

**ATC Long Distance, Inc.**

Telecommunications Price List

Toll-Free Telephone Number

**1-877-454-4247**

Idaho Public Utilities Commission

472 W. Washington Street

1-800-432-0369

This price list contains the rates, terms and conditions applicable to the resale of telecommunications services provided by **ATC Long Distance, Inc.** within the State of **Idaho**.

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Issued Date: October 12, 2001

Effective Date: October 22, 2001

Issued by: Richard Redman  
ATC Long Distance  
225 West North Street  
P.O. Box 98  
Albion, ID 83311

Idaho Public Utilities Commission  
Office of the Secretary  
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Boise, Idaho

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1.) Definitions, Terms and Abbreviations

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**Company** - Whenever used in this price list, Company refers to ATC Long Distance, Inc. unless otherwise specified or clearly indicated by the context.

**Customer** - The person, firm, corporation or governmental unit which orders Service either for its own use as a resale carrier or as a nonprofit manager of a sharing group and which is responsible for the payment of charges and for compliance with Company price list regulations. The term Customer also includes an entity that remains presubscribed to the Company Service after its account(s) is removed from the Company's billing system, subsequently continues to use the Company's network, and is billed by a local exchange carrier for such use, or otherwise uses Service for which no other Customer is obligated to compensate Company.

**Toll Free Service** - Toll free service includes 800 and 888 series numbers as well as any other future toll free series numbers.

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2.) General Rules and Regulations

2.1 Undertaking of ATC Long Distance, Inc.

ATC Long Distance, Inc. services are furnished for intra-LATA and inter-LATA communications originating and terminating at specified points within the state of Idaho . Any calls originating in Idaho and terminating outside of Idaho are not applicable to this price list terms, conditions, and rates.

ATC Long Distance, Inc. installs, operates and maintains the communications services provided herein accordance with the terms and conditions set forth in this price list.

The Company's services and resold facilities are provided on a monthly basis unless otherwise provided, and are available twenty-four hours per day, seven days per week.

2.2 Limitations

2.2.1 Services are offered subject to the availability of the necessary facilities and equipment and subject to the provisions of this price list.

2.2.2 ATC Long Distance, Inc. reserves the right to discontinue or limit service when necessitated by conditions beyond its control, or when the Customer is using service in violation of provisions of the price list, or in violation of the law.

2.2.3 The Company does not undertake to transmit messages, but offers the use of its facilities when available, and will not be liable for errors in transmission or for failure to establish connections.

2.2.4 All services and resold facilities provided under this price list are directly or indirectly controlled by ATC Long Distance, Inc. The Customer may not transfer or assign the use of service or facilities without the express written consent of the Company. Such transfer or assignment shall only apply when there is not interruption of the use or location of the service or facilities.

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2.) General Rules and Regulations (Cont'd)

2.2 Limitations (Cont'd)

2.2.5 Prior written permission from the Company is required before any assignment or transfer. All regulations and conditions contained in this price list shall apply to all permitted assignees or transferees, as well as all conditions of service.

2.2.6 The included price list language does not constitute a determination by the Commission that a limitation of liability imposed by the Company should be upheld in a court of law. Acceptance for filing by the Commission recognizes that it is a court's responsibility to adjudicate negligence and consequential damage claims. It is also the court's responsibility to determine the validity of the exculpatory clause.

2.3 Use

Services provided under this price list may be used for any lawful purpose for which the service is technically suited.

2.4 Payment for Service

All charges due by the Customer are payable to ATC Long Distance, Inc. or any agency duly authorized to receive such payments. Any objections to billed charges must be reported to the Company within thirty (30) days of the invoice date. Adjustments to the Customer's bills shall be made to the extent that circumstances exist which reasonably indicate that such changes are appropriate. Once service is activated, the Customer is liable for the payment of all usage charges for services to be provided by the Company to the Customer including any fraudulent use, misuse, or abuse of the Customer's Service or Customer provided equipment by third parties, the Customer's employees, or the public. This includes payment for calls or services that originate at the Customer's number(s), are accepted at the Customer's number(s) (e.g. collect calls), are billed to the Customer number(s) via third number billing, use of a calling or travel card, or use of an assigned special billing number or authorization code to the Customer.

2.5 Taxes

All state and local taxes (i.e., gross receipts tax, sales tax, municipal utilities tax) are listed as separate line items and are not included in the quoted rates.

