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May 21, 2003

**VIA OVERNIGHT DELIVERY**

Ms. Jean D. Jewell  
Idaho Public Utilities Commission  
Secretary  
472 West Washington Street  
Boise, Idaho 83702

RECEIVED  
FILED  
2003 MAY 23 AM 9:32  
IDAHO PUBLIC UTILITIES COMMISSION

Re: GLOBCOM INCORPORATED

Dear Ms. Jewell:

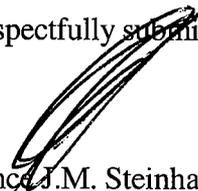
*GNR-7-03-20*

Enclosed please find for filing an original and three (3) copies of GLOBCOM INCORPORATED's Application for a Certificate of Public Convenience and Necessity to Provide Resold and Facilities-Based/UNE-P Local Exchange telecommunications services within the State of Idaho. The company has no local exchange customers at this time in the State of Idaho and this is a new filing.

**APPLICANT HAS ALSO ENCLOSED ONE (1) COPY OF FINANCIAL STATEMENTS IN A SEPARATE ENVELOPE MARKED "CONFIDENTIAL AND PROPRIETARY" ON DIFFERENT COLORED PAPER, AND RESPECTFULLY REQUESTS CONFIDENTIAL TREATMENT OF THE ENCLOSED FINANCIAL INFORMATION. APPLICANT EXPECTS THAT THIS INFORMATION WILL BE RESTRICTED TO COUNSEL, AGENTS AND EMPLOYEES WHO ARE SPECIFICALLY ASSIGNED TO THIS APPLICATION BY THE COMMISSION.**

I have also enclosed an extra copy of this letter to be date stamped and returned to me in the enclosed, self addressed, postage prepaid envelope. If you have any questions or if I may provide you with additional information, please do not hesitate to contact me.

Respectfully submitted,



Lance J.M. Steinhart  
Attorney for GLOBCOM INCORPORATED

cc: Joseph A. Vitale

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE )  
APPLICATION OF )  
GLOBCOM INCORPORATED )  
for a Certificate of Public )  
Convenience and Necessity to )  
Provide )  
Local Exchange Telecommunications )  
Services Within the )  
State of Idaho\_\_\_\_\_ )

CASE NO. *GNR-T-03-20*

APPLICATION AND REQUEST FOR AUTHORITY

Application is hereby made to the Idaho Public Utilities Commission for a Certificate of Public Convenience and Necessity authorizing GLOBCOM INCORPORATED, ("Applicant" or "Globcom") to provide local exchange telecommunications services pursuant to Idaho Code Sections 61-526 through -528 and IDAPA 31.01.01.111 (Rules 111 & 112) as clarified by Procedural Order No. 26665 in Case No. GNR-T-96-4. The following general information and exhibits are furnished in support thereof:

- 1.) Applicant's legal name, address of its principal offices and telephone number are:

GLOBCOM INCORPORATED  
2100 Sanders Road, Suite 150  
Northbrook, Illinois 60062  
(888) 509-1422

RECEIVED  
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2003 MAY 23 AM 9:33  
IDAHO PUBLIC UTILITIES COMMISSION

The Applicant has no office located in the State of Idaho. The Applicant initially intends to provide resold and facilities-based local exchange service utilizing the UNE-P platform. Such services will be provided by utilizing the facilities incumbent local exchange carriers ("LECs"), as well as unbundled network elements.

2.) Applicant is incorporated in the State of Illinois and is in good standing under the laws of that state. In addition, the Company is authorized to do business as a foreign corporation in the State of Idaho. Attached as Exhibit 1 to this Application is a copy of the Company's Articles of Incorporation.

A copy of Applicant's certificate of authority to transact business in Idaho is attached hereto as Exhibit 2.

3.) The name and business address of Applicant's registered agent for service in Idaho are:

TCS Corporate Services, Inc.  
5527 Kendall Street  
Boise, Idaho 83706

4.) The names and addresses of the ten common stockholders of Applicant Owning the Greatest

Number of Shares of Common Stock and the Number of Such Shares Owned by Each are:

<u>Name and Address</u>	<u>Shares Owned</u>	<u>Percentage of All Shares Issued &amp; Outstanding</u>	<u>Percentage of Voting Control</u>
Glenn Kofman	750	75%	75%
Raisa Kofman	250	25%	25%

Address: All of the shareholders can be reached through the company at the address listed in 1.) above.

