

**RATES, Continued****4.3. TOLL VoIP-PSTN TRAFFIC**

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This section governs the identification, exchange and compensation for Toll VoIP-PSTN Traffic. It applies only to traffic identified pursuant to this section unless the Company and Customer have agreed in writing to other terms and conditions. Also, this section establishes the methodology for separating Toll VoIP-PSTN Traffic from the Customer's traditional intrastate access traffic.

**4.3.1.** Toll VoIP-PSTN traffic will be billed at the applicable, tariffed interstate access rates established in the Company's F.C.C. Tariff No. 1, as set forth in Section 4.1, above.

**4.3.2.** A Customer delivering traffic to the Company shall identify the percentage of that traffic that is Toll VoIP-PSTN Traffic ("Percentage VoIP Usage" or "PVU") and will provide as support for its PVU a traffic study, similar analysis, end-user customer certifications or other information acceptable to the Company.

A. If the Customer does not furnish the Company with a PVU factor, the Company will utilize a PVU factor of zero. The Company's PVU factor is zero.;

B. The PVU and the underlying support for establishing that factor are subject to audit. Each party shall bear their own costs associated with any audit. In no event may the Company or Customer request more than two audits within a calendar year.

C. In the event an audit or other review does not support the PVU factor submitted by the Customer, the Company will implement the PVU supported by the data in the event the Customer and Company cannot agree upon a new PVU.

**4.3.3.** Customer will not modify its reported Percentage of Interstate Usage factor to account for Toll VoIP-PSTN traffic.

**4.4. PVU Factor Updates**

The Customer may update the PVU factors quarterly. The Customer shall submit such updates no later than the 15th day of January, April, July and October of each year. Revised PVU factors must be based on data for the prior three months ending the last day of December, March, June and September respectively. The revised PVU factors will be used for future billing and will be effective on the bill date of each month and will be used for subsequent monthly billing until superseded by a new PVU factor. No prorating or back billing will be done based on the updated PVU factors.

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