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2.) General Rules and Regulations (Cont'd)

2.6 Regulatory Fees

All State and Federal Commission ordered rates, fees, and surcharges may be listed as separate line items and are not included in the quoted rates.

2.7 Cancellation

2.7.1 For any of the following reasons, the Company may discontinue service upon at least 10 days' written notice or cancel an application for all services without incurring any liability. Separate accounts for the same Customer are also subject to this provision.

2.7.1.1 In the event that a Customer's bill remains unpaid after more than thirty days following rendition of the bill.

2.7.1.2 In the event of a violation of any regulation governing the service under this tariff, when necessitated by conditions beyond the Company's control, a violation of any law, rule, or regulation of any government authority having jurisdiction over the service.

2.7.1.3 Where the Company is prohibited from furnishing services by order of a court or other government authority having jurisdiction.

2.7.2 The Company, by written notice to the Customer, may, without incurring any liability, cancel or suspend the provision of service or equipment for the following reasons: non-payment of any sum due to the Company from the Customer, whether pursuant to service offered under this price list or otherwise; or as a result of actions of a government agency which forces discontinuance of the provision of service or equipment; or for violation or threatened violation of any of the terms or conditions of this price list by the Customer or authorized user; or if the Customer becomes insolvent or bankrupt, or makes a general assignment for the benefit of creditors or as otherwise permitted by this price list. Cancellation will be effective on the date specified on the written notice. A reasonable attempt will be made within twenty four (24) hours after the ten (10) day cancellation notice period to personally contact the Customer.

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2.) General Rules and Regulations (Cont'd)

2.7 Cancellation (Cont'd)

2.7.3 Service may be canceled by the Customer only on not less than 30 days written notice to the Company. In the event the Company is unable to disconnect the Customer's access line by the requested cancellation date, the customer will be responsible for any usage over the line.

2.8 Other Rules

The Company reserves the right to discontinue service, limit service, or to impose requirements on Customers as required to meet changing regulatory rules and standards of the Idaho Public Utilities Commission.

2.9 Timing of Calls

2.9.1 Billable time for service is the duration of time between the called station answering and the called or calling station disconnecting, provided duration may be rounded in accordance with specific descriptions in this price list.

2.9.2 The duration of a call is rated in intervals of the billing increments described for each service provided in this tariff. If the final interval of a call is less than the applicable billing increment, it will be rounded up to a full increment for purposes of billing.

2.9.3 Computed usage charges or credits for each call are rounded to the nearest cent when possible.

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2.) General Rules and Regulations (Cont'd)

2.9 Timing of Calls (Cont'd)

2.9.4 Applicable rate periods, unless noted otherwise, are indicated below and are based on the time in which a call is established. In cases where a call begins in one rate period and continues into another, the rate in effect in each period will apply to the portion of the call occurring within the applicable rate period.

Day rates apply from 8 a.m. to, but not including, 5 p.m. Monday through Friday  
Evening rates apply from 5 p.m. to, but not including, 11 p.m. Sunday through Friday

Night rates apply from 11 p.m. to, but not including, 8 a.m. seven days a week.

Weekend rates apply from 8 a.m. to, but not including, 11 p.m. Saturday and from 8 a.m. to, but not including, 5 p.m. on Sunday.

On holidays, evening rates apply throughout the day on which the holiday is observed unless a lower rate would normally apply.

Peak rates apply from 8 a.m. to, but not including, 5 p.m. Monday through Friday.

Off Peak rates apply from 5 p.m. to, but not including, 8 a.m. Monday through Thursday, and between 5 p.m. Friday to, but not including, 8:00 a.m. Monday.

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3. Description of Services Offered

3.1 MTS Calling Plan "Fifteen Cents a Minute"

3.1.1 Description - This plan is available to Customers in Idaho who are served by any LEC equal access office served by the Company. This plan is applicable to intrastate interLATA calls and intrastate IntraLATA calls in service areas where the IntraLATA toll markets are open to competition. This plan offers Customers a flat rated calling plan which is non-distance sensitive for all their direct dialed intrastate long distance calling. This calling plan is very simple; a single flat rate per minute regardless of time a day. Charges are not based on the time period in which the call is placed. The calls are billed in one (1) minute increments and rounded up to the next full minute

3.1.2 Usage Charges

Refer to Section 5, Service Charges (5.1.1).

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3. Descriptions of Services Offered (Cont'd)

3.2 MTS Calling Plan "Ten Cents a Minute" (Grand-Fathered to existing customers as of 10/15/01. No longer offered to new customers.)