5.) The names and addresses of Applicant's Officers and Directors are:

Officers:

Glenn Kofman	Chief Executive Officer and Treasurer
Joseph A. Vitale	Chief Operating Officer
Raisa Kofman	Secretary

Directors:

Glenn Kofman

Each can be reached at Applicant's primary place of business and telephone number as follows:

GLOBCOM INCORPORATED  
2100 Sanders Road, Suite 150  
Northbrook, Illinois 60062  
(888) 509-1422

6.) The Name and Address of Any Corporation, Association, or Similar Organization Holding a 5% or Greater Ownership or Management Interest in Applicant are as follows:

None.

7.) The names and addresses of Subsidiaries Owned or Controlled by Applicant are as follows:

Not applicable.

8.) Applicant initially proposes to provide local exchange services through resale and UNE-P utilizing the facilities of existing LECs: Qwest North, Qwest South, and Verizon. Applicant may in the future to provide facilities-based service, however, the nature and extent of the facilities to be utilized has yet to be determined. Applicant intends to provide all forms of intrastate local exchange and interexchange telecommunications services including:

1. Interexchange (switched and dedicated services):

- A. 1+ and 101XXXXX outbound dialing;
- B. 800/888 toll-free inbound dialing;
- C. Prepaid and Postpaid calling cards;
- D. Directory Assistance; and
- E. Frame Relay and other data services.

2. Local Exchange:

- A. Local Exchange Services for business and residence customers that will enable customers to originate and terminate local calls in the local calling area served by other LECs.
- B. Switched local exchange services such as flat-rated and measure-rated local services; vertical services, Direct Inward and Outward Dialed trunks, carrier access, public and semi-public coin telephone services, and any other switched local services that currently exist or will exist in the future.
- C. Non-switched local services (e.g., private line) that currently exist or will exist in the future.
- D. Centrex and/or Centrex-like services that currently exist or will exist in the future.
- E. Digital subscriber line, ISDN, and other high capacity line services.

Applicant seeks authority to resell and provide facilities-based interexchange and local exchange services initially throughout the State where provided by incumbent LECs, however, Applicant does not intend to service areas serviced by any LECs which are eligible for a small or rural carrier exemption pursuant to Section 251 of the Federal Telecom Act of 1996.

If Globcom installs facilities in Idaho, it will probably use the following or a similar configuration of equipment: Globcom will provide voice and high speed data services through a combination of the latest technology switching and transport media comprised of the Lucent Technology 5 ESS Generic 13 switch module, ADSL/SDSL transport and Internet service equipment and the latest Optical multiplexer DAC's configurations. The switching system consists of a central processing and control complex capable of interconnection as a peer to the incumbent as well as competitive local exchange companies. The hub portion of the switch will interconnect with the public switched network on Signaling System 7 ("SS7") or Feature Group D ("FGD") facilities. The system's remote module capability will allow properties to be served in a manner that provides the exchange of appropriate signaling, control and calling/caller information to the network in accordance with network standards and specifications. Additionally, these services will be delivered over a combination of delivery mechanisms through incumbent local carriers' unbundled loop network, both copper and fiber and transport networks, as well as via Globcom constructed facilities. Applicant intends to provide service upon certification and finalization of interconnection agreements with the LECs.

Copies of Applicant's Balance Sheet as of November 30, 2002 and Income Statement for the 11 months ended November 30, 2002, Exhibit 3, are being filed in a separately sealed envelope marked "Confidential and Proprietary".

10.) A map showing where Applicant is proposing to provide service is attached hereto as Exhibit 4.

11.) A copy of Applicant's illustrative tariff is attached hereto as Exhibit 5. Applicant will file its proposed tariff establishing its proposed services and charges upon completion of interconnection and upon receipt of certification by the Commission.

