

EXHIBIT

LF - 1

From: Penny Petersen [ppetersen@svtv.com]
Sent: Tuesday, April 03, 2007 11:36 AM
To: Moore, Jaque A (Jake)
Subject: RE: Orbitcom Tariff Filings

Jaque,

All of our tariffs are filed in each state at the PUC's office. You can obtain copies of them there. Let me know if you have further questions.

Thanks,
Penny Petersen
Orbitcom, Inc.

From: Moore, Jaque A (Jake) [mailto:jaque.moore@verizonbusiness.com]
Sent: Tuesday, April 03, 2007 10:45 AM
To: ppetersen@svtv.com
Subject: Orbitcom Tariff Filings

Penny,

I spoke with you a few weeks ago regarding Orbitcom's tariff covering Interstate Switched Access traffic. I needed to get some clarification on this issue. Does Orbitcom have an Interstate tariff filed with the FCC governing switched access? If so, can you provide a copy or a link? Have they filed Intrastate tariffs with the appropriate state PUC's governing Switched Access.

Thanks,
Jaque Moore
Line Cost
Verizon Business
Phone: (918)590-2474
Fax: (918)590-1996

EXHIBIT

LF - 2

VP Telecom, Inc.

Tariff No. 1
Original Page No. 1

State of South Dakota
Issued: August 6, 2002

Effective: ~~August 6, 2002~~

Switched Access Services

Schedule of Rates, Rules and Regulations
Governing Access Services
Provided in the State of South Dakota

OFFERED BY

VP TELECOM, INC.

1701 N. Louise Ave.
Sioux Falls, S.D. 57107

This tariff contains the descriptions, regulations, and rates applicable to furnishing of Service and facilities for access Services within the State of South Dakota by VP Telecom, Inc. This tariff is on file with the South Dakota Public Utilities Commission and copies may also be inspected during normal business hours at the following location: 1701 N. Louise Ave., Sioux Falls, S.D. 57107. To receive Services under the tariff, you can call 1-866-834-7837.

Issued: _____

Effective: *10/28/2002*

Issued By:

Brad VanLear, President
VP Telecom, Inc.
1701 N. Louise Ave.
Sioux Falls, SD 57107
605-977-6900

TC02-107

EXHIBIT

LF - 3

From: Moore, Jaque A (Jake) [mailto:jaque.moore@verizonbusiness.com]
Sent: Tuesday, February 19, 2008 10:03 AM
To: Penny Petersen
Cc: Moore, Jaque A (Jake); Freet, Leslie L
Subject: RE: Dispute Notification-Orbitcom Interstate Rates

Penny,

We reject your denial of our interstate rate dispute on several grounds. The statute of limitations for disputing overbilled charges is 2 years, per the Communications Act of 1934. In section 415 of the Act, it states, "(c) For recovery of overcharges action at law shall be begun or complaint filed with the Commission against carriers within two years from the time the cause of action accrues, and not after." The disputed charges fall within this 2 year window and are thus disputable. I have not even been able to find a filed copy of Orbitcom's Switched Access Interstate Tariff. If you have a copy of a filed Interstate tariff or a link, please provide one.

We also dispute Orbitcom setting its aggregate rate to \$0.006 as the ILEC benchmark. Qwest's aggregate for Local Switching, Common Trunk Port, Tandem Transport Facility and Termination, Common Transport MUX, and Tandem Switching only comes to \$0.00557. This does not mean that Orbitcom can fairly charge this rate in all cases. The FCC's Eighth Report and Order mandates that CLEC's may only charge for rating elements that are consistent with the specific service they are providing. For example, if a CLEC is not performing the Tandem Switching function, it may not charge the IXC for that element. As a 100% UNEP provider, Orbitcom is entitled to bill only elements that it actually provides to Verizon Business depending on whether the traffic is direct routed, tandem routed or routed through a remote end office.

We are amending our initial dispute to reflect this methodology. For the end offices which Orbitcom is billing VZB for, VZB has DEOT's with 86.8% of these end offices. This traffic is direct routed. The remaining 13.2% of billed traffic would be tandem routed, unless routed through a remote end office. We have rerated Orbitcom's billed Local Switching minutes of usage with a weighted aggregate which is determined by whether the traffic is DEOT routed, Tandem Routed or Host/Remote Routed to determine which elements are applicable. All individual elements excluding Local Switching billed prior to the 7/12/07 invoice cycle are disputed at 100% because these elements are included in the weighted aggregate rate. The total amount now disputed is \$283,207.41. Please review the attached dispute and contact me if you have any questions.

Also, when might we expect the CDR's I requested for following BAN's 8080SD0222, 8080SD0555, 915AWD0222 and 915AWD0555 that support the 12/12/07 invoices?

Can you also provide an explanation for the PIU shift that occurred on the 7/07 invoice? We were being billed consistently a PIU of 34% prior to 7/07 and then it dropped to less than 1%. How does Orbitcom calculate PIU?

Respectfully,
Jaque Moore
Line Cost
Verizon Business
Phone: (918)590-2474
Fax: (918)590-1996

EXHIBIT

LF - 4

909A - ORBITCOM

BAN
Invoice
Company Code
Invoice Date
ACNA

8080SD0222
00023620
909A
Aug 12, 2008
MCI

Switched Access Service
Feature Group D

Billing Company:
ORBITCOM, INC., FKA VP TELECOM
1701 N LOUISE AVE
SIOUX FALLS SD 57107-0210

Billing Inquiries Contact:
CABS Support (605) 977-6900

Addressed To:
MCI WORLDCOM
REGION 6
PO BOX 2039
MECHANICSBURG PA 17055

UNBUNDLED BILLING
Balance Due Information

R:187 G:000 S:00000 P:00000

Explanation	Amount
Previous Balance	\$ [REDACTED]
Adjustments	
Jul 14 CASH PAYMENT	9,377.40R
Balance Forward	\$ [REDACTED]

Detail Of Current Charges

Explanation	Amount
SOUTH DAKOTA	
Usage Charges	
8080 - ORBITCOM	
IntraState - IntraLATA	[REDACTED]
InterState - InterLATA	[REDACTED]
Total Usage Charges	\$ [REDACTED]
Total Current Charges	\$ [REDACTED]

Remit Payment To: 909A - ORBITCOM
ORBITCOM, INC., FKA VP TELECOM
1701 N LOUISE AVE
SIOUX FALLS SD 57107-0210

Total Due By 09/12/2008 \$ [REDACTED]

909A - ORBITCOM

BAN
 Invoice
 Company Code
 Invoice Date
 ACNA

8080SD0222
 00023620
 909A
 Aug 12, 2008
 MCI

Detail Of Usage Charges for Office ABRDSDCODS0
 Office Switch Owner Company Code - 5145
 Billing Period 07/01/2008 thru 07/31/2008
 IntraState - IntraLATA

