XO Communications Services, LLC

New York PSC – Tariff No. 2 - Telephone   Leaf 34
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                                                                Superseding Revision: 1

INTRASTATE ACCESS SERVICES TARIFF

SECTION 2 - REGULATIONS, (CONT'D.)

2.3   Obligations to the Customer, (Cont'd)

    2.3.4   Identification and Rating of Toll VoIP-PSTN Traffic

        A.   Scope

            1.   Toll VoIP-PSTN Traffic is a Customer's interexchange voice traffic that (1) is exchanged with the Company in Time Division Multiplexing ("TDM") format over Public Switched Telephone Network ("PSTN") facilities and (2) originates and/or terminates in Internet Protocol ("IP") format. Toll VoIP-PSTN Traffic originates and/or terminates in IP format when it originates from and/or terminates to an end user of a service that requires IP-compatible customer premises equipment.

            2.   In the absence of an agreement between the Company and the Customer specifying the treatment of Toll VoIP-PSTN Traffic, this section governs the treatment of Toll VoIP-PSTN Traffic pursuant to 47 C.F.R. § 51.913 and the Federal Communications Commission's orders adopting and amending those rules ("Section 51.913").

            3.   This section will be applied to identify intrastate Toll VoIP-PSTN Traffic exchanged with a Customer or its affiliate that is a local exchange carrier only to the extent that the Customer or its local exchange carrier affiliate has also implemented billing for intrastate Toll VoIP-PSTN Traffic in accordance with Section 51.913.

        B.   Rating of Toll VoIP-PSTN Traffic

        All interstate Toll VoIP-PSTN Traffic and intrastate terminating Toll VoIP-PSTN Traffic will be billed at rates equal to the Company's relevant interstate switched access rates as provided in XO Communications, LLC Tariff FCC No. 1, Section 6.

        Any intrastate originating Toll VoIP-PSTN Traffic identified in accordance with this tariff section will be billed at rates equal to the Company's relevant interstate   (T)
        originating switched access rates.   (T)

Issued by: Kelly Faul – Regulatory Affairs Director, Herndon, VA