12.) Questions concerning this application and Applicant's tariff should be directed to Applicant's representative:

Lance J.M. Steinhart  
Lance J.M. Steinhart, P.C.  
1720 Windward Concourse  
Suite 250  
Alpharetta, Georgia 30005  
(770) 232-9200 (Telephone)  
(770) 232-9208 (Facsimile)  
[lsteinhart@telecomcounsel.com](mailto:lsteinhart@telecomcounsel.com) (Email)

Customer Complaints and Inquiries are to be addressed to:

Michele Barnes  
2100 Sanders Road, Suite 150  
Northbrook, Illinois 60062  
(888) 509-1422 (Customer Service)

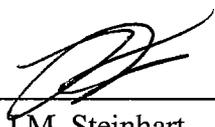
- 13.) Applicant has not initiated interconnection or resale negotiations.
- 14.) Applicant has reviewed the laws and regulations of this Commission governing local exchange telecommunications services in Idaho and will provide service in accordance with all laws, rules and regulations to the extent they are not preempted by the Federal Act.
- 15.) Applicant will not require advance payments or deposits, therefore, no escrow account is being filed.

WHEREFORE, GLOBCOM INCORPORATED, requests that the Idaho Public Utilities Commission enter an order granting a Certificate of Public Convenience and Necessity authorizing GLOBCOM INCORPORATED, to provide resold and facilities-based local exchange telecommunications services pursuant to Idaho Code Sections 61-526 through -528 and IDAPA 31.01.01.111.

Respectfully submitted this 20 day of May, 2003.

GLOBCOM INCORPORATED

By: \_\_\_\_\_

  
Lance J.M. Steinhart  
Attorney for  
GLOBCOM INCORPORATED

## LIST OF EXHIBITS

EXHIBIT 1	ARTICLES OF INCORPORATION
EXHIBIT 2	CERTIFICATE OF AUTHORITY TO TRANSACT BUSINESS
EXHIBIT 3	FINANCIAL INFORMATION
EXHIBIT 4	SERVICE AREA MAP
EXHIBIT 5	ILLUSTRATIVE TARIFF

**EXHIBIT 1 - ARTICLES OF INCORPORATION**

# State of Illinois Office of The Secretary of State

Whereas,

ARTICLES OF INCORPORATION OF  
GLOBCOM INCORPORATED

INCORPORATED UNDER THE LAWS OF THE STATE OF ILLINOIS HAVE BEEN  
FILED IN THE OFFICE OF THE SECRETARY OF STATE AS PROVIDED BY THE  
BUSINESS CORPORATION ACT OF ILLINOIS, IN FORCE JULY 1, A.D. 1984.

Now Therefore, I, George H. Ryan, Secretary of State of the State of Illinois, by virtue of the powers vested in me by law, do hereby issue this certificate and attach hereto a copy of the Application of the aforesaid corporation.

In Testimony Whereof, I hereto set my hand and cause to be affixed the Great Seal of the State of Illinois, at the City of Springfield, this 13TH day of DECEMBER A.D. 19 95 and of the Independence of the United States the two hundred and 20TH



*George H Ryan*

Secretary of State

Form **BCA-2.10** | **ARTICLES OF INCORPORATION**

(Rev. Jan. 1995)  
 George H. Ryan  
 Secretary of State  
 Department of Business Services  
 Springfield, IL 62756

This space for use by Secretary of State

**FILED PAID**  
 DEC 13 1995  
 DEC 13 1995  
 GEORGE H. RYAN  
 SECRETARY OF STATE

**SUBMIT IN DUPLICATE!**

This space for use by Secretary of State  
 Date 12-13-95  
 Franchise Tax \$ 25.00  
 Filing Fee \$ 75.00  
 Approved: [Signature] \$ 100.00

Payment must be made by certified check, cashier's check, Illinois attorney's check, Illinois C.P.A.'s check or money order, payable to "Secretary of State."

1. CORPORATE NAME: Globcom Incorporated

(The corporate name must contain the word "corporation", "company," "incorporated," "limited" or an abbreviation thereof.)

2. Initial Registered Agent: Glenn Kofman  
First Name Middle Initial Last name  
 Initial Registered Office: 1904 Highland Ave.  
Number Street Suite #  
Northbrook IL 60062 Cook  
City Zip Code County

3. Purpose or purposes for which the corporation is organized:  
 (If not sufficient space to cover this point, add one or more sheets of this size.)  
 The transaction of any or all lawful purposes for which  
 Corporations may be incorporated under  
 the Illinois Business Corporation Act of 1983.

