
COMPETITIVE TELECOMMUNICATIONS SERVICE TARIFF

INTEREXCHANGE TELECOMMUNICATIONS TARIFF

OF IDAHO

X2Comm, Inc.

d/b/a DC Communications

This tariff is filed in accordance with the Idaho Public Utilities Commission. All services contained in this tariff are competitive.

This tariff contains the descriptions, regulations, and rates applicable to the furnishing of service and facilities for interexchange telecommunications services provided by X2Comm, Inc., d/b/a DC Communications, within the State of Idaho. This tariff is on file with the Idaho Public Utilities Commission. Copies may be inspected during normal business hours at the Company's principal place of business.

Issued: December 5, 2002

Issued By:

Mark Pavol, Secretary/Treasurer
270 South Main Street
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COMPETITIVE TELECOMMUNICATIONS SERVICE TARIFF

CHECK SHEET

All sheets of this tariff are Effective: December 15, 2002 as of the date shown at the bottom of the respective sheet(s). Original and revised sheets as named below comprise all changes from the original tariff and are currently in effect as of the date of the bottom of this page.

SHEET	REVISION	SHEET	REVISION
1	Original		
2	Original		
3	Original		
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23	Original		
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25	Original		
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* - Indicates those sheets included with this filing.

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SYMBOLS

The following symbols are used for the purposes indicated below:

- C** - Changed Regulation.
- D** - Delete or discontinue.
- I** - Increase to a rate.
- M** - Moved from another tariff location.
- N** - New.
- R** - Reduction to a rate.
- T** - Change in text but no change in rate or regulation.

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TARIFF FORMAT

A. Sheet Numbering - Sheet numbers appear in the upper right corner of the page. Sheets are numbered sequentially. However, new sheets are occasionally added to the tariff. When a new sheet is added between sheets already in effect, a decimal is added. For example, a new sheet added between sheets 14 and 15 would be 14.1.

B. Sheet Revision Numbers - Revision numbers also appear in the upper right corner of each page. These numbers are used to determine the most current sheet version on file with the Idaho Public Utilities Commission. For example, the 4th revised Sheet 14 cancels the 3rd revised Sheet 14. Because of various suspension periods, deferrals, etc. the Idaho Public Utilities Commission follows in its tariff approval process, the most current sheet number on file with the Commission is not always the tariff in effect. Consult the Check Sheet for the sheet currently in effect.

C. Paragraph Numbering Sequence - There are nine levels of paragraph coding. Each level of coding is subservient to its next higher level:

- 2.
- 2.1
- 2.1.1
- 2.1.1.A.
- 2.1.1.A.1.
- 2.1.1.A.1.(a)
- 2.1.1.A.1.(a).I.
- 2.1.1.A.1.(a).I.(i).
- 2.1.1.A.1.(a).I.(i).(1)

D. Check Sheets - When a tariff filing is made with the Idaho Public Utilities Commission, an updated Check Sheet accompanies the tariff filing. The Check Sheet lists the sheets contained in the tariff, with a cross reference to the current revision number. When new pages are added, the Check Sheet is changed to reflect the revision. All revisions made in a given filing are designated by an asterisk (*). There will be no other symbols used on this page if these are the only changes made to it (i.e., the format, etc. remain the same, just revised revision levels on some pages.) The tariff user should refer to the latest Check Sheet to find out if a particular sheet is the most current on file with the Idaho Public Utilities Commission.

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COMPETITIVE TELECOMMUNICATIONS SERVICE TARIFF

SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS

Access Line - An arrangement which connects the customer's location to a X2Comm, Inc. 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.

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

Call - A completed connection established between a calling station and one or more called stations.

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.

Company or Carrier - X2Comm, Inc., d/b/a DC Communications, unless otherwise clearly indicated by the context.

Holidays - The Company observes the following holidays for specific products: New Years Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day.

LEC - Local Exchange Company.

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SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS, CON'T.

Special Access Origination - Where originating access between the customer and the interexchange carrier is provided on dedicated circuits. The cost of these dedicated circuits is billed by the access provider directly to the end user.

Switched Access Origination - Where originating access between the customer and the interexchange carrier is provided on local exchange company Feature Group circuits and the connection to the customer is a LEC-provided business or residential access line. The cost of switched Feature Group access is billed to the interexchange carrier.

X2Comm, Inc. - Used throughout this tariff to mean X2Comm, Inc., d/b/a DC Communications, unless clearly indicated otherwise by the text.

Travel Card - A proprietary calling card offered by the Company which enables the Customer to use the Company's service by dialing a Company-provided access number.