Rate Category	Miles (if applicable)	Quantity	Billing Percent	Rate	Amount
SOUTH DAKOTA					
8080 - ORBITCOM					
LOCAL SWITCHING					
Originating - 07/01/2008 thru 07/31/2008		██████		0.06000000	██████
Terminating - 07/01/2008 thru 07/31/2008		██████		0.06000000	██████

R:167 G:000 S:00000 P:00000

909A - ORBITCOM

BAN
 Invoice
 Company Code
 Invoice Date
 ACNA

808SD0222
 0023620
 909A
 Aug 12, 2008
 MCI

Detail Of Usage Charges for Office ARTNSDCORS1
 Office Switch Owner Company Code - 5145
 Billing Period 07/01/2008 thru 07/31/2008
 InterState - InterLATA

Rate Category	Miles (if applicable)	Quantity	Billing Percent	Rate	Amount
SOUTH DAKOTA					
8080 - ORBITCOM					
LOCAL SWITCHING					
Originating - 07/01/2008 thru 07/31/2008				0.00600000	
Terminating - 07/01/2008 thru 07/31/2008				0.00600000	

R:167 G:000 S:00000 P:00000

EXHIBIT

LF – 5

From: Moore, Jaque A (Jake) [mailto:jaque.moore@verizonbusiness.com]
Sent: Tuesday, March 04, 2008 8:36 AM
To: Penny Petersen
Subject: RE: Dispute Notification-Orbitcom Interstate Rates

Penny,

Do you have a status on the CDR's I requested for BAN's 8080SD0222, 8080SD0555, 915AWD0222 and 915AWD0555 that support the 12/12/07 Invoices?

Also, could you provide an update our dispute of Orbitcom's Interstate rates?

Thanks,
Jaque Moore
Line Cost
Verizon Business
Phone: (918)590-2474
Fax: (918)590-1996

EXHIBIT

LF – 6

From: Freet, Leslie L
Sent: Friday, July 11, 2008 10:18 AM
To: 'Penny Petersen'
Cc: Moore, Jaque A (Jake); 'Michael'; 'Brad VanLeur'
Subject: RE: Please Call Orbitcom

Penny,

As we discussed today, my review of the Orbitcom invoices indicates that in addition to the rate dispute communicated by Jaque Moore requesting that Orbitcom bill the applicable rates for Direct and Tandem routed traffic, there appears to be an issue with the billed PIU. My analysis is preliminary, but the PIU is averaging 5% on the Orbitcom invoices. I would like to review the call detail records to determine if the jurisdiction is billed accurately. Please provide a 3 day sample of call detail records for the 555 & 222 June 2008 invoices.

Thanks,
Leslie Freet
Manager Carrier Cost
Verizon Business
918-950-6800

EXHIBIT

LF - 7

From: Freet, Leslie L
Sent: Tuesday, July 15, 2008 1:59 PM
To: 'Penny Petersen'
Cc: Moore, Jacqué A (Jake); Winfield, Ashley
Subject: RE: Please Call Orbitcom

Penny,

Section 3.4 of Orbitcom's Tariff No. 1 for Wyoming states "When the company receives sufficient call detail to determine the Jurisdiction of some or all originating and terminating access minutes (MOU), the company will use that call detail to render the bills for those MOU and will not use PIU factors." It appears that your current process is contradictory to your jurisdictional reporting language in your tariff and the 5% PIU currently billed to Verizon Business. Please provide the call detail record sample requested below. I have previously provided a Verizon Business contact for negotiating a switched access agreement.

Thanks,
Leslie Freet
Manager
Verizon Business
918-590-6800

EXHIBIT

LF – 8

Verizon 047: In an e-mail message from Penny Petersen, an OrbitCom employee, to Jaque Moore of Verizon, dated June 16, 2009, Ms. Petersen stated "We are billing jurisdictionally."

- a. Please explain what "billing jurisdictionally" means. Identify all facts that support your explanation.
- b. What information does OrbitCom use to bill jurisdictionally?
- c. When did OrbitCom begin billing Verizon jurisdictionally?
- d. When did OrbitCom begin billing other interexchange carriers jurisdictionally?
- e. When OrbitCom began billing Verizon jurisdictionally, what monthly usage period did its bills cover?
- f. Did OrbitCom bill jurisdictionally during the period February 2008 through March 2009?
- g. Prior to the time OrbitCom began billing jurisdictionally, explain the process that OrbitCom used to determine the jurisdiction of switched access calls and to apply the correct jurisdictional rate (i.e., either interstate or intrastate) for the calls.

RESPONSE:

- (a) OrbitCom uses the actual call data supplied by its switching company to determine the jurisdiction of the call.
- (b) The call data (EMI records) supplied by the switching company.
- (c) Calls made April 1, 2009 which calls were billed in May, 2009.
- (d) OrbitCom has been working for some time to test jurisdictional billing. It is a very labor intensive process to switch a carrier to this type of billing requiring the rebuilding of tables within the billing system and then repeating test billings to insure accuracy. It can take up to a year to convert a carrier. Other than test accounts, Orbitcom began billing the process of billing other carriers jurisdictionally at the same time as Verizon.
- (e) April 1 through April 30, 2009.
- (f) No.

EXHIBIT

LF – 9

From: Penny Petersen [mailto:ppetersen@svtv.com]
Sent: Tuesday, March 04, 2008 3:15 PM
To: Moore, Jaque A (Jake)
Subject: RE: Dispute Notification-Orbitcom Interstate Rates

We have a contract with Verizon for Long Distance, not switched access. I would like to setup a switched access agreement between Verizon and Orbitcom so that we can avoid further disputes. Can you send me a contract for this?

I do not get the cdr's. They are sent directly to our third party billing vendor and then purged from their system. We did not have the option to save them to disk.

Thanks,
Penny

EXHIBIT

LF – 10

Verizon 051: In an e-mail message from Penny Petersen to Jaque Moore dated February 20, 2008, Ms. Petersen stated: "Our call records are sent directly to a third party billing company." Please identify the third party billing company referred to by Ms. Petersen.

- a. State whether OrbitCom is still using the third party billing company referred to by Ms. Petersen.
- b. If the response to 51a is other than "yes," please state when OrbitCom ceased using that third party billing company.

OBJECTION AND RESPONSE: OrbitCom objects to this Request to the extent that it seeks information which is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence.

Without waiving this objection, see below.

- (a) No.
- (b) March 2009.

EXHIBIT

LF – 11

Verizon 048: For each month that OrbitCom has been billing Verizon jurisdictionally, provide a five-day sample of Call Detail Records or other call detail information that demonstrates that OrbitCom correctly determined the jurisdiction of the calls covered by the invoices and that OrbitCom applied the correct jurisdictional rate (i.e., interstate or intrastate) for all of the calls. This request is limited to Call Detail Records or other call detail associated with switched access traffic that OrbitCom billed Verizon in South Dakota. Provide the information separately for BAN 8080SD0555 and BAN 8080SD0222.