(44)

4. Paragraph 1: Authorized Shares, Issued Shares and Consideration Received:

Class	Par Value per Share	Number of Shares Authorized	Number of Shares Proposed to be Issued	Consideration to be Received Therefor
<u>Common</u>	<u>\$ 1.00</u>	<u>1,000</u>	<u>1,000</u>	<u>\$ 1,000</u>

TOTAL = \$ 1,000

Paragraph 2: The preferences, qualifications, limitations, restrictions and special or relative rights in respect of the shares of each class are:  
 (If not sufficient space to cover this point, add one or more sheets of this size.)

BR  
12-7

5862-656-2

(over)

5. **OPTIONAL:** (a) Number of directors constituting the initial board of directors of the corporation: \_\_\_\_\_  
 (b) Names and addresses of the persons who are to serve as directors until the first annual meeting of shareholders or until their successors are elected and qualify:

Name	Residential Address	City, State, ZIP

6. **OPTIONAL:** (a) It is estimated that the value of all property to be owned by the corporation for the following year wherever located will be: \$ \_\_\_\_\_  
 (b) It is estimated that the value of the property to be located within the State of Illinois during the following year will be: \$ \_\_\_\_\_  
 (c) It is estimated that the gross amount of business that will be transacted by the corporation during the following year will be: \$ \_\_\_\_\_  
 (d) It is estimated that the gross amount of business that will be transacted from places of business in the State of Illinois during the following year will be: \$ \_\_\_\_\_

7. **OPTIONAL: OTHER PROVISIONS**  
 Attach a separate sheet of this size for any other provision to be included in the Articles of Incorporation, e.g., authorizing preemptive rights, denying cumulative voting, regulating internal affairs, voting majority requirements, fixing a duration other than perpetual, etc.

8. **NAME(S) & ADDRESS(ES) OF INCORPORATOR(S)**

The undersigned incorporator(s) hereby declare(s), under penalties of perjury, that the statements made in the foregoing Articles of Incorporation are true.

Dated December 3, 1995.

Signature and Name	Address
1. <u>[Signature]</u> Signature <u>Glenn Kofman</u> (Type or Print Name)	1. <u>1904 Highland Ave.</u> Street <u>Northbrook IL 60062</u> City/Town State Zip Code
2. <u>[Signature]</u> Signature <u>Raisa Kofman</u> (Type or Print Name)	2. <u>1904 Highland Ave.</u> Street <u>Northbrook IL 60062</u> City/Town State Zip Code
3. _____ Signature (Type or Print Name)	3. _____ Street City/Town State Zip Code

(Signatures must be in **BLACK INK** on original document. Carbon copy, photocopy or rubber stamp signatures may only be used on conformed copies.)

NOTE: If a corporation acts as incorporator, the name of the corporation and the state of incorporation shall be shown and the execution shall be by its president or vice president and verified by him, and attested by its secretary or assistant secretary.

**FEE SCHEDULE**

- The initial franchise tax is assessed at the rate of 15/100 of 1 percent (\$1.50 per \$1,000) on the paid-in capital represented in this state, with a minimum of \$25.
  - The filing fee is \$75.
  - The minimum total due (franchise tax + filing fee) is \$100.  
(Applies when the Consideration to be Received as set forth in Item 4 does not exceed \$16,667)
  - The Department of Business Services in Springfield will provide assistance in calculating the total fees if necessary.
- Illinois Secretary of State Springfield, IL 62756  
 Department of Business Services Telephone (217) 782-9522 or 782-9523

1) Corporate Name <b>GLOBCOM INCORPORATED</b>		2) File Number <b>D 5862-656-2</b>	3) State / Country <b>Illinois</b>	4) Inc / Qual Date <b>12/13/1995</b>			
5) President Name & Address <b>Glenn Kofman 3644 Heritage Dr. Northbrook, IL 60062</b>							
Secretary Name & Address <b>Raisa Kofman 5665 E. Grandview Rd. Scottsdale AZ 85254</b>							
Officer / Director Name & Address <b>0049 10282002 301208347</b>							
Officer / Director Name & Address							
Officer / Director Name & Address							
8) Share Information		Class	Series	Par Value	Number Authorized	Number Issued as of	09/30/2002
		<b>COMM</b>		<b>1.00000</b>	<b>1,000</b>	<b>1,000.000</b>	
7) Prepared by		8a) Changes Registered Agent					
<b>Glenn Kofman</b>		<b>Glenn Kofman</b>					
Phone #		Address					
<b>847-275-8701</b>		<del>3644 Heritage Dr. Northbrook, IL 60062</del> <b>2100 Sanders Rd. Ste 150</b>					
E-mail Address		City			IL Zip		
<b>Gkofman@Glob-Com.com</b>		<b>Northbrook, IL</b>			<b>60062</b>		
Fax #		County					
<b>847-498-3426</b>		<b>Cook, IL</b>					