V & H Coordinates - Geographic points which define the originating and terminating points of a call in mathematical terms so that the airline mileage of the call may be determined. Call mileage is used for the purpose of rating calls.

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COMPETITIVE TELECOMMUNICATIONS SERVICE TARIFF

SECTION 2 - RULES AND REGULATIONS

2.1 Undertaking of X2Comm, Inc.

X2Comm, Inc.'s services and facilities are furnished for communications originating at specified points within the State of Idaho under terms of this tariff.

X2Comm, Inc. undertakes to provide the services offered in this tariff in accordance with the terms and conditions set forth under this tariff. X2Comm, Inc. may act as the Customer's agent for ordering access connection facilities provided by other carriers or entities, when authorized by the Customer, to allow connection of a Customer's location to the X2Comm, Inc.. The Customer shall be responsible for all charges due for such service arrangement.

The Company's services and 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 facilities and equipment, or both facilities and equipment, and subject to the provisions of this tariff.
- 2.2.2** X2Comm, 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 this tariff, or in violation of the law.

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SECTION 2 - RULES AND REGULATIONS, CON'T.

2.2 Limitations, con't.

- 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 facilities provided under this tariff are directly controlled by X2Comm, Inc. and 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 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.

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SECTION 2 - RULES AND REGULATIONS, CON'T.

2.4 Liabilities of the Company

- 2.4.1** X2Comm, Inc.'s liability for damages arising out of mistakes, interruptions, omissions, delays, errors, or defects in transmission which occur in the course of furnishing service or facilities, in no event shall exceed an amount equivalent to the proportionate charge to the Customer for the period during which the faults in transmission occur.
- 2.4.2** The Company shall not be liable for claim or loss, expense or damage (including indirect, special or consequential damage), for any interruption, delay, error, omission, or defect in any service, facility or transmission provided under this tariff, if caused by any person or entity other than the Company, by any malfunction of any service or facility provided by any other carrier, by an act of God, fire, war, civil disturbance, or act of government, or by any other cause beyond the Company's direct control.
- 2.4.3** The Company shall not be liable for, and shall be fully indemnified and held harmless by Customer against any claim or loss, expense, or damage (including indirect, special or consequential damage) for defamation, libel, slander, invasion, infringement of copy-right or patent, unauthorized use of any trademark, tradename, or service mark, unfair competition, interference with or misappropriation or violation of any contract, proprietary or creative right, or any other injury to any person, property or entity arising out of the material, data, information, or other content revealed to, transmitted, or used by the Company under this tariff; or for any act or omission of the Customer; or for any personal injury or death of any person caused directly or indirectly by the installation, maintenance, location, condition, operation, failure, presence, use or removal of equipment or wiring provided by the Company, if not directly caused by negligence of the Company.

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SECTION 2 - RULES AND REGULATIONS, CON'T.

2.4 Liabilities, con't.

- 2.4.4** No agent or employee of any other carrier shall be deemed to be an agent or employee of the Company.
- 2.4.5** The Company shall not be liable for any defacement of or damages to the premises of a Customer resulting from the furnishing of service which is not the direct result of the Company's negligence.
- 2.4.6** The above tariff 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.

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SECTION 2 - RULES AND REGULATIONS, CON'T.

2.5 Company Policies

Service will be declined and/or terminated in accordance with the Idaho Public Utilities Commission's (Commission) Telephone Customer Relations Rules.

In the event that there is a dispute the Customer may contact the company at 1-866-330-4322 or the Customer can write to the Company at the following address: 270 South Main Street, Flemington, NJ 08822. If the Company and the Customer are not able to come to a resolution, the Customer may contact the Commission at 1-800-432-0369 or the Customer can write to the Commission at the following address 472 W Washington, Boise, ID 83702.

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SECTION 2 - RULES AND REGULATIONS, CON'T.

2.6 Deposits

The Company reserves the right to charge a deposit from a Customer when the Company believes that the Customer presents proof that the Company would be at risk of nonpayment from the Customer.

2.7 Taxes and Fees

2.71 All state and local taxes (i.e., gross receipts tax, sales tax, municipal utilities tax) are listed as separate line items on the Customer's bill and are not included in the quoted rates and charges set forth in this tariff.

2.7.2 To the extent that a municipality, other political subdivision or local agency of government, or Commission imposes upon and collects from the Company a gross receipts tax, occupation tax, license tax, permit fee, franchise fee, or regulatory fee, such taxes and fees shall, insofar as practicable and allowed by law, be billed pro rata to Customers receiving service from the Company within the territorial limits of such municipality, other political subdivision or local agency of government.