OBJECTION AND RESPONSE: OrbitCom objects to this Request to the extent that it is overly broad, unduly burdensome and vague as to that information which it seeks. OrbitCom further objects to this Request to the extent that it seeks to impose a greater obligation on OrbitCom than that required by the applicable administrative rules and rules of civil procedure. The CDR is a virtual record of OrbitCom's customers in SD. Given the fact that Verizon is one of OrbitCom's competitors in SD, OrbitCom does not believe it acceptable to give Verizon a complete listing of its SD customers.

Without waiving these objections, see Response to Request No. 47 above. Currently records do not exist in the format Verizon has requested. OrbitCom is willing to work with Verizon to provide Verizon with existing records that will fulfill its needs while still protecting OrbitCom's customer confidentiality and any legal obligations related thereto.

EXHIBIT

LF – 12

From: Moore, Jaque A (Jake) [mailto:jaque.moore@verizonbusiness.com]
Sent: Thursday, February 14, 2008 3:36 PM
To: Penny Petersen
Cc: Moore, Jaque A (Jake)
Subject: Dispute Notification-Orbitcom Interstate Rates

Penny,

I have completed a review of Orbitcom's Interstate rates. We are disputing Orbitcom's Interstate rates for being non compliant with the FCC's 7th Order by exceeding the ILEC benchmark. The attached dispute report provides a dispute breakdown by BAN and billing element. We are disputing \$268,935.55 going back to the January 2006 invoice cycle. If you have any questions, please contact me.

Could you also provide CDR's for the following BAN's 8080SD0222, 8080SD0555, 915AWD0222 and 915AWD0555 that support the 12/12/07 invoices?

Respectfully,
Jaque Moore
Line Cost
Verizon Business
Phone: (918)590-2474
Fax: (918)590-1996

EXHIBIT

LF – 13

From: Moore, Jaque A (Jake) [mailto:jaque.moore@verizonbusiness.com]
Sent: Thursday, May 08, 2008 4:13 PM
To: Penny Petersen
Cc: Freet, Leslie L; Moore, Jaque A (Jake)
Subject: RE: Dispute Notification-Orbitcom Interstate Rates

.Penny,

I never received a response from my previous email. I am forwarding you an updated dispute report with calculations through the 4/12/08 invoice cycle. The total amount now disputed is \$284,460.36. We are currently withholding payment and will continue to do so until the total amount disputed is withheld or credited back the BANs.

Jaque Moore
Line Cost
Verizon Business
Phone: (918)590-2474
Fax: (918)590-1996

**REDACTED
EXHIBIT**

LF-14

From: Moore, Jaque A (Jake)
Sent: Friday, September 12, 2008 8:21 AM
To: bvanleur@orbitcominc.net; ppetersen@orbitcominc.net; mpowers@orbitcominc.net
Cc: Freet, Leslie L; Moore, Jaque A (Jake)
Subject: RE: Dispute Notification-Orbitcom Invalid PIU
Attachments: Orbitcom PIU Disp Report.xls

Brad,

I am amending the disputed amount from \$1,118,218.40 to \$1,191,656.76. The previous attachment's grand total in column R did not have the dispute for the 8/12/08 invoice cycle included. Please replace the previous attachment with the file attached on this email. Let me know if you have any questions.

Thanks,
Jaque Moore
Line Cost
Verizon Business
Phone: (918)590-2474
Fax: (918)590-1996

From: Moore, Jaque A (Jake)
Sent: Friday, September 12, 2008 9:41 AM
To: 'bvanleur@orbitcominc.net'; 'ppetersen@orbitcominc.net'; 'mpowers@orbitcominc.net'
Cc: Freet, Leslie L; Moore, Jaque A (Jake)
Subject: Dispute Notification-Orbitcom Invalid PIU

Brad,

Verizon Business disputes Orbitcom's billed PIU of 5% from the 7/12/07 invoice cycle through the 8/12/08 invoice cycle. The total amount disputed is \$1,118,218.40. I have attached a file breaking down the dispute by month. The PIU cited in the dispute of 77% is the actual PIU of all traffic for the end offices that Orbitcom bills Verizon Business for. The billed MOU's were re-jurisdictionalized utilizing this PIU and then rerated using either the intrastate billed cost per minute or Qwest's Interstate aggregate rates for direct routed traffic, tandem routed traffic, or host remote routed traffic. These aggregate Interstate rates can be found on the third tab of the attachment.

This dispute is separate from the Interstate rate dispute Verizon Business already has on file with Orbitcom. This dispute supersedes the previous dispute for the months of 7/07 through present as it incorporates the rate dispute into the calculations.

Please review the attached and notify us of Orbitcom's response.

Respectfully,
Jaque Moore
Line Cost
Verizon Business
Phone: (918)590-2474
Fax: (918)590-1996

REDACTED

<u>Element</u>	<u>Qwest Rates</u>
Common Trunk Port	0.00074700
Local Switching	0.00197400
Tandem Facility Over 50	0.00001500
Tandem Termination Over 50	0.00024000
Common MUX	0.00003600
Tandem Switching	0.00254500
DEOT Routed Traffic-Includes Local Switching & Common Trunk Port	0.00272100
Host Remote Traffic-Includes Local Switching, Tandem Facility and Termination	0.00222900
Tandem Routed Traffic- Includes Common Trunk Port, Local Switching, Tandem Facility and Termination, Common MUX, and Tandem Switching	0.00555700

REDACTED

REDACTED

EXHIBIT

LF – 15

From: Severy, Richard
Sent: Wednesday, April 22, 2009 6:27 PM
To: 'Meredith Moore'; Pat Mastel
Subject: Verizon Business's Combined Dispute Report by BAN/OCN/State
Attachments: Orbitcom Comb Disp Final.xls

Meredith and Pat,

Attached is a revised and updated calculation of Verizon Business's dispute with Orbitcom. This analysis breaks down the PIU/rate dispute by BAN/OCN/State as you have requested. Jaque also added a summary page on the first tab that breaks down the total dispute by issue (PIU/Rate vs. Rate) and deducted vs. non-deducted amount. The total amount in dispute for both issues through the 4/09 invoice cycle is \$2,046,274.65.

Please let me know if you have any additional questions.

Richard Severy
richard.b.severy@verizonbusiness.com
Assistant General Counsel
Litigation and Regulatory

Verizon Business

Telephone: 415-228-1121
Fax: 415-228-1094

Verizon Business - **global capability, personal accountability**

From: Moore, Jaque A (Jake)
Sent: Tuesday, June 16, 2009 7:05 AM
To: Penny Petersen
Cc: bvanleur@orbitcominc.net; Freet, Leslie L; Severy, Richard; Merrick, Patrick H (Pat)
Subject: Dispute Notification - Orbitcom - Updated Dispute Report
Importance: High
Attachments: Orbitcom Comb Disp Final.xls

Penny,

I've attached an updated dispute report with totals through the May 2009 invoice cycle. The total amount in dispute is \$2,127,556.22.