File # <b>D 5862-656-2</b>	11) Paid-in Capital as of <b>09/30/2002</b>	<b>\$ 1,000</b>	11a) <b>1,000</b>
Annual Report Year <b>2002</b>	File Prior to <b>12/01/2002</b>	12) <b>A</b> <input checked="" type="checkbox"/> <b>B</b> <input type="checkbox"/> <b>C</b> <input type="checkbox"/>	Use decimals in 12a-d, f & g also in 13 and 15
8) Registered Agent <b>GLENN KOFMAN 950 MILWAUKEE AVE STE 215 GLENVIEW IL 60025 Cook County</b>		12a) Total Gross Assets	<b>\$</b>
Registered Agent has changed <input checked="" type="checkbox"/>		12b) Gross Assets in Illinois	<b>\$</b>
9) <input type="checkbox"/> Female <input type="checkbox"/> Minority <input type="checkbox"/> Both		12c) Total Gross Business	<b>\$</b>
10) FEIN <b>364054494</b>		12d) Total Business in Illinois	<b>\$</b>
		12e) Allocation Factor	<b>1.000</b>
		12f) Illinois Capital	<b>\$ 1,000</b>
		12g) Franchise tax <b>25.00</b>	
		13) Penalty / Interest	
		14) Filing fee <b>\$25.00</b>	
		15) Total Due <b>50.00</b>	

ARIAT  
XB

Jesse White Illinois Secretary of State



CP0692525

**FILED**

OCT 28 2002

JESSE WHITE  
SECRETARY OF STATE

16) Signature / Title / Date

*Glenn Kofman* / CEO / 10/22/02

Under the penalty of perjury and as an authorized officer, I declare that this annual report, pursuant to provisions of the Business Corporation Act, has been examined by me and is, to the best of my knowledge and belief, true, correct and complete.

58626562120502000000010009

EXHIBIT 2 - CERTIFICATE OF AUTHORITY TO TRANSACT BUSINESS

# State of Idaho

Office of the Secretary of State

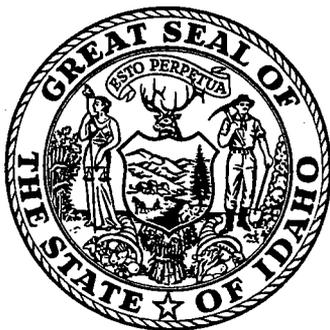
**CERTIFICATE OF AUTHORITY  
OF  
GLOBCOM INCORPORATED**

File Number C 148880

I, BEN YSURSA, Secretary of State of the State of Idaho, hereby certify that an Application for Certificate of Authority, duly executed pursuant to the provisions of the Idaho Business Corporation Act, has been received in this office and is found to conform to law.

ACCORDINGLY and by virtue of the authority vested in me by law, I issue this Certificate of Authority to transact business in this State and attach hereto a duplicate of the application for such certificate.

Dated: 28 April 2003



*Ben Yursa*

SECRETARY OF STATE

By *Monica Okeberry*

EXHIBIT 3 - FINANCIAL INFORMATION

**FILED AS CONFIDENTIAL AND PROPRIETARY**

EXHIBIT 4 - SERVICE AREA MAP

EXHIBIT 5 - ILLUSTRATIVE TARIFF

**RULES, REGULATIONS, AND  
SCHEDULE OF RATES AND CHARGES  
APPLICABLE TO END USERS**

**LOCAL EXCHANGE TELECOMMUNICATIONS SERVICES**

**FURNISHED BY  
GLOBCOM INCORPORATED  
WITHIN THE STATE OF IDAHO**

Issued: May 23, 2003  
Issued by:

Glenn Kofman, CEO  
GLOBCOM INCORPORATED  
2100 Sanders Road, Suite 150  
Northbrook, Illinois 60062

Effective: June 2, 2003

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Issued: May 23, 2003  
Issued by:

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2100 Sanders Road, Suite 150  
Northbrook, Illinois 60062

Effective: June 2, 2003

**CHECK SHEET**

The Title Page and pages listed below are inclusive and effective as of the date shown. Original and revised pages as named below contain all changes from the original tariff that are in effect on the date shown on each page.

