

ACCESS SERVICE

REFERENCE TO NATIONAL EXCHANGE CARRIER ASSOCIATION TARIFF

Please refer to the NATIONAL EXCHANGE CARRIER ASSOCIATION (NECA), INC., TARIFF F.C.C. NO. 5 for regulations, terms and conditions. Exceptions to that tariff are listed as follows. All applicable references to "interstate" are considered to be "intrastate" for the purposes of this catalog.

1. Application of Catalog

- 1.1 This catalog contains regulations, rates and charges applicable to the provision of Switched Access, Special Access, Carrier Common Line, and other miscellaneous services, hereinafter referred to collectively as service(s). These services are provided to customers by the following companies, representing the Nebraska Independent Telephone Association:

Arapahoe Telephone Company  
Cambridge Telephone Company  
Clarks Telecommunications Co.  
Consolidated Telco, Inc.  
Consolidated Telecom, Inc.  
Consolidated Telephone Company  
Curtis Telephone Company  
Dalton Telephone Company  
Diller Telephone Company  
Elsie Mutual Telephone Company  
Glenwood Telephone Membership Corp.  
Hartington Telecommunications Co., Inc.  
Hartman Telephone Exchanges, Inc.  
Hemingford Cooperative Telephone Company  
Henderson Cooperative Telephone Company  
Hershey Cooperative Telephone Company  
Hooper Telephone Company, d/b/a WesTel Systems  
K&M Telephone Company  
Keystone-Arthur Telephone Co.  
Nebraska Central Telephone Company  
Northeast Nebraska Telephone Co.  
Pierce Telephone Company  
Plainview Telephone Company  
Sodtown Telephone Company  
Southeast Nebraska Telephone Co.  
Stanton Telecom, Inc.  
Three River Telco

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Nebraska Independent Telephone Association  
c/o Consortia Consulting by *TELEC*  
9300 Underwood Avenue, Suite 310  
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### 1. Application of Catalog (Cont'd.)

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#### 1.1 (Cont'd.)

The individual company providing the access service will hereinafter be referred to as the Telephone Company. This catalog also contains Access Ordering regulations and charges that are applicable when these services are ordered or modified by the customer.

- 1.3 The provisions of this catalog apply to intrastate intraLATA and interLATA access service. The regulations, rates and charges contained herein are in addition to the applicable regulations, rates and charges specified in other rate lists and/or catalogs of the Telephone Company.

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## ACCESS SERVICE

### 2. General Regulations

#### 2.3 Obligations of the Customer

##### 2.3.11 Jurisdictional Report and Certification Requirements

###### (A) Certification Requirements - Special Access

When the customer orders Special Access Service, and the customer certifies to the Telephone Company in writing that less than ten percent of the traffic is interstate, the service is considered to be intrastate and is provided under this catalog.

Following initial certification, should the jurisdictional nature of the customer's Special Access Service change, the customer should inform the Telephone Company in writing of the change. The effective date of the change will be the date the Telephone Company receives the customer's notice of change. No charge applies for the jurisdictional change.

###### (B) Disputes Involving Jurisdictional Certification - Special Access

If a dispute arises concerning the certification of projected interstate/intrastate traffic as described in (A) above or a regulatory commission questions the customer-provided interstate percentage, the Telephone Company will ask the customer to provide the data the customer used to determine the traffic split. The customer shall supply the data within thirty (30) days of the Telephone Company request. The customer shall keep records of system design and functions from which the percentage of interstate and intrastate use can be ascertained and, upon request of the Telephone Company, make the records available for inspection as reasonably necessary for purposes of verification of the percentages.

## ACCESS SERVICE

### 2. General Regulations (Cont'd.)

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

##### 2.3.11 Jurisdictional Report and Certification Requirements (Cont'd.)

###### (B) Disputes Involving Jurisdictional Certification - Special Access (Cont'd.)

If the reply results in a jurisdictional change of a Special Access Service, the Telephone Company receives the customer's effective date of the change will be the date reply. There is no charge when the customer's reply results in a jurisdictional change in the Special Access Service.