Respectfully,

Jaque Moore
Line Cost
Verizon Business
Phone: (918)590-2474
Fax: (918)590-1996

EXHIBIT

LF – 16

From: Penny Petersen [ppetersen@orbitcominc.net]
Sent: Friday, September 12, 2008 8:47 AM
To: Moore, Jaque A (Jake); bvanleur@orbitcominc.net; mpowers@orbitcominc.net
Cc: Freet, Leslie L
Subject: RE: Dispute Notification-Orbitcom Invalid PIU
Importance: High

Jaque,

This dispute is being denied for the following reason.

Please see page 30 of Orbitcom, Inc's. Intrastate Tariff.

Section 4.8 Disputed Bills

The customer may dispute a bill only by written notice to the Company. Written dispute must be received by the company within 60 days of the payment due date. If a written dispute is not received by the Company within 60 days of the payment date, the bill statement shall be deemed to be correct and considered due and payable in full by the Customer.

Thanks,

Penny Petersen
Orbitcom, Inc.
605-977-6900

Please Note - My Email Address Has Changed
ppetersen@orbitcominc.net

From: Moore, Jaque A (Jake) [mailto:jaque.moore@verizonbusiness.com]
Sent: Friday, September 12, 2008 10:21 AM
To: bvanleur@orbitcominc.net; ppetersen@orbitcominc.net; mpowers@orbitcominc.net
Cc: Freet, Leslie L; Moore, Jaque A (Jake)
Subject: RE: Dispute Notification-Orbitcom Invalid PIU

Brad,

I am amending the disputed amount from \$1,118,218.40 to \$1,191,656.76. The previous attachment's grand total in column R did not have the dispute for the 8/12/08 invoice cycle included. Please replace the previous attachment with the file attached on this email. Let me know if you have any questions.

Thanks,
Jaque Moore
Line Cost
Verizon Business
Phone: (918)590-2474
Fax: (918)590-1996

EXHIBIT

LF – 17

From: Moore, Jaque A (Jake) [jaque.moore@verizonbusiness.com]
Sent: Wednesday, September 17, 2008 2:25 PM
To: Penny Petersen; bvanleur@orbitcominc.net; mpowers@orbitcominc.net
Cc: Freet, Leslie L; Moore, Jaque A (Jake)
Subject: RE: Dispute Notification-Orbitcom Invalid PIU

Penny,

Verizon Business rejects Orbitcom's denial of our PIU dispute. Orbitcom's tariffs state,

"When the Company, receives sufficient detail to determine the jurisdiction of some or all originating and terminating access minutes of use (MOU), the company will use that call detail to render bills for those MOU and will not use PIU factors. When the company receives insufficient call detail to determine the jurisdiction of some or all originating and terminating access MOU, the Company will apply PIU factor(s) provided by the Customer or developed by the company to those minutes for which the Company does not have sufficient detail."

By failing to perform either of the procedures cited above, Orbitcom has failed to be in compliance with its own tariffs. Verizon Business considers this dispute open and valid.

Respectfully,
Jaque Moore
Line Cost
Verizon Business
Phone: (918)590-2474
Fax: (918)590-1996

EXHIBIT

LF – 18

From: Penny Petersen [ppetersen@orbitcominc.net]
Sent: Wednesday, September 24, 2008 9:39 AM
To: Moore, Jaque A (Jake); bvanleur@orbitcominc.net; mpowers@orbitcominc.net
Cc: Freet, Leslie L
Subject: RE: Dispute Notification-Orbitcom Invalid PIU

Jaque,

Orbitcom is denying this dispute since it is outside of the allowable dispute timeframe.

Section 4.8 Disputed Bills

The customer may dispute a bill only by written notice to the Company. Written dispute must be received by the company within 60 days of the payment due date. If a written dispute is not received by the Company within 60 days of the payment date, the bill statement shall be deemed to be correct and considered due and payable in full by the Customer.

Thanks,

Penny Petersen
Orbitcom, Inc.
605-977-6900

Please Note - My Email Address Has Changed
ppetersen@orbitcominc.net

From: Moore, Jaque A (Jake) [mailto:jaque.moore@verizonbusiness.com]
Sent: Wednesday, September 17, 2008 4:25 PM
To: Penny Petersen; bvanleur@orbitcominc.net; mpowers@orbitcominc.net
Cc: Freet, Leslie L; Moore, Jaque A (Jake)
Subject: RE: Dispute Notification-Orbitcom Invalid PIU

Penny,

Verizon Business rejects Orbitcom's denial of our PIU dispute. Orbitcom's tariffs state,

"When the Company, receives sufficient detail to determine the jurisdiction of some or all originating and terminating access minutes of use (MOU), the company will use that call detail to render bills for those MOU and will not use PIU factors. When the company receives insufficient call detail to determine the jurisdiction of some or all originating and terminating access MOU, the Company will apply PIU factor(s) provided by the Customer or developed by the company to those minutes for which the Company does not have sufficient detail."

By failing to perform either of the procedures cited above, Orbitcom has failed to be in compliance with its own tariffs. Verizon Business considers this dispute open and valid.

Respectfully,
Jaque Moore
Line Cost
Verizon Business
Phone: (918)590-2474

EXHIBIT

LF – 19

From: Penny Petersen [mailto:ppetersen@svtv.com]
Sent: Friday, February 15, 2008 10:45 AM
To: Moore, Jaque A (Jake)
Subject: RE: Dispute Notification-Orbitcom Interstate Rates

Jaque -

We are charging .006 per minute which is the ILEC benchmark.
Also, we can not accept disputes that are outside of the 90 day window.
Please let me know if you have further questions.

Thanks,
Penny

From: Moore, Jaque A (Jake) [mailto:jaque.moore@verizonbusiness.com]
Sent: Thursday, February 14, 2008 3:36 PM
To: Penny Petersen
Cc: Moore, Jaque A (Jake)
Subject: Dispute Notification-Orbitcom Interstate Rates

Penny,

I have completed a review of Orbitcom's Interstate rates. We are disputing Orbitcom's Interstate rates for being non compliant with the FCC's 7th Order by exceeding the ILEC benchmark. The attached dispute report provides a dispute breakdown by BAN and billing element. We are disputing \$268,935.55 going back to the January 2006 invoice cycle. If you have any questions, please contact me.

Could you also provide CDR's for the following BAN's 8080SD0222, 8080SD0555, 915AWD0222 and 915AWD0555 that support the 12/12/07 invoices?

Respectfully,
Jaque Moore
Line Cost
Verizon Business
Phone: (918)590-2474
Fax: (918)590-1996

EXHIBIT

LF – 20

From: Moore, Jaque A (Jake)
Sent: Tuesday, March 04, 2008 2:11 PM
To: 'Penny Petersen'
Subject: RE: Dispute Notification-Orbitcom Interstate Rates

Penny,

The contract that Orbitcom has with Verizon for Long Distance does not apply to Switched Access traffic. These are two separate services. The two year dispute for \$283,207.41 is still valid.

I do not handle contracts/agreements. I will have to look into this.