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SECTION 2 - RULES AND REGULATIONS, CON'T.

2.8 Terminal Equipment

The Company's facilities and service may be used with or terminated in Customer-provided terminal equipment or Customer-provided communications systems, such as a PBX, key system, or Pay Telephone. Such terminal equipment shall be furnished and maintained at the expense of the Customer, except as otherwise provided. The Customer is responsible for all costs at his or her premises, including personnel, wiring, electrical power, and the like, incurred in the use of the Company's service. When such terminal equipment is used, the equipment shall comply with the generally accepted minimum protective criteria standards of the telecommunications industry as endorsed by the Federal Communications Commission.

2.9 Installation

Service is installed upon mutual agreement between the Customer and the Company.

2.10 Payment for Service

The Customer is responsible for payment of all charges for services and equipment furnished to the Customer or to an Authorized User of the Customer by X2Comm, Inc.. All charges due by the Customer are payable to the Company or to the Company's authorized billing agent. Terms of payment shall be according to the rules and regulations of the billing agent and subject to the rules of regulatory agencies, such as the Idaho Public Utilities Commission. Any objections to billed charges must be reported to the Company or its billing agent. Adjustments to Customer's bills shall be made to the extent that circumstances exist which reasonably indicate that such changes are appropriate.

2.11 Cancellation by Customer

Customer may cancel service by providing 30 days written noticed to the Company.

2.12 Interconnection

Service furnished by X2Comm, Inc. may be connected with the services or facilities of other carriers. Such service or facilities, if used, are provided under the terms, rates, and conditions of the other carrier. The Customer is responsible for all charges billed by other carriers for use in connection with X2Comm, Inc.'s service. Any special interface equipment or facilities necessary to achieve compatibility between carriers is the responsibility of the Customer.

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SECTION 2 - RULES AND REGULATIONS, CON'T.

2.13 Refusal or Discontinuance by Company

X2Comm, Inc. may refuse or discontinue service under the following conditions provided that, unless otherwise stated, the Customer will be given 15 days notice to comply with any rule or remedy any deficiency:

- (a) For non-compliance with or violation of any State, municipal, or Federal law, ordinance, or regulation pertaining to telephone service.
- (b) For the use of telephone service for any other property or purpose other than that described in the application.
- (c) For neglect or refusal to provide reasonable access to the X2Comm, Inc. or its agents for the purpose of inspection and maintenance of equipment owned by X2Comm, Inc. or its agents.
- (d) For noncompliance with or violation of Commission regulations or X2Comm, Inc.'s rules and regulations on file with the Commission, provided seven (7) days' written notice is given before termination.
- (e) For nonpayment of bills, provided that suspension or termination of service shall not be made without seven (7) days written notice to the Customer, except in extreme cases.
- (f) Without notice in the event of Customer or Authorized User use of equipment in such a manner as to adversely affect X2Comm, Inc.'s equipment or service to others.

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SECTION 2 - RULES AND REGULATIONS, CON'T.

2.13 Refusal or Discontinuance, con't

- (g) Without notice in the event of tampering with the equipment or services owned by X2Comm, Inc. or its agents.
- (h) Without notice in the event of unauthorized or fraudulent use of service. Whenever service is discontinued for fraudulent use of service, X2Comm, Inc. may, before restoring service, require the Customer to make, at his or her own expense, all changes in facilities or equipment necessary to eliminate illegal use and to pay an amount reasonably estimated as the loss in revenues resulting from such fraudulent use.
- (i) Without notice by reason of any order or decision of a court or other government authority having jurisdiction which prohibits carrier from furnishing such services.
- (j) For periods of inactivity over sixty (60) days.

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SECTION 2 - RULES AND REGULATIONS, CON'T.

2.14 Interruption of Service

Credit allowances for interruptions of service which are not due to the Carrier's testing or adjusting, to the negligence of the Customer, or to the failure of channels, equipment or communications systems provided by the Customer, are subject to the general liability provisions set forth in Section 2.4 herein. It shall be the obligation of the Customer to notify carrier immediately of any interruption in service for which a credit allowance is desired by Customer. Before giving such notice, Customer shall ascertain that the trouble is not within his or her control, or is not in wiring or equipment, if any, furnished by Customer and connected to Carrier's terminal. Interruptions caused by Customer-provided or Carrier-provided automatic dialing equipment are not deemed an interruption of service as defined herein since the customer has the option of using the long distance network via local exchange company access.

