

LDC TELECOMMUNICATIONS, INC.

TELECOMMUNICATIONS PRICE LIST

This Price List contains the rates, terms and conditions applicable to the IntraLATA and InterLATA Resale Telecommunications Services provided by LDC Telecommunications, Inc. within the State of Idaho.

DATED: October 9, 1995

ISSUED BY: Henry Rodriguez, President
391 Roberts Road, Suite 4
Oldsmar, Florida 34677

Idaho Public Utilities Commission
Office of the Secretary
ACCEPTED FOR FILING

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Boise, Idaho

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SECTION 1 - TERMS AND ABBREVIATIONS

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

LDC - Used throughout this tariff to mean LDC Telecommunications, Inc. unless clearly indicated otherwise by the text.

Company or Carrier - LDC Telecommunications, Inc. 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.

End User - Any person, firm, corporation, partnership or other entity which uses the services of the Carrier 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 by another Customer.

Equal Access - The ability of the Carrier to serve End Users on a presubscribed basis rather than through the use of dial access codes.

Holidays - Holidays observed by the Carrier as specified in this tariff.

LATA - Local access and transport area. A geographic area established by the US District Court for the District of Columbia in Civil Action No. 17-49, within which a local exchange company provides communications services.

LEC - Local Exchange Company

Premises - A building or buildings on contiguous property.

Subscriber - The person, firm, Customer, corporation or other entity that arranges for the Carrier to provide, discontinue or rearrange telecommunications services on behalf of itself or others under the provisions and terms of this tariff. Also see Customer.

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SECTION 2 - RULES AND REGULATIONS**2.1 Undertaking of LDC Telecommunications, Inc.**

LDC Telecommunications, Inc.'s services and resold facilities are furnished for intraLATA and interLATA communications originating at specified points within the state of Idaho under terms of this tariff.

LDC installs, operates, and maintains the communications services provided hereinunder in accordance with the terms and conditions set forth under this tariff. LDC may act as the Subscriber's agent for ordering access connection facilities provided by other carriers or entities, when authorized by the Subscriber, to allow connection of a Subscriber's location to the LDC network. The Subscriber shall be responsible for all charges due for such service arrangement.

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 Service is offered subject to the availability of the necessary resold facilities and equipment and subject to the provisions of this tariff.
- 2.2.2 LDC reserves the right to discontinue or limit service when necessitated by conditions beyond its control, or when the Subscriber or Customer is using service in violation of provisions of this tariff, 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.

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SECTION 2 - RULES AND REGULATIONS, con't.

2.2 Limitations, con't.

2.2.4 All services and resold facilities provided under this tariff are directly or indirectly controlled by LDC and the Subscriber 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 where there is no interruption of the use or location of the service or facilities.

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

2.3 Use

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

2.4 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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SECTION 2 - RULES AND REGULATIONS, con't.**2.5 Payment for Service****2.5.1 Payment Arrangements**

The Customer is responsible for payment of all charges for services and equipment furnished to the Customer for transmission of calls via the Company. The Customer agrees to pay to the Company any cost(s) incurred as a result of any delegation of authority resulting in the use of his or her communications equipment and/or network services which result in the placement of calls via the Company. The Customer agrees to pay the Company or its authorized agent any and all cost(s) incurred as a result of the use of the service arrangement, including calls which the Customer did not individually authorize.

All charges due by the Customer are payable to the Company or any agency duly authorized to receive such payments. Terms of payment shall be according to the rules and regulations of the agency and subject to the rules of regulatory agencies. Any objections to billed charges must be promptly reported to the Company or its billing agent. Adjustments to Customers' bills shall be made to the extent that circumstances exist which reasonably indicate that such changes are appropriate.

Charges for installations, service connections, moves, and rearrangements, where applicable, are payable upon demand by the Company or its authorized agent. The billing thereafter will include recurring charges and actual usage as defined in this rate sheet.

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SECTION 2 - RULES AND REGULATIONS, con't.

2.5 Payment for Service, con't.

2.5.1 Payment Arrangements, con't.

The Customer shall be responsible for all calls placed by or through Customer's equipment by any person. In particular and without limitation to the foregoing, the Customer is responsible for any calls placed by or through the Customer's equipment via any remote access features. The Customer is responsible for all calls placed via their authorization code as a result of the Customer's intentional or negligent disclosure of the authorization code.

2.5.2 Deposits

No deposits are required.

2.5.3 Advance Payments

No advance payment is required.