3.2.1 Description - This plan is available to Customers in Idaho who are served by any LEC equal access office served by the Company. This plan is applicable to intrastate interLATA calls and intrastate IntraLATA calls in service areas where the IntraLATA toll markets are open to competition. This plan offers Customers one flat rated calling rate which is non distance sensitive for all their direct dialed intrastate long distance calling. This service is very simple; a single flat rate per minute regardless of time a day. Charges are not based on the time periods in which the call is placed. The calls are billed in one (1) minute increments and rounded up to the next full minute. A monthly service fee amount is charged to the Customer in this plan. This fee is charged by calendar month and is assessed per line.

If the Customer also subscribes to the Company's corresponding interstate rate plan ( Ten Cents a Minute) for their interstate calls the Company will provide the Customer a personal 800 number and waive the 800 service monthly recurring charge. The 800 calling rate and other charges listed in Section 5.5 apply.

3.2.2 Usage Charges

Refer to Section 5, Service Charges (5.2.1)

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3. Descriptions of Services Offered (Cont'd)

3.3 Calling Card Service

3.3.1 Description - Calling Card Service is a one-way, dial in or out multipoint service. Calling Card Customers may originate calls from, and terminate calls to every city within Idaho. Subscribers who originate calls can access the Company's Calling Card Platform by dialing a toll free access number (ie. 800/888). The Company's Calling Card Service can be used for all direct dialed interstate and intrastate long distance calling. This calling service is very simple; it offers Customers a non-distance sensitive single flat rate per minute regardless of time a day. Charges are not based on the time period in which the call is placed. The calls are billed in one (1) minute increments and rounded up to the next full minute. A per call surcharge will be charged to Customers. Any calls originating from a payphone will have an additional per call surcharge applied. See Calling Card Usage Charges , Section 5.3.1.

3.3.2 A Customer may subscribe to Calling Card Service without subscribing to other Company services.

3.3.3 Usage Charges - Refer to Section 5, Service Charges (5.3)

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3. Descriptions of Services Offered (Cont'd)

3.4 800 Service (Includes 888 Series Numbers)

3.4.1 The Company 800 Service is an inbound service originating on feature group facilities provided by the Local Exchange Carrier (LEC) and terminating on a regular residential, business line or a Special Access Line (SAL). This service enables the Customer to receive 800 service calls at their residence or place of business. All 800 calls are billed at a single flat rate per minute regardless of time of day. 800 calls are billed in one (1) minute increments and rounded up to the next full minute. 800 calls are rated by either originating interstate or originating intrastate jurisdiction calls. 800 calls can originate from every city within the U.S. Mainland, including Alaska, Hawaii, Puerto Rico, and U.S Virgin Islands. A monthly recurring charge is assessed to the Customer and is charged by calendar month. The recurring charge is assessed per 800 number. Any calls originating from a payphone will have a per call surcharge applied. See Usage Charges, Section 5.4.1

3.4.2 Usage Charges - Refer to Section 5, Service Charges (5.4.1 & 5.4.2).

3.4.3 The Company reserves the right to require an applicant for the Company 800 Service to supply the following information when requesting service: an initial traffic forecast, identification of anticipated busy hour, identification of its geographical marketing target areas, and a schedule of marketing and promotional activities. The Company may also require that a new traffic forecast be submitted by the Customer quarterly after service is initiated.

3.4.4 The Company's 800 Service is furnished upon condition that the Customer contracts for adequate facilities to permit the use of this service without injurious effect upon it or any service rendered by the Company. The Company may terminate or refuse to furnish 800 Service to any applicant, without incurring any liability and without notice to the Customer, if the use of the service would interfere with or impair any service rendered by the Company.

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3. Descriptions of Services Offered (Cont'd)

3.4 800 Service (Includes 888 Series Numbers) (Cont'd)

3.4.5 The Customer must obtain an adequate number of access lines for the Company 800 Services to handle the Customer's expected demand in order to prevent interference or impairment of this service or any other service provided by the Company considering: (1) total call volume; (2) average call duration; (3) time-of-day characteristics; and (4) peak calling period. The Company, without incurring any liability and without notice to the Customer, may disconnect or refuse to furnish the Company 800 Service to any Customer that fails to comply with these conditions.