Page Number	Revision								
1	Original	26	Original	51	Original				
2	Original	27	Original	52	Original				
3	Original	28	Original	53	Original				
4	Original	29	Original	54	Original				
5	Original	30	Original	55	Original				
6	Original	31	Original	56	Original				
7	Original	32	Original	57	Original				
8	Original	33	Original	58	Original				
9	Original	34	Original	59	Original				
10	Original	35	Original	60	Original				
11	Original	36	Original	61	Original				
12	Original	37	Original	62	Original				
13	Original	38	Original	63	Original				
14	Original	39	Original	64	Original				
15	Original	40	Original	65	Original				
16	Original	41	Original	66	Original				
17	Original	42	Original	67	Original				
18	Original	43	Original	68	Original				
19	Original	44	Original	69	Original				
20	Original	45	Original	70	Original				
21	Original	46	Original	71	Original				
22	Original	47	Original						
23	Original	48	Original						
24	Original	49	Original						
25	Original	50	Original						

Issued: May 23, 2003  
Issued by:

Glenn Kofman, CEO  
GLOBCOM INCORPORATED  
2100 Sanders Road, Suite 150  
Northbrook, Illinois 60062

Effective: June 2, 2003

**EXPLANATION OF SYMBOLS**

The following symbols shall be used in this tariff for the purpose indicated below:

- (C) To signify changed regulation.
- (D) To signify discontinued rate and regulation.
- (I) To signify increased rate.
- (M) To signify a move in the location of text.
- (N) To signify new rate or regulation.
- (R) To signify reduced rate.
- (S) To signify reissued matter.
- (T) To signify a change in text but no change in rate or regulation.

Issued: May 23, 2003  
Issued by:

Glenn Kofman, CEO  
GLOBCOM INCORPORATED  
2100 Sanders Road, Suite 150  
Northbrook, Illinois 60062

Effective: June 2, 2003

**APPLICATION OF TARIFF**

This tariff sets forth the service offerings, rates, terms and conditions applicable to the local exchange telecommunications services provided by GLOBCOM INCORPORATED, to customers within the state of Idaho.

Issued: May 23, 2003  
Issued by:

Glenn Kofman, CEO  
GLOBCOM INCORPORATED  
2100 Sanders Road, Suite 150  
Northbrook, Illinois 60062

Effective: June 2, 2003

**SECTION 1.0 - DEFINITIONS**

For the purpose of this tariff, the following definitions will apply:

**Access Line** - An arrangement which connects the Customer's location to a carrier's switching center or point of presence.

**Account Codes** - Optional, Customer-defined digits that allow the Customer to identify the individual user, department or client associated with a call. Account Codes appear on the Customer bill.

**Advance Payment** - Part or all of a payment required before the start of service.

**Authorized User** - A person, firm, corporation, or any other entity authorized by the Customer to communicate utilizing the Company's service.

**Business** - A class of service provided to individuals engaged in business, firms, partnerships, corporations, agencies, shops, works, tenants of office buildings, and individuals practicing a profession or operating a business who have no offices other than their residences and where the use of the service is primarily or substantially of a business, professional or occupational nature.

**Commission** - Idaho Public Utilities Commission.

**Company or Carrier** - GLOBCOM INCORPORATED, unless otherwise clearly indicated by the context.

**Customer** - The person, firm, corporation or other entity which orders, cancels, amends or uses service and is responsible for payment of charges and compliance with the Company's tariff.

**Deposit** - Refers to a cash or equivalent of cash security held as a guarantee for payment of the charges.

Issued: May 23, 2003  
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Glenn Kofman, CEO  
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2100 Sanders Road, Suite 150  
Northbrook, Illinois 60062

Effective: June 2, 2003

**SECTION 1.0 - DEFINITIONS**

**DID Trunk** - A form of local switched access that provides the ability for an outside party to call an internal extension directly without the intervention of the Company operator.