2.5.4 Taxes

Company reserves the right to bill any and all applicable taxes in addition to normal long distance usage charges, including, but not limited to: Federal Excise Tax, State Sales Tax, Municipal Taxes, and Gross Receipts Tax. Such taxes will be itemized separately on Customer invoices.

2.5.5 Late Payment Charge and Cost of Collection

A late fee of 1.5% per month will be charged on any past due balance. In the event that the Company incurs fees or expenses, including attorney's fees, collecting or attempting to collect, any charges owed to the Company, the Company may charge the Customer all such fees and expenses reasonably incurred.

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SECTION 2 - RULES AND REGULATIONS, con't.

2.5 Payment for Service, con't.

2.5.6 Return Check Charge

A return check charge of \$15.00 will be assessed for checks returned for insufficient funds. Any applicable return check charges will be assessed according to the terms and conditions of the billing entity (i.e. local exchange company and/or commercial credit card company) and pursuant to Idaho law and Commission regulations.

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SECTION 2 - RULES AND REGULATIONS, (CONT'D.)**2.6 Liabilities of the Company**

- 2.6.1 The liability of the Company for its willful misconduct or gross negligence which is the sole legal cause of damage or injury is not limited by this tariff. With respect to any other claim or suit, by a Customer or by any others, for damages associated with acts or omissions involving initiation, installation, provision, termination, maintenance, repair, interruption or restoration of any service or facilities offered under this tariff, the Company's liability, if any, is limited to the actual damages or injury sustained, which in the event of any failure of service shall be deemed to be 1/30 of the monthly charge for service affected for each 24-hour period during which such failure of service occurs and is reported to or known by the Company. In addition, Customer credits for interrupted service will be issued, where applicable.
- 2.6.2 In no event will Company be responsible for consequential damages or lost profits suffered by Customer on account of interrupted or unsatisfactory service unless Company is found to have been willfully negligent.
- 2.6.3 The Company is not liable for any act or omission of any other company or companies furnishing a portion of the service. No agents or employees of other carriers shall be deemed to be agents or employees of the Company.

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SECTION 2 - RULES AND REGULATIONS, (CONT'D.)

2.6 Liabilities of the Company, (cont'd.)

- 2.6.4 The Company shall be indemnified and held harmless by the Customer against:
- a. Claims for libel, slander, infringement of copyright or unauthorized use of any trade mark, trade name or service mark arising out of the material, data, information, or other content transmitted by the Customer over the Company's facilities; and
 - b. Claims for patent infringement arising from combining or connecting the Company's facilities with apparatus and systems of the Customer; and
 - c. All other claims arising out of any act or omission of the Customer in connection with any service provided by the Company.
- 2.6.5 The Carrier will make no refund of overpayments by a Subscriber unless the claim for such overpayment together with proper evidence be submitted within one (1) year from the date of alleged overpayment unless billing records prepared by the Company can be produced which would justify a credit beyond one year.
- 2.6.6 The preceding 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 determine the validity of the exculpatory clause.

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SECTION 2 - RULES AND REGULATIONS, (CONT'D.)

2.7 Other Rules

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

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SECTION 3 - SERVICE AND RATE DESCRIPTION

3.1 General

Each Customer is charged individually for each call placed through the Company. Charges are computed on an airline mileage basis as described in Section 3.2 of this tariff.

Charges may vary by service offering, mileage band, class of call, time of day, day of week, call duration, and/or volume and term commitment.

Customers are billed based on their use of LDC's long distance service.

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SECTION 3 - DESCRIPTION OF SERVICE AND RATES, (CONT'D.)**3.2 Calculation of Distance**

Usage charges for mileage sensitive services vary based on the type of service subscribed to by the Customer. For services utilizing switched access, mileage measurements for rate schedules are based on the distance in airline miles between rate centers associated with the originating and terminating stations. For services utilizing dedicated access, mileage measurements for rate schedules are based on the distance in airline miles between the LDC network access point associated with the station utilizing Dedicated Access Origination/Termination and the rate center associated with the called/calling station.

The distance between the originating and terminating points is calculated by using the "V" and "H" coordinates of the serving wire centers as defined by BellCore (Bell Communications Research), in the following manner:

- Step 1: Obtain the "V" and "H" coordinates for the serving wire center or network access point serving the Customer's location and the called/calling station.
- Step 2: Obtain the difference between the "V" coordinates. Obtain the difference between the "H" coordinates.
- Step 3: Square the differences obtained in Step 2.
- Step 4: Add the squares of the "V" difference and "H" difference obtained in Step 3.
- Step 5: Divide the sum of the square obtained in Step 4 by ten (10). Round to the next higher whole number if any fraction results from the division.
- Step 6: Obtain the square root of the whole number obtained in Step 5. Round to the next higher whole number if any fraction is obtained. This is the distance between the originating and terminating locations of the call.