Upon reasonable notice, the facilities provided by the Carrier shall be made available to the Carrier for tests and adjustments as may be deemed necessary by the Carrier for maintenance. No interruption allowance will be granted for the time during which such tests and adjustments are made.

2.15 Tests, Pilots, Promotional Campaigns and Contests

The Carrier may conduct special tests or pilot programs and promotions at its discretion to demonstrate the ease of use, quality of service and to promote the sale of its services. The Carrier may also waive a portion of all processing fees or installation fees for winner of contests and other occasional promotional events sponsored or endorsed by the Carrier. From time to time the Company may waive all processing fees for a Customer. A copy of all promotion offered by the Company will be provided to the Commission.

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SECTION 2 - RULES AND REGULATIONS, CON'T.

2.16 Reservation of Toll Free "800/888" Numbers

The Company will make every effort to reserve Toll Free "800/888" vanity numbers for customers, but makes no guarantee or warranty that the requested number(s) will be available.

2.17 Portability of Toll Free "800/888" Numbers

The Company will participate in porting Toll Free "800/888" numbers only if the account balance is zero and all charges incurred as a result of the Toll Free "800/888" number have been paid.

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COMPETITIVE TELECOMMUNICATIONS SERVICE TARIFF

SECTION 3 - DESCRIPTION OF SERVICE

3.1 Timing of Calls

3.1.1 Long distance usage charges are based on the actual usage of X2Comm, Inc.'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.

3.1.2 Minimum call duration is specified for each product in Section 4 of this tariff.

3.1.3 Unless otherwise specified in this tariff, after the initial minimum period usage is beyond the minimum call duration is measured and rounded to the next higher six second increment for billing purposes. The initial minimum period for each product is specified in Section 4 of this tariff.

3.2 Calculation of Distance

Usage charges for all mileage sensitive products are based on the airline distance between the serving wire center locations associated with the originating and terminating points of the call.

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SECTION 3 - DESCRIPTION OF SERVICE, CON'T.

3.2 Calculation of Distance, con't.

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 of the Customer's switch and the destination point.

Step 2 - Obtain the difference between the "V" coordinates of each of the serving wire centers. 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 serving wire centers of the call.

Formula:

$$\text{The square root of: } \frac{(V1-V2)^2 + (H1-H2)^2}{10}$$

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SECTION 3 - DESCRIPTION OF SERVICE, CON'T.

3.3 Residential Long Distance Plan (Applies to Switched and Dedicated Services)

This Residential long distance service applies to residential customers who access X2Comm, Inc. via local exchange company provided switched access line or a dedicated access line. Each call is billed in one-minute increments. The minimum call duration for billing purposes is one minute. No monthly recurring charge applies if the customer elects to receive their invoice via E-mail with the electronic payment option. Monthly recurring charges will apply if the customer elects any other option, as listed in Section 4. Monthly recurring charges apply to toll-free calling service.

3.4 Business Long Distance Plan (Applies to Switched and Dedicated Services)

This Business long distance service applies to business customers who access X2Comm, Inc. via local exchange company provided switched access line or a dedicated access line. The minimum call duration for billing purposes is thirty (30) seconds. Call timing is rounded up to the nearest six (6) second increment after the initial 30 seconds. No monthly recurring charge applies if the customer elects to receive their invoice via E-mail with the electronic payment option. Monthly recurring charges will apply if the customer elects any other option, in Section 4. Monthly recurring charges apply to toll-free calling service unless the Customer also subscribes to X2Comm, Inc. 1+ Business Long Distance Plan.

3.5 Switched Inbound Service

Switched Toll-Free Service provides an in-bound calling service to the Company's Customers. The Company's Customer is billed for each toll-free (i.e., 800/888) call, rather than the call originator. Calls terminate to the X2Comm, Inc. Customer via switched access lines. For billing purposes, call timing is rounded up to the nearest six (6) second increment after the initial minimum period of thirty (30) seconds for Business Customers, for Residential Customers, call timing is rounded up to the nearest full minute after the initial minimum period of one minute.

3.6 Dedicated Inbound Service

Dedicated Toll-Free Service provides an in-bound customer provided calling service to the Company's Customers. The Company's Customer is billed for each toll-free (i.e., 800/888) call, rather than the call originator. Calls terminate to the X2Comm, Inc. Customer via customer-provided dedicated access lines. For billing purposes, call timing is rounded up to the nearest six (6) second increment after the initial minimum period of thirty (30) seconds for Business Customers, