

TARIFF CHECKLIST
 All Pages Are Original Unless Otherwise Noted

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* New This Issue

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By: **Jerry Reisenauer**
President
P.O. Box 39
Bison, SD 57620

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)

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

(5) Identification and Rating of Toll VoIP-PSTN Traffic

(a) Scope

i. This section governs the identification of Toll VoIP- PSTN Traffic that, in the absence of an interconnection agreement, will be subject to interstate switched access rates pursuant to the Federal Communications Commission in its Report and Order in WC Docket Nos. 10-90, etc., FCC Release No. 11-161 (Nov. 18, 2011) ("FCC Order"). Specifically, this section establishes the method of separating such traffic from the customer's traditional intrastate access traffic, so that such Toll VoIP-PSTN Traffic can be billed in accordance with FCC requirements.

(T)

The FCC released its Second Order on Reconsideration in WC Docket No. 10-90, etc., FCC Release No. 12-47 on April 25, 2012 which temporarily modified the compensation that is due related to originating Toll VoIP-PSTN Traffic. Under such Order, effective July 13, 2012 through June 30, 2014, Telephone Company will only determine and apply a "Percent VoIP Usage" factor to the total intrastate access MOU that is terminated by Customer to Telephone Company end users.

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(N)

(b) Rating of Toll VoIP-PSTN Traffic

Subject to the temporary modification set forth in the FCC's Second Order on Reconsideration, noted above, related to originating Toll VoIP-PSTN Traffic, Toll VoIP-PSTN Traffic identified in accordance with this tariff section will be billed at rates equal to the Telephone Company's applicable tariffed interstate switched access rates as specified in the Telephone Company's applicable federal access tariff.

(N)

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(N)

Certain material formerly found on this page now appears on First Revised Page 2-24.2.

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)

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

(5) Identification and Rating of Toll VoIP-PSTN Traffic (Cont'd)

(c) Calculation and Application of Percent-VoIP-Usage Factor (T)

The Telephone Company will determine the number of Toll VoIP-PSTN Traffic minutes of use ("MOU") to which interstate rates will be applied under subsection (b), above, by applying Originating Percent VoIP Usage ("O-PVU") factors to the total intrastate access MOU originated by a Telephone Company end user and delivered to the Customer and by applying Terminating Percent VoIP Usage ("T-PVU") factors to the total intrastate access MOU terminated by a Customer to the Telephone Company's end user. (M)(M)(M)(T)(M)(T)(M)(T)(M)

O-PVU and T-PVU factors will be provided by Customers as follows: (C)

The Customer will assist the Telephone Company in determining the number of originating intrastate access MOU that will be considered Toll VoIP-PSTN Traffic by calculating and furnishing to the Telephone Company an O-PVU factor, along with supporting documentation, that represents the whole number percentage of that portion of the Customer's total originating intrastate access MOU that is received from the Telephone Company and terminated in IP format. (C)(N)(N)(N)(T)(T)(C)

The Customer will also calculate and furnish to the Telephone Company a T-PVU factor, along with supporting documentation, that represents the whole number percentage of the Customer's total terminating intrastate access MOU that the Customer sent to the Telephone Company and that originated in IP format.

Certain material currently found on this page previously appeared on Original Page 2-24.1. Also certain material formerly found on this page now appears on First Revised Page 2-24.3.

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)

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

(5) Identification and Rating of Toll VoIP-PSTN Traffic (Cont'd)

(c) Calculation and Application of Percent-VoIP-Usage Factor (Cont'd)

The Customer shall not modify its reported PIU factor to account for Toll VoIP-PSTN Traffic.

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(M)

The O-PVU and T-PVU shall be based on information that is verifiable by the Telephone Company including, but not limited to, the number of the Customer's retail VoIP subscriptions in the state (reported on FCC Form 477, as described in the FCC Order), traffic studies, actual call detail, or other relevant and verifiable information. The Customer shall retain the call detail, work papers, and information used to develop the PVU factors for a minimum of one year.

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After the Telephone Company verifies the O-PVU and T-PVU factor information provided by the Customer, the Telephone Company will utilize such factors to determine what portion of the total intrastate access MOU should be billed as Toll-VoIP Traffic as indicated in Section (b) above.

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(M)(T)
(M)(C)
(M)(C)
(M)

Certain material currently found on this page previously appeared on Original Page 2-24.2. Also certain material formerly found on this page now appears on First Revised Page 2-24.3.1.

By: Jerry Reisenauer
President
P.O. Box 39
Bison, SD 57620

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)

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

(5) Identification and Rating of Toll VoIP-PSTN Traffic (Cont'd)

(c) Calculation and Application of Percent-VoIP-Usage Factor (Cont'd)

In the event that the Telephone Company cannot verify the O-PVU and/or T-PVU factors provided by the Customer, the Telephone Company will request additional information to support the O-PVU and/or T-PVU; during this time no changes will be made to the existing O-PVU and/or T-PVU. The Customer shall supply the requested additional information within 30 days of the Telephone Company's request or no changes will be made to the existing O-PVU and/or T-PVU. If after review of the additional information, the Customer and Telephone Company establish a revised and mutually agreed upon O-PVU and/or T-PVU factor, the Telephone Company will begin using the new factor with the next bill period.

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(M)(T)
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If the dispute is unresolved, the Customer may request that verification audits be conducted by an independent auditor, at Customer's sole expense. During the audit, the most recently undisputed O-PVU and/or T-PVU will be used by the Telephone Company.

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(D)

(D)

i. Initial PVU Factor

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If the Customer does not provide the Telephone Company with an initial O-PVU factor or if the Telephone Company is not able to verify the factor, the Telephone Company will utilize a factor of zero. If the Customer does not provide the Telephone Company with a T-PVU factor or if the Telephone Company is not able to verify the factor, the Telephone Company will utilize a factor of zero.

(M)

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Certain material currently found on this page previously appeared on Original Page 2-24.3.