###### (C) Jurisdictional Reports - Switched Access

For Switched Access Service, the Telephone Company cannot in all cases determine the jurisdictional nature of customer traffic and its related access minutes. In such cases the customer may be called upon to provide a projected estimate of the division of its traffic between the interstate and intrastate jurisdictions. The following regulations govern such jurisdictional estimates.

###### (1) General

A call that originates in Nebraska and terminates in Nebraska is an intrastate call, regardless of the path the call takes in the interexchange carrier's network.

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2. General Regulations (Cont'd.)

2.3 Obligations of the Customer (Cont'd.)

2.3.11 Jurisdictional Report Certification Requirements (Cont'd.)

(C) Jurisdictional Reports - Switched Access (Cont'd.)

(1) General (Cont'd.)

The percentage of interstate use (PIU) factors described in NECA TARIFF F.C.C. NO. 5, Section 2.3.11 (C)(2)-(4) are applied to usage rated Carrier Common Line, Information Surcharge, Local Switching, and Local Transport charges. Separate PIUs are required for flat rated Direct Trunked Transport and Multiplexers.

Except where the Telephone Company measured access minutes are used as set forth following, the customer shall report the percentage of interstate use as set forth in Section 2.3.11 (C) (2) or (3) of NECA TARIFF F.C.C. NO. 5, and such report will be used for billing purposes until the customer reports a different projected PIU for an in-service end office group. When the customer adds busy hour minutes of capacity (BHMC), lines or trunks to an existing end office group, the customer shall furnish a revised projected PIU that applies to the total BHMC, lines or trunks.

When the customer discontinues BHMC, lines or trunks from an existing group, the customer shall furnish a revised projected PIU for the remaining BHMC, lines or trunks in the end office group. The revised report will serve as the basis for future billing and will be effective on the next bill date. No prorating or back billing will be done based on the report.

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### 2. General Regulations (Cont'd.)

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

##### 2.3.11 Jurisdictional Report Certification Requirements (Cont'd.)

###### (C) Jurisdictional Reports - Switched Access (Cont'd.)

###### (1) General (Cont'd.)

Effective on the first of January, April, July and October of each year the customer shall update the interstate and intrastate jurisdictional report. The customer shall forward to the Telephone Company, to be received no later than fifteen (15) days after the first of each such month, a revised report showing the interstate and intrastate percentage of use for the past three months ending the last day of December, March, June and September, respectively, for each service arranged for interstate and intrastate use.

Except where the Telephone Company is billing according to actual usage by jurisdiction, the revised report will serve as the basis for the next three months billing and will be effective on the bill date for that service. No prorating or back billing will be done based on the report.

If after review of the information, it is determined that a billing dispute exists, the Telephone Company will continue to use the derived interstate percentage, until the Telephone Company and the customer review documentation and agree to establish a revised interstate percentage. The Telephone Company will use the revised percentage with the next billing period.

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2. General Regulations (Cont'd.)

2.3 Obligations of the Customer (Cont'd.)

2.3.11 Jurisdictional Report Certification Requirements (Cont'd.)

(C) Jurisdictional Reports - Switched Access (Cont'd.)

(1) General (Cont'd.)

When the quarterly reports are not supplied by the customer, the following steps, as set forth in (a) through (d) following, will be taken by the Telephone Company.

- (a) If the customer does not supply the reports, the Telephone Company will assume the percentages to be the same as those provided in the last quarterly report. For those cases in which a quarterly report has never been received from the customer, the Telephone Company will assume the percentages to be the same as those provided in the order for service as set forth in NECA TARIFF F.C.C. NO. 5, Section 2.3.11(C).
- (b) If no report is received by the fifteenth day of each quarter, the Telephone Company will send a letter to the customer (by certified U. S. Mail, return receipt requested) requesting an updated interstate percentage within thirty (30) days and reminding them that if no report is received, the procedures set forth in (c) following will begin.