Formula:

$$\sqrt{\frac{|V_1 - V_2|^2 + |H_1 - H_2|^2}{10}}$$

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SECTION 3 - DESCRIPTION OF SERVICE AND RATES, (CONT'D.)

3.3 Timing of Calls

3.3.1 Long distance usage charges are based on the actual usage of LDC's network. Chargeable time begins when a connection is established between the calling station and the called station. Chargeable time ends when either party "hangs up" thereby releasing the network connection.

3.3.2 Unless otherwise specified in this tariff the minimum call duration and rounding of calls for measurement and billing purposes is one minute.

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SECTION 3 - DESCRIPTION OF SERVICE AND RATES, (CONT'D.)**3.4 Time-of-Day Rate Periods**

Unless otherwise indicated elsewhere in this tariff, all usage-based rates in this tariff are subject to the following time-of-day, day-of-week, and holiday rate periods:

- 3.4.1** Day Rate Period - Applies to that portion of a call occurring from 8:00 AM to, but not including, 5:00 PM Monday through Friday.
- 3.4.2** Evening Rate Period - Applies to that portion of a call occurring from 5:00 PM to, but not including, 11:00 PM all days, unless a lower rate would normally apply.
- 3.4.3** Night and Weekend Rate Period - Applies to that portion of a call occurring from 11:00 PM to, but not including 8:00 the following morning, all days; all day on Saturday and Sunday from 8:00 AM to, but not including 5:00 PM.
- 3.4.4** When a call is established in one rate period and ends in another rate period, the rate in effect at the calling station applies to the portion of the call occurring within that rate period. When a unit of time is split between two rate periods, the rate applicable to that unit of time is based on the rate period in which it began.

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SECTION 3 - DESCRIPTION OF SERVICE AND RATES, (CONT'D.)**3.5 Holiday Rates**

Holiday Rates apply to that portion of a call occurring on Company acknowledged Holidays. The rate is equivalent to the Evening Rate unless a lower rate would normally apply. Holiday rates apply on New Year's Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

Evening Rate Period rates will apply to all calls made from 8:00 AM to, but not including, 11:00 PM on Company-recognized holidays.

3.6 Directory Assistance

A Directory Assistance charge applies per intrastate directory assistance calls made from points within the State of Idaho. The customer may make two requests for a telephone number per call. The Directory Assistance Charge applies regardless of whether the operator is able to supply the requested number. Discounts are not applicable to Directory Assistance Charges. Directory Assistance Charges are not included in usage commitments or computed in any discount calculations.

Per call to directory assistance: \$0.65

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SECTION 3 - DESCRIPTION OF SERVICE AND RATES, (CONT'D.)

3.7 LDC Programs 1 and 2

LDC Programs 1 and 2 are available to residential and business Subscribers who originate direct dialed calls over standard customer-provided switched access lines. No minimum volume commitment if required. A Monthly Service Fee is applied to each bill. Calls are billed in six (6) second increments after an initial minimum call duration of eighteen (18) seconds.

3.7.1 Monthly Service Fee: \$5.00

3.7.2 Per Minute Rate:

Mileage	Day		Evening, Night, Weekend	
	Initial Period	Add'l Period	Initial Period	Add'l Period
ALL	.0672	.0224	.0540	.0180

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SECTION 3 - DESCRIPTION OF SERVICE AND RATES, (CONT'D.)

3.8 [Reserved for Future Use]

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SECTION 3 - DESCRIPTION OF SERVICE AND RATES, (CONT'D.)

3.9 LDC Dedicated Service

LDC Dedicated Service is available to Subscribers for direct dialed calls originating or terminating over Subscriber-provided dedicated access lines. A monthly service applies for the dedicated access connection. Discounts apply to total usage billing when the Subscriber commits to a minimum term of one (1), two (2) or three (3) years. Calls are billed in six second increments after a minimum call duration of eighteen (18) seconds. (T)

3.9.1 Per Minute Rate:

1+ Outbound	\$0.1130	
Inbound	\$0.1210	(N)

3.9.2 Volume and Term Discounts:

Intrastate usage will be combined with interstate usage for the purpose of qualifying for the discounted interstate volume commitment rate. Term discounts will apply to interstate and intrastate usage according to the following discount schedule.