3.4.6 Each 800 Service telephone number must be placed in actual and substantial use by the Customer. "Substantial use" shall mean a pattern of use that demonstrates an intent on the Customer's part to employ the number for the purpose for which it was intended; namely, to allow callers to reach the Customer, as indicated, for example, by at least 30 average monthly minutes of use or more. Any 800 telephone number associated with the Company 800 Service that has not been placed in actual and substantial use during the first sixty (60) day period after service activation may be redesigned as a spare number in the Company 800 database by the Company upon written notice to the Customer.

3.4.7 If the Customer requests assignment of a specific 800 Service telephone number, the Company may require the Customer to submit a number reservation agreement form to the Company. At no time may a Customer have more than ten (10) numbers reserved. Any reservation shall be for no more than sixty (60) days and shall be subject to a reservation fee.

3.4.8 Nothing in this Section, or in any other provision of this tariff or in any marketing materials issued by or on behalf of the Company, shall give any person, including prospective Customers who have reserved an 800 telephone number hereunder or Customers who subscribe to and use the Company 800 Service or their transferee or assigns, any ownership interest or proprietary right in any particular 800 number; however, upon placing a number actually and substantially in use, as defined above, the Company 800 Service Customers do have a controlling interest in the 800 number(s). The Company's 800 Service Customer may retain the use of their 800 number assignments, even following changes in their 800 carrier and/or Responsible Organization (Resp. Org.).

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3. Descriptions of Services Offered (Cont'd)

3.4 800 Service (Includes 888 Series Numbers) (Cont'd)

3.4.9 If a Customer places an order for the Company to carry Customer's already existing 800 number service, the Customer shall provide to the Company the contact names, telephone number and address of the Customer's Responsible Organization (Resp. Org.). Upon subscription to the Company 800 Service, the Customer may execute a Letter of Authorization to transfer Resp. Org. responsibility of its 800 number(s) to the Company Resp. Org. in writing within 48 hours of the change. The Customer is responsible for all outstanding indebtedness for services provided by a previous Resp. Org. or 800 service carrier. The Company assumes no responsibility or liability with respect to any obligations of Customer to such previous service providers existing at the time of transfer to the Company.

3.4.10 Subject to execution of a Resp. Org. Service Agreement between the Company and the Customer, unless the Customer requests another Resp. Org., the Company Resp. Org. functions include: 1) search for and reservation of 800 numbers in the SMS/800; 2) creating and maintaining the 800 number Customer record in the SMS/800; and 3) provision of a single point of contact for trouble reporting.

3.4.11 Where the Company serves as the Resp. Org. for an 800 Service Customer, the Company will, at the Customer's request, subscribe to 800 Directory Listing for the 800 number(s) assigned to the Customer. A charge for 800 Directory Listings will apply as set forth in this price list. In the event that a Customer transfers its 800 service to another Resp. Org., the Company shall cease to subscribe to 800 Directory Listing Service on behalf of the Customer and the Customer is responsible for assuring that 800 Directory Listing Service is maintained through the new Resp. Org. The Customer is responsible for payment of any outstanding 800 Directory Listing charges, including any unexpired portion of any minimum period applicable to such service, and the Company shall have no liability for any interruption or other delay, error, mistake, omission or other defect occurring in connection with the transfer of 800 Directory Listing responsibility.

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3. Descriptions of Services Offered (Cont'd)

3.4 800 Services (Cont'd)

3.4.12 Where the Company serves as the Resp. Org. for an 800 Service Customer, it will, at the Customer's request, subscribe to Vertical Features (i.e. trunk hunting) obtained from Local Exchange Company tariffs. When an 800 Service Customer uses Vertical Features obtained by the Company from Local Exchange Company tariffs, a charge will apply. This charge may not be counted toward the attainment of any volume or revenue commitment and will not be discounted.

3.4.13 In the event that a Customer cancels its 800 Service, the Customer may elect to retain the Company as its Resp. Org. .

3.4.14 In the event that a Customer cancels its Company Resp. Org. or 800 Service, the Customer shall be responsible for all outstanding indebtedness to the Company and any outstanding charges applicable to any service obtained by or on behalf of the Customer by the Company.

3.4.15 It is the Customer's responsibility to provide answer supervision back to the Company point of connection even when the Company 800 Service is connected to switching equipment or a Customer-provided communications system. In such case, the equipment or system must provide appropriate supervision so that the measure of chargeable time begins upon delivery of the call to the Customer's switching equipment or communications system and ends upon termination of the call.