## ACCESS SERVICE

### 2. General Regulations (Cont'd.)

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

##### 2.3.11 Jurisdictional Report Certification Requirements (Cont'd.)

###### (C) Jurisdictional Reports - Switched Access (Cont'd.)

###### (1) General (Cont'd.)

- (c) If no report is received within thirty (30) days, the Telephone Company will designate a percentage of fifty percent (50%) interstate use beginning with the next billing period. This percentage will be applied until an updated PIU report is submitted or until the provisions set forth in (d) following are met. The Telephone Company will send a letter to the customer (by certified U. S. Mail, return receipt requested) requesting work papers used by the customer to substantiate the most recent percentage. The requested information must be submitted by the customer to the Telephone Company within thirty (30) days after receipt of the certified letter.
- (d) Upon receipt of the customer's work papers and summary, the Telephone Company will review the work papers and summary submitted within thirty (30) days from receipt of the information. The Telephone Company will begin using the percentage of interstate use derived from the information provided with the next billing period.

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2. General Regulations (Cont'd.)

2.4 Payment Arrangements and Credit Allowances

2.4.1 Payment of Rates, Charges and Deposits

(B) Bill Dates

(1) End User Access Service and Presubscription

The alternate billing schedule described in NECA TARIFF F.C.C. NO. 5, Section 2.4.1(B)(1) is not applicable on an intrastate basis.

(2) Miscellaneous Access Services

For miscellaneous services and non-usage sensitive Switched Access Service charges, the Telephone Company will establish a bill day each month for each customer account. The bill will cover non-usage sensitive service charges for the ensuing billing period for which the bill is rendered, any known unbilled non-usage sensitive charges for prior periods and unbilled usage charges for the period after the last bill day through the current bill day. Any known unbilled usage charges for prior periods and any known unbilled adjustments will be applied to this bill. Payment for such bills is due in immediately available funds by the payment date, as set forth in (C) following. If payment is not received by the payment date, a late payment penalty will be assessed as set forth in (C) following.

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2. General Regulations (Cont'd.)

2.4 Payment Arrangements and Credit Allowances (Cont'd.)

2.4.1 Payment of Rates, Charges and Deposits (Cont'd.)

(C) Payment Dates and Late Payment Penalties

- (1) All bills dated as set forth in (B)(2) preceding for service provided to the customer by the Telephone Company are due 31 days (payment date) after the bill day or by the next bill date (i.e., same date in the following month as the bill date), whichever is the shortest interval, except as provided herein, and are payable in immediately available funds. If the customer does not receive a bill at least 20 days prior to the 31 day payment due date, then the bill shall be considered delayed. When the bill has been delayed, upon request of the customer the due date will be extended by the number of days the bill was delayed. Such request of the customer must be accompanied with proof of late bill receipt.

If such payment date would cause payment to be due on a Saturday, Sunday or Legal Holiday, payment for such bills will be due from the customer as follows:

-If the payment date falls on a Sunday or on a Legal Holiday which is observed on a Monday, the payment date shall be the first non-Holiday day following such Sunday or Legal Holiday.

-If the payment date falls on a Saturday or on a Legal Holiday which is observed on Tuesday, Wednesday, Thursday or Friday, the payment date shall be the last non-Holiday day preceding such Saturday or Legal Holiday.

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### 2. General Regulations (Cont'd.)

#### 2.4 Payment Arrangements and Credit Allowances (Cont'd.)

##### 2.4.4 Credit Allowance for Service Interruptions

###### (C) When a Credit Allowance Does Not Apply

- (5) No credit allowance will be made for service interruptions that continue because of the failure of the customer to authorize replacement of any element of special construction, as set forth in Section 8 of this catalog. The period for which no credit allowance is made begins on the seventh day after the customer receives the Telephone Company's written notification of the need for such replacement and ends on the day after receipt by the Telephone Company of the customer's written authorization for such replacement.