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- b. If the applicant chooses to have the deposit based on actual costs, the applicant will pay a deposit up front equal to the company's estimate of the total cost, and the deposit amount will be trued up based on actual costs (through additional payments or through refunds) as construction proceeds.

- c. In either case the applicant will be billed an engineering design fee.

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