Respectfully,
Jaque Moore
Line Cost
Verizon Business
Phone: (918)590-2474
Fax: (918)590-1996

From: Penny Petersen [mailto:ppetersen@svtv.com]
Sent: Tuesday, March 04, 2008 3:15 PM
To: Moore, Jaque A (Jake)
Subject: RE: Dispute Notification-Orbitcom Interstate Rates

We have a contract with Verizon for Long Distance, not switched access. I would like to setup a switched access agreement between Verizon and Orbitcom so that we can avoid further disputes. Can you send me a contract for this?

I do not get the cdr's. They are sent directly to our third party billing vendor and then purged from their system. We did not have the option to save them to disk.

Thanks,
Penny

EXHIBIT

LF – 21

From: Freet, Leslie L
Sent: Monday, July 07, 2008 3:02 PM
To: 'Brad VanLeur'; 'Penny Petersen'
Cc: Moore, Jaque A (Jake)
Subject: RE: Please Call Orbitcom

Brad,

Can you clarify from the note below if Orbitcom is denying the merit of the interstate access dispute or the process of withholding intrastate charges to convert a paid dispute to a deducted dispute or both? If so could you comment further on the basis for the denial of the claim?

Mike Maxwell would be your contact to negotiate a Switched Access Agreement with Verizon Business. I have provided his contact information below.

Mike Maxwell
mike.maxwell@verizonbusniess.com
703-886-2163

Thanks,
Leslie Freet
918-590-6800

**REDACTED
EXHIBIT**

LF-22

REDACTED

**REDACTED
EXHIBIT**

LF-23

REDACTED

EXHIBIT

LF – 24

909A - ORBITCOM

BAN
 Invoice
 Company Code
 Invoice Date
 ACNA

8080SD0555
 90022731
 909A
 Apr 12, 2008
 WTL

Switched Access Service
 Feature Group D

Billing Company:
 ORBITCOM, INC., FKA VP TELECOM
 1701 N LOUISE AVE
 SIOUX FALLS SD 57107-0210

Billing Inquiries Contact:
 CABS Support (605) 977-6900

Addressed To:
 MCI WORLDCOM
 REGION 6
 PO BOX 2039
 MECHANICSBURG PA 17055

UNBUNDLED BILLING
 Balance Due Information

R:163 G:000 S:00000 P:00000

Explanation	Amount
Previous Balance	\$ [REDACTED]
Adjustments	
Apr 10 CASH PAYMENT	33,007.73
Balance Forward:	\$ [REDACTED]

Detail Of Current Charges

Explanation	Amount
SOUTH DAKOTA	
Usage Charges	
8080 - ORBITCOM	
IntraState - IntraLATA	[REDACTED]
InterState - InterLATA	[REDACTED]
Total Usage Charges	\$ [REDACTED]
Total Current Charges	\$ [REDACTED]

Remit Payment To: 909A - ORBITCOM
 ORBITCOM, INC., FKA VP TELECOM
 1701 N LOUISE AVE
 SIOUX FALLS SD 57107-0210

Total Due By 05/12/2008 \$ [REDACTED]

909A - ORBITCOM

BAN
 Invoice
 Company Code
 Invoice Date
 ACNA

8080SD0555
 00022731
 909A
 Apr 12, 2008
 WTL

Detail Of Statistics for Office ABRDSDCODS0
 Billing Period 03/01/2008 thru 03/31/2008
 IntraState - IntraLATA

Traffic Class	Recorded Messages	Recorded MOU	Factored Messages	Factored MOU	PIU	IPIL	PIL	PLU	Access Messages	Access MOU
SOUTH DAKOTA										
Originating DDD			███	███	5	0	100	0	███	███
Originating 800			███	███	5	0	100	0	███	███
Terminating			███	███	5	0	100	0	███	███

R:168 G:000 S:00000 P:00000

**REDACTED
EXHIBIT**

LF-25

From: Fishbein, Robin O
Sent: Thursday, August 21, 2008 10:32 AM
To: ppetersen@orbitcominc.net
Cc: Quinn, Jeffrey M (Jeff); Moore, Jaque A (Jake); Freet, Leslie L
Subject: Verizon Business reporting factors updated 08/21/2008 (Orbitcom)

Penny,

Below please find updated PIU factors for use on Orbitcom's invoices to Verizon Business. Kindly indicate that you have received this information.

These factors are to be applied for all ACNAs that originate to or terminate from network CICs 0222 and 0555, and to all traffic for which you are unable to determine the jurisdiction based on the call information itself.

REDACTED

Robin Fishbein
Financial Planning & Analysis
Verizon Business
205 North Michigan Avenue, Suite 1100
Chicago, Illinois 60601
P: (312)260-3392 or v894-3392
F: (312)470-5573 or v894-5573
E: robin.fishbein@verizonbusiness.com

EXHIBIT

LF – 26

From: Fishbein, Robin O
Sent: Thursday, August 21, 2008 11:45 AM
To: 'Penny Petersen'
Cc: Quinn, Jeffrey M (Jeff); Moore, Jaque A (Jake); Freet, Leslie L; 'Brad VanLear'; mpowers@orbitcominc.net
Subject: RE: Verizon Business reporting factors updated 08/21/2008 (Orbitcom)

Penny,

I'm not sure in what direction you'd like me to focus my response. Could you please elaborate? Is it that you are asking how we determine PIU factors for a UNE-P provider?

Thanks,
Robin

From: Penny Petersen [mailto:ppetersen@orbitcominc.net]
Sent: Thursday, August 21, 2008 1:29 PM
To: 'robin.fishbein'
Cc: 'Quinn, Jeffrey M (Jeff)'; 'Moore, Jaque A (Jake)'; 'Freet, Leslie L'; 'Brad VanLear'; mpowers@orbitcominc.net
Subject: RE: Verizon Business reporting factors updated 08/21/2008 (Orbitcom)

Robin,

Please explain to me how these PIU factors were determined.

Thanks,

Penny Petersen
Orbitcom, Inc.
605-977-6900

Please Note - My Email Address Has Changed

ppetersen@orbitcominc.net

EXHIBIT

LF – 27

CLLI

ABRDSDCODS0
ABRDSDCODS0
ARTNSDCORS1
BLFRSDCORS1
BLHKSDCERS1
CAVRSDCORS1
CHBLSDCORS1
CLMNSDCORS1
DDWSDCORS1
DESMDCORS1
ELPNDCORS1
FLNDCORS1
FTRSDCERS1
HLCYSDCORS1
HRBGSDCORS1
HURNSDCODS1
IRQSSDCORS1
LEADSDCORS1
MDSNSDCERS1
MLBNSDCORS1
MLLRSDCORS1
MTCHSDCODS1
PIRRSDCODS6
RDFSDCORS1
RPCYSDCODS1
RPVYSDCORS1
SPRFSDCORS1
STRGSDCORS1
SXFLSDCODS2
SXFLSDPDS0
SXFLSDSERS1
SXFLSDSWDS0
TEA SDCORS1
TMLKSDCORS2
VOLGSDCORS1
VRMLSDCODS0
WHWSDCORS1
WRWKSDCORS1
WTTWSDCODS0
YNTNSDCORS1