	One Year	Two Year	Three Year
Discount	0.50%	1.00%	1.50%

3.9.3 Service Connection Charge, Per Month: ¹ \$125.00

3.9.4 Access Coordination Fee, Per Month: ¹ \$100.00

1 - When service is ordered for 10% or more interstate use, only the interstate service connection charge and access coordination fee apply. When service is ordered for more than 90% intrastate use, only the intrastate service connection charge and access coordination fee apply.

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SECTION 3 - DESCRIPTION OF SERVICE AND RATES, (CONT'D.)

3.10 [Reserved for Future Use]

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SECTION 3 - DESCRIPTION OF SERVICE AND RATES, (CONT'D.)

3.11 LDC Travel Service

LDC Travel Service is offered to business and residential Subscribers for placing long distance calls over the Company's service while away from home or office. Call charges are billed the Subscriber's Travel Card account or to the Subscriber's presubscribed account service. Calls are billed in one (1) minute increments after an initial minimum call duration of one (1) minute.

3.11.1 Per Minute Rate: \$0.2780 (R)

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SECTION 3 - DESCRIPTION OF SERVICE AND RATES, (CONT'D.)**3.12 Conference Calling**

Conference Calling is available to Subscribers with a pre-established account with LDC for billing purposes. Call charges apply per minute and per leg on the bridged call.

3.12.1	Call Set Charge, per leg:	\$1.55
3.12.2	Usage Charge, per minute, per leg:	
	7:00 AM to 5:00 PM*, Monday - Friday	\$0.3200
	All other times:	\$0.2340

* - up to, but not including

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SECTION 3 - DESCRIPTION OF SERVICE AND RATES, (CONT'D.)

3.13 Plan Q Service

Plan Q Service is available to Customers for outbound calling using standard Customer-provided switched local lines. Calls are billed in one minute increments. The initial minimum call duration is one minute for billing purposes.

(N)

3.13.1 Usage Charges

Per Minute \$0.298

3.14 Plan D Service

Plan D Service is available to Customers for outbound and toll-free inbound calling using standard Customer-provided switched local lines. Inbound calls using the Customer's toll-free number are billed to the Customer instead of the calling party.

The Customer may secure a lower usage rate by committing to a term plan agreement of twelve or twenty four months.

Calls are billed in six (6) second increments. The initial minimum call duration is eighteen (18) seconds for billing purposes.

3.14.1 Usage Charges

Usage rates vary according to term commitment selected by the Customer.

		TERM	
	Month	12 Month	24 Month
Outbound	\$0.288	\$0.286	\$0.283
Inbound	\$0.251	\$0.247	\$0.241

3.14.2 Monthly Recurring Charges

Per Toll-Free Number \$5.00

(N)

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SECTION 3 - DESCRIPTION OF SERVICE AND RATES, (CONT'D.)

3.15 Plan E Service

Plan E Service is available to high volume usage Customers for outbound and toll-free inbound calling using standard Customer-provided switched local lines. Inbound calls using the Customer's toll-free number are billed to the Customer instead of the calling party. To qualify for this plan, the Customer must demonstrate current usage levels of \$2000 or more per month in interstate and intrastate calling.

The Customer may secure a lower usage rate by committing to a term plan agreement of twelve or twenty four months.

Calls are billed in six (6) second increments. The initial minimum call duration is eighteen (18) seconds for billing purposes.

3.15.1 Usage Charges

Usage rates vary according to term commitment selected by the Customer.

		TERM	
	Month	12 Month	24 Month
Outbound	\$0.256	\$0.252	\$0.249
Inbound	\$0.228	\$0.226	\$0.223

3.15.2 Monthly Recurring Charges

Per Toll-Free Number \$5.00

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(N)

SECTION 4 - PROMOTIONS

4.1 Promotional Offerings - General

From time to time, the Carrier may provide promotional offerings to introduce a current or potential Subscriber to a service not being used by the Subscriber. These offerings may be limited to certain dates, times or locations and may waive or reduce recurring or non-recurring charges.

4.2 Competitive Response Promotion

In order to acquire or retain customer, the Carrier will match certain offers made by other interexchange carriers/resellers where the customer can demonstrate to the Carrier's satisfaction that it intends to accept such offer as an inducement to subscribe to or remain subscribed to such other interexchange carrier's/reseller's services.

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