**Dial Pulse (or "DP")** - The pulse type employed by rotary dial station sets.

**Dual Tone Multi-Frequency (or "DTMF")** - The pulse type employed by tone dial station sets.

**End User** - Any person, firm, corporation, partnership or other entity which uses the services of the Company under the provisions and regulations of this tariff. The End User is responsible for payment unless the charges for the services utilized are accepted and paid for by another Customer.

**End Office** - With respect to each NPA-NXX code prefix assigned to the Company, the location of the Company's "end office" for purposes of this tariff shall be the point of interconnection associated with that NPA-NXX code in the Local Exchange Routing Guide ("LERG"), issued by Bellcore.

**Hearing Impaired** - Those persons with communication impairments, including those hearing impaired, deaf, deaf/blind, and speech impaired persons who have an impairment that prevents them from communicating over the telephone without the aid of a telecommunications device for the deaf.

**Hunting** - Routes a call to an idle station line in a prearranged group when the called station line is busy.

**In-Only** - A service attribute that restricts outward dial access and routes incoming calls to a designated answer point.

**IXC or Interexchange Carrier** - A long distance telecommunications services provider.

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2100 Sanders Road, Suite 150  
Northbrook, Illinois 60062

Effective: June 2, 2003

**SECTION 1.0 - DEFINITIONS**

**LATA** - A Local Access and Transport Area established pursuant to the Modification of Final Judgement entered by the United States District Court for the District of Columbia in Civil Action No. 82-0192; or any other geographic area designated as a LATA in the National Exchange Carrier Association, Inc. Tariff F.C.C. No. 4.

**LEC** - Local Exchange Company

**Minimum Point of Presence ("MPOP")** - The main telephone closet in the Customer's building.

**Monthly Recurring Charges** - The monthly charges to the Customer for services, facilities and equipment, which continue for the agreed upon duration of the service.

**Multi-Frequency or ("MF")** - An inter-machine pulse type used for signaling between telephone switches, or between telephone switches and PBX/key systems.

**Non-Recurring Charge ("NRC")** - The initial charge, usually assessed on a one-time basis, to initiate and establish service.

**Other Telephone Company** - An Exchange Telephone Company, other than the Company.

**PBX** - Private Branch Exchange

**Premises** - A building or buildings on contiguous property.

**Recurring Charges** - The monthly charges to the Customer for services, facilities and equipment which continue for the agreed upon duration of the service.

**Residence or Residential** - A class of service furnished to a Customer at a place of dwelling where the actual or obvious use is for domestic purposes.

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**SECTION 1.0 - DEFINITIONS**

**Service Commencement Date** - The first day following the date on which the Company notifies the Customer that the requested service is available for use, unless extended by the Customer's refusal to accept service which does not conform to standards set forth in the Service Order and this tariff, in which case the Service Commencement Date is the date of the Customer's acceptance. The Company and Customer may mutually agree on a substitute Service Commencement Date.

**Service Order** - The written request for services executed by the Customer and the Company in the format devised by the Company. The signing of an Order by the Customer and acceptance by the Company initiates the respective obligations of the parties as set forth therein and pursuant to this tariff, but the duration of the service is calculated from the Service Commencement Date.

**Telecommunications Company or Provider** - Used throughout this tariff to mean GLOBCOM INCORPORATED unless clearly indicated otherwise by the text.

**TBD** - To Be Determined.

**Two Way** - A service attribute that includes outward dial capabilities for outbound calls and can also be used to carry inbound calls to a central point for further processing.

**Usage Based Charges** - Charges for minutes or messages traversing over local exchange facilities.

**User or End User** - A Customer, Joint User, or any other person authorized by a Customer to use service provider under this tariff.

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**SECTION 2.0 - RULES AND REGULATIONS**

**2.1 Undertaking of the Company**

**2.1.1 Scope**

The Company undertakes to furnish communications service pursuant to the terms of this tariff in connection with one-way and/or two-way information transmission originating from points within the State of Idaho, and terminating within a local calling area as defined herein.

The Company is responsible under this tariff only for the services and facilities provided hereunder, and it assumes no responsibility for any service provided by any other entity that purchases access to the Company network in order to originate or terminate its own services, or to communicate with its own Customers.