**REDACTED
EXHIBIT**

LF-28

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EXHIBIT

LF – 29

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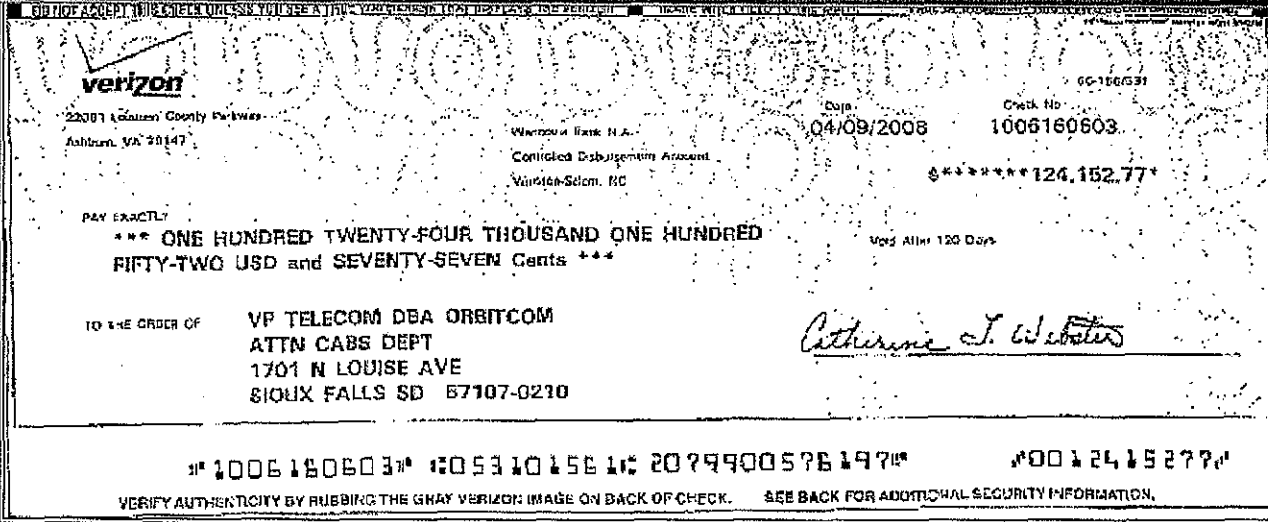
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Back Image:

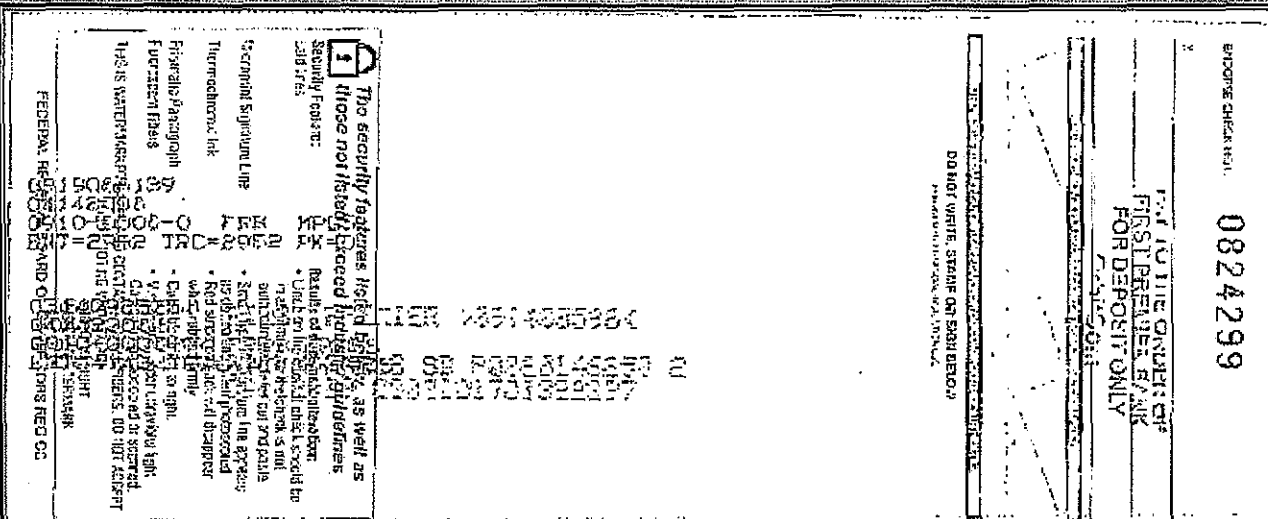
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verizon

22001 Loudoun County Parkway
Ashburn, VA 20147

Wachovia Bank N.A.
Controlled Disbursement Account
Winston-Salem, NC

88-166631
Date: 04/24/2008
Check No: 1006167479

VOID AFTER 120 DAYS

PAY EXACTLY
*** SIXTY-ONE THOUSAND ONE HUNDRED EIGHTY-FIVE USD and
EIGHTY-TWO Cents ***

TO THE ORDER OF
VP TELECOM DBA ORBITCOM
ATTN: CABS DEPT
1701 N LOUISE AVE
SIOUX FALLS SD 57107-0210

Catherine J. Whitaker

⑆1006167479⑆ ⑈053101561⑈ ⑈2079900575197⑈ ⑈000618582⑈

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- 2. Security Thread
- 3. Watermark
- 4. Color Shifting Ink
- 5. Fluorescent Fibers
- 6. Ultrasonic Ink
- 7. Hologram
- 8. Security Features
- 9. Security Thread
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- 18. Security Thread
- 19. Security Thread
- 20. Security Thread