3.4.16 800 Feature Charges - Feature Charges are determined by the specific feature requested by an 800 Customer. These changes are in addition to 800 usage charges and are not subject to discounting unless specifically indicated in Section 5, Service Charges (5.6).

3.4.17 The Company Resp. Org. Charges - Where the Company serves as a Resp. Org. for a non-Company 800 Service Customer, the Company will pass on the tariffed Local Exchange Carrier charges for SMS/800 Database and related services. In addition, the Company charges in Section 5, Service Charges (5.5) will apply.

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3. Descriptions of Services Offered (Cont'd)

3.5 Supplemental Services

3.5.1 Directory Assistance

3.5.1.1 Long Distance Directory Assistance is available to Customers of Company's switched services. The charge applies to each call regardless of whether the Directory Assistance Bureau is able to furnish the requested telephone number. Up to two requests may be made on each Directory Assistance call.

3.5.1.2 A credit allowance for a Directory Assistance call will be provided if the Customer experiences poor transmission quality, receives an incorrect telephone number, or inadvertently misdials the intended Directory Assistance number.

3.5.1.3 The applicability of usage volume discounts toward directory assistance charges is addressed within each individual service section.

3.5.1.4 Usage Charges

Refer to Section 5, Service Charges (5.5.1).

3.6 Promotional Offerings

Certain promotional offerings may be provided from time to time via this price list. These promotional offerings may only apply to certain services, and may be limited to certain dates, times, and locations. ATC Long Distance, Inc. will provide written notification to the Idaho Public Utilities Commission of any promotional offerings.

4. RESERVED FOR FUTURE USE

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5. Service Charges

5.1 MTS Calling Plan "Fifteen Cents a Minute"

5.1.1 Usage Charges

a. Per Minute Rate

	<u>Flat Rate</u>
Intrastate	\$0.15

- b. Billing Increments - Usage is billed in one (1) minute increments and rounded up to next full minute.

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5. Service Charges (Cont'd)

5.2 MTS Calling Plan "Ten Cents a Minute" (Grand-Fathered to existing customers as of 10/15/01. No longer available to new customers.)

5.2.1 Usage Charges

a. Per Minute Rate

	<u>Flat Rate</u>
Intrastate	\$0.10

b. Billing Increments - Usage is billed in one (1) minute increments and rounded up to next full minute.

c. Monthly Recurring Charges - Monthly Service Fee: \$4.95

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5. Service Charges (Cont'd)

5.3 Calling Card Service Charges

5.3.1 Calling Card Usage Charges

a. Per Minute Rates

	<u>Flat Rate</u>
Intrastate	\$0.23

b. Per Call Charges

Calling Card Station Customer Dialed Surcharges

Intrastate: \$0.35

c. Payphone Calling Call Surcharge

Intrastate: \$0.40

d. Billing Increments - Usage is billed in one (1) minute increments and rounded up to next full minute.

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5. Service Charges (Cont'd)

5.4 800 Services

5.4.1 Usage Charges.

a. Per Minute Rates

	<u>Flat Rate</u>
Intrastate	\$0.15

b. Payphone Calling Call Surcharge

Intrastate: \$0.40

c. Billing Increments - Usage is billed in one (1) minute increments and rounded up to next full minute.

5.4.2 800 Feature Charges - Feature Charges are determined by the specific feature requested by a Company 800 Customer. These charges are in addition to 800 usage charges and are not subject to discounting unless specifically indicated.

<u>Feature</u>	<u>Set-up Charge</u>	<u>Monthly Recurring Charge</u>
800 Number Charge (per 800 number)	N/C	\$2.00
800 Number Directory Listing (per 800 number)	N/C	N/C
Reservation Charge (per 800 number) (max. 10 numbers per Customer)	\$ 35.00	N/C
Day of Week Routing (per 800 number)	\$100.00	\$ 50.00
Time of Day Routing (per 800 number)	\$100.00	\$ 50.00
Change 800 Destination Number ( via service order)	\$ 15.00	N/C
Expedite 800 Service Order (per order)	\$100.00	N/C
Add/ Change Area of Service Screening	\$ 15.00	N/C

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5. Service Charges (Cont'd)

5.5 Supplemental Services

5.5.1 Directory Assistance

5.5.1.1 Usage Charges

Per call charges for Directory Assistance will be \$0.90 per call.

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**ACCEPTED FOR FILING**

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Boise, Idaho