**2.1.2 Shortage of Equipment or Facilities**

- (A) The Company reserves the right to limit or to allocate the use of existing facilities, or of additional facilities offered by the Company, when necessary because of lack of facilities, or due to some other cause beyond the Company's control.
- (B) The furnishing of service under this tariff is subject to the availability on a continuing basis of all the necessary facilities and is limited to the capacity of the Company's facilities as well as facilities the Company may obtain from other carriers to furnish service from time to time as required at the sole discretion of the Company.

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**SECTION 2.0 - RULES AND REGULATIONS (CONT'D)**

**2.1 Undertaking of the Company, (Cont'd.)**

**2.1.3 Terms and Conditions**

- (A) Service is provided on the basis of a minimum period of at least one month, 24 hours per day. For the purpose of computing charges in this tariff, a month is considered to have thirty (30) days.
- (B) Customers may be required to enter into written service orders which shall contain or reference a specific description of the service ordered, the rates to be charged, the duration of the services, and the terms and conditions in this tariff. Customers will also be required to execute any other documents as may be reasonably requested by the Company.
- (C) Except as otherwise stated in the tariff, at the expiration of the initial term specified in each Service Order, or in any extension thereof, service shall continue on a month to month basis at the then current rates unless terminated by either party upon proper notice. Any termination shall not relieve the Customer of its obligation to pay any charges incurred under the service order and this tariff prior to termination. The rights and obligations which by their nature extend beyond the termination of the term of the service order shall survive such termination.
- (D) Service may be terminated upon written notice to the Customer if:
  - (1) the Customer is using the service in violation of this tariff; or
  - (2) the Customer is using the service in violation of the law.
- (E) This tariff shall be interpreted and governed by the laws of the State of Idaho without regard for its choice of laws provision.

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**SECTION 2.0 - RULES AND REGULATIONS (CONT'D)**

**2.1 Undertaking of the Company, (Cont'd.)**

**2.1.3 Terms and Conditions, (cont'd.)**

- (F) Any Other Telephone Company may not interfere with the right of any person or entity to obtain service directly from the Company. No person or entity shall be required to make any payment, incur any penalty, monetary or otherwise, or purchase any services in order to have the right to obtain service directly from the Company.
- (G) Reserved for future use.
- (H) The Company hereby reserves its rights to establish service packages specific to a particular Customer. These contracts may or may not be associated with volume and/or term discounts.

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**SECTION 2.0 - RULES AND REGULATIONS (CONT'D)**

**2.1 Undertaking of the Company, (Cont'd.)**

**2.1.4 Limitations on Liability**

- (A) The liability of the Company for damages arising out of the furnishing of its Service, including but not limited to mistakes, omissions, interruption, delay, or errors, or other defects, representations, or use of these services or damages arising out of the failure to furnish the service, whether caused by acts or omission, shall be limited to the extension of allowances for interruption as set forth in 2.7. The extension of such allowances for interruption shall be the sole remedy of the Customer and the sole liability of the Company. The Company will not be liable for any direct, indirect, incidental, special, consequential, lost profits, exemplary or punitive damages to Customer as a result of any Company service, equipment or facilities, or the acts or omissions or negligence of the Company's employees or agents.
- (B) The Company's liability for willful misconduct, if established as a result of judicial or administrative proceedings, is not limited by this tariff. The Company's liability, if any, with regard to delayed installation of Company facilities or commencement of service, shall not exceed \$1,000. With respect to any other claim or suit, by a Customer or by any others, for damage associated with the ordering (including the reservation of any specific number for use with a service), installation (including delays thereof), provision, termination, maintenance, repair, interruption or restoration of any service or facilities offered under this tariff, and subject to the provisions of Section 2.7, the Company's liability, if any, shall be limited as provided herein.
- (C) The Company shall not be liable for any delay or failure of performance or equipment due to causes beyond its control, including but not limited to: acts of God, fire, flood, explosion or other catastrophes; and law, order, regulation, direction, action or request of the United States government or of any other government, including state and local governments having or claiming jurisdiction over the Company, or of any department, agency, commission, bureau, corporation or other instrumentality of any one or more of these federal, state, or local governments, or of any military authority; preemption of existing service in compliance with national emergencies; insurrections; riots; wars; unavailability of rights-of-way or materials, or strikes, lockouts, work stoppages, or other labor difficulties.

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