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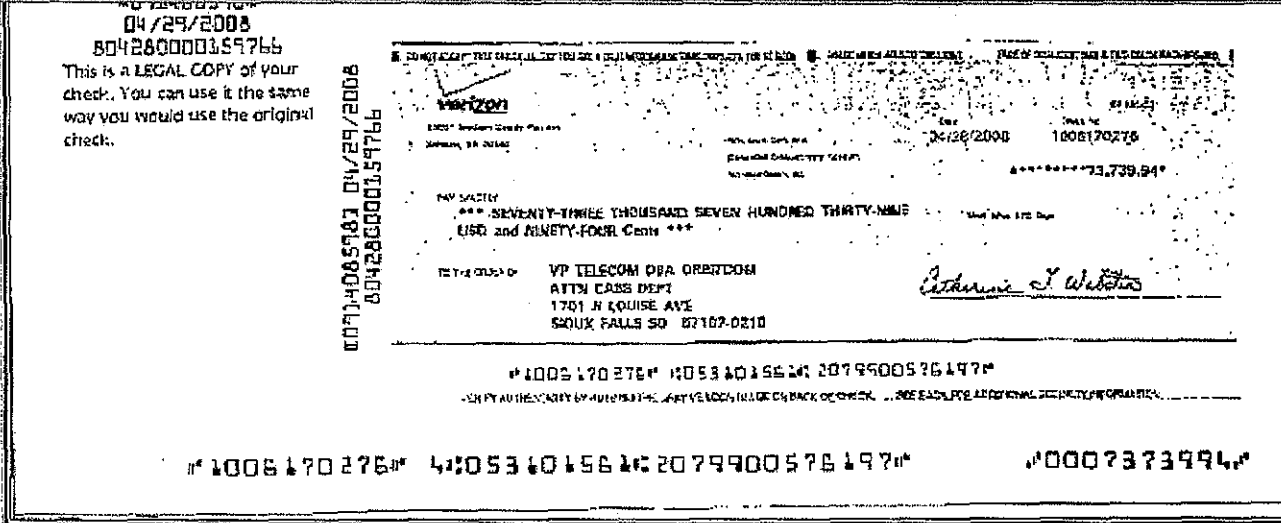
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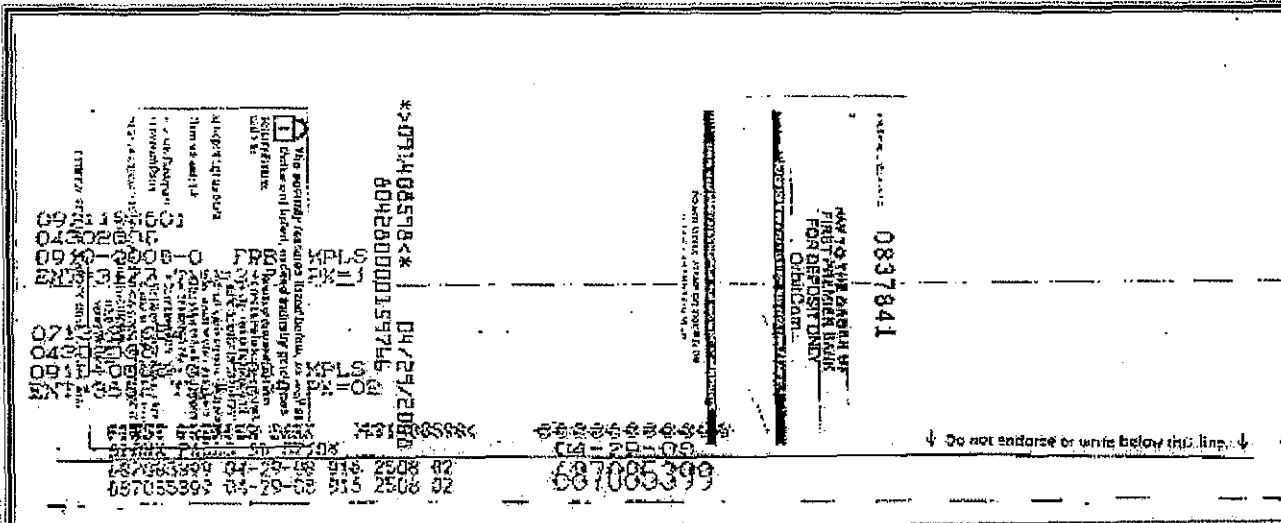
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 07/25/2008
 80724000055346

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1007033955 40531015614 2079900576 197

10004364595

WACHOVIA BANK N.A.
 Wachovia Equipment Rental
 Winston-Salem, NC

07/23/2008 1007813955

\$\$\$ FORTY-THREE THOUSAND SIX HUNDRED FORTY-FIVE DOLLARS and NO/100th part of the Cent
 MEXICAN-PIZZA CENT'S ONLY

VP TELECOM DEPT
 KATHY CHAS DEPT
 1701 N. LORRAINE AVE
 SLOAN FALLS, NC 27101-0214

Peter J. Webster

Back Image

0517768409
 07282008
 0910-0006-0 FRB MPL
 ENT=3013 TRC=3023 PK=0

0710105202
 07282008
 0910-0006-0 FRB MPL
 ENT=3013 TRC=3023 PK=0

07/25/08
 07-25-08
 690589857

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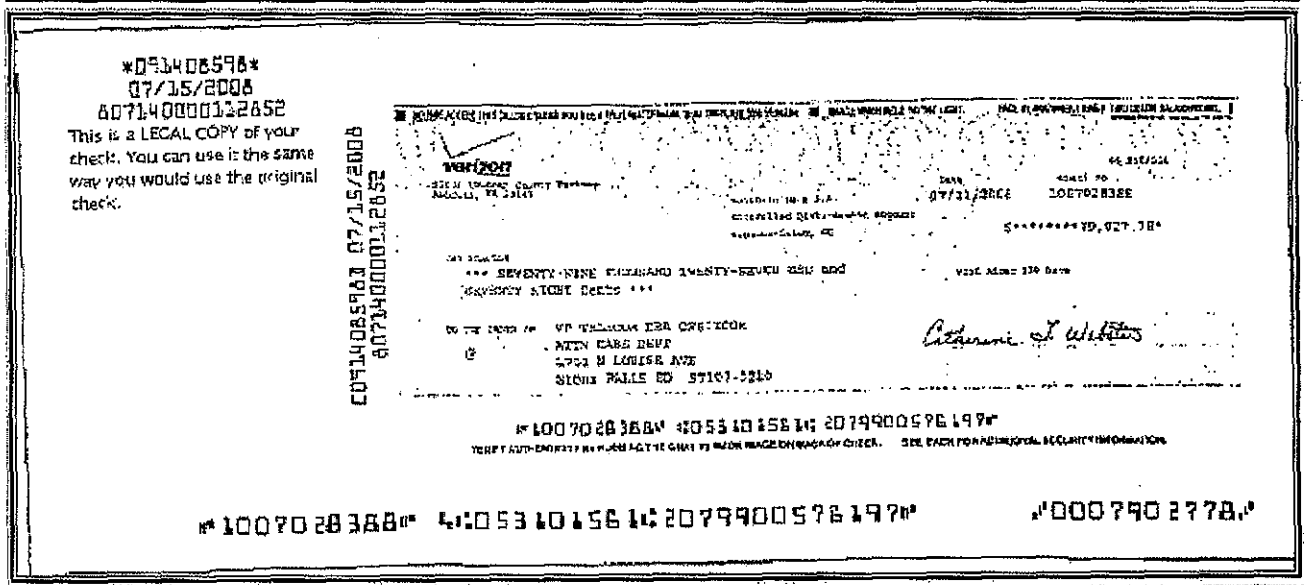
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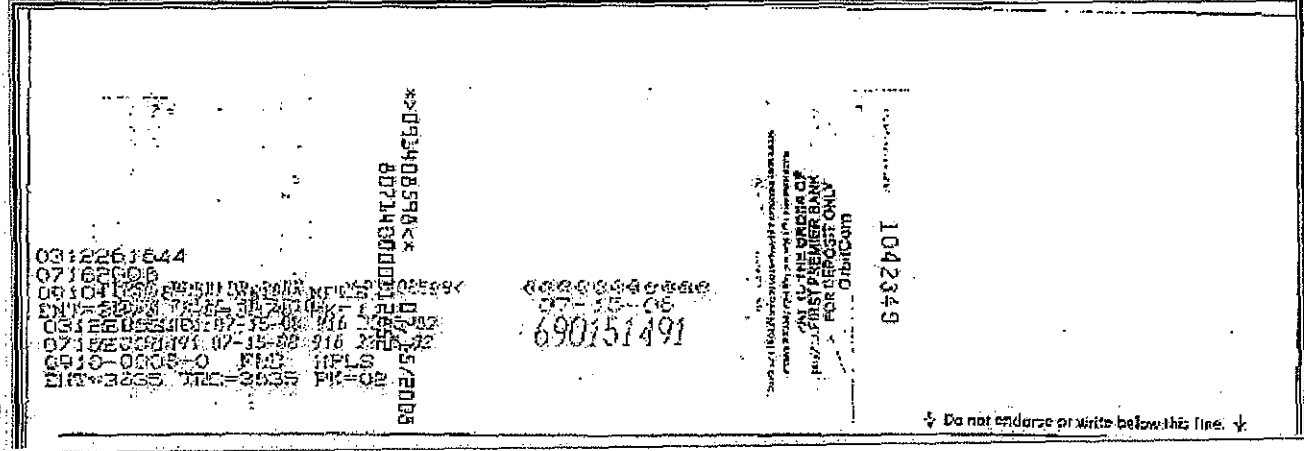
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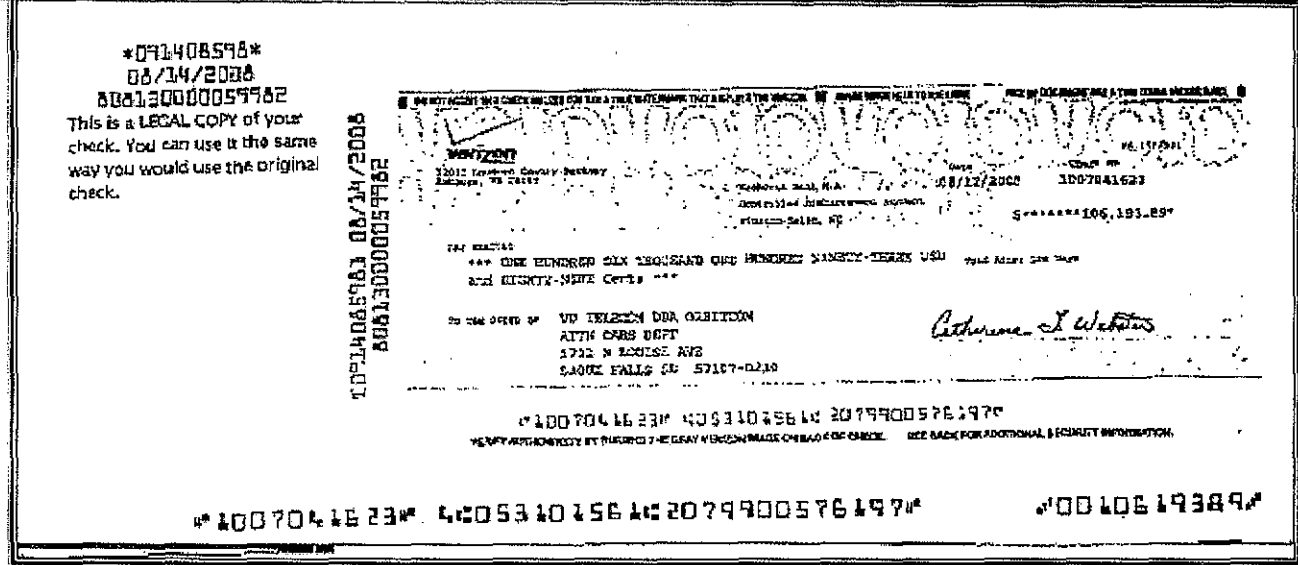
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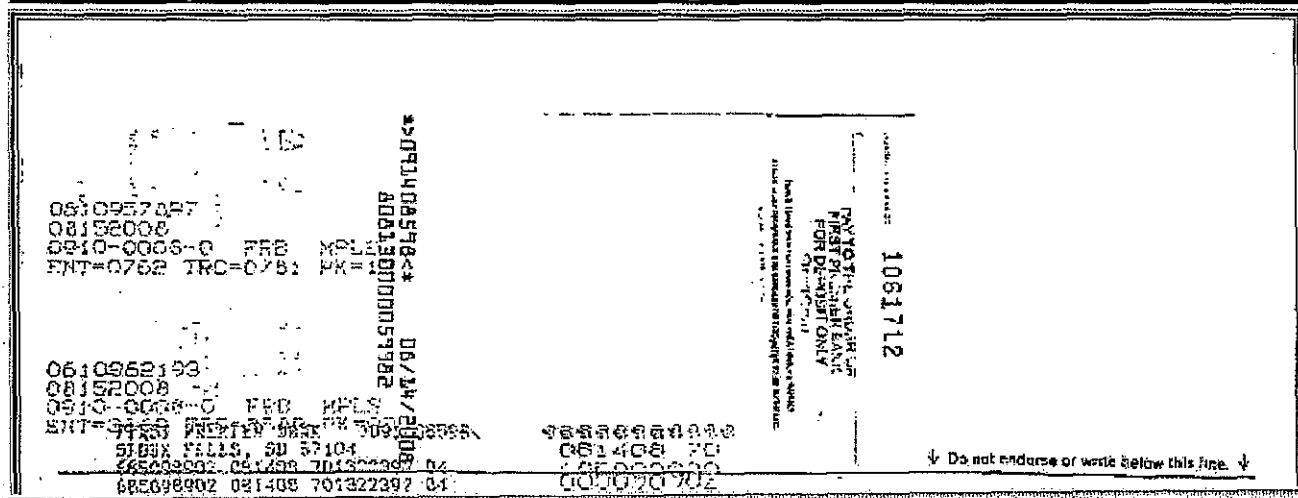
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51002790/10 99552017500

VERIZON
4110 Leaning Tower Parkway
Richardson, TX 75082

Account Type: Business
Account Number: 00000000000000000000
Account Name: Wachovia Bank, N.A.
Wachovia Bank, N.A.
Consolidated Business Account
Wachovia Bank, N.A.

Check # 1007097238
Check Date 01/06/2009
Account ID 1007097238

BY DEPOSIT
FOR DEPOSIT ONLY
484 FORTY-ONE THOUSAND FIVE HUNDRED TWENTY-ONE DOLLARS AND
EIGHTY CENTS ***

TO THE ORDER OF VP TELECOM DBA ORACLE
ACORN LANG DEPT
1701 N LOUISIANA AVE
DIXON ILL 62521

THIS CHECK IS NOT VALID FOR DEPOSIT INTO ANY OTHER ACCOUNT

Catherine J. Webster

1007097238 410531015614 2079900576197*
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686147612 010609 201322397
696147612 010609 401322297

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5208X FOLLS, SD 57104
686147612 010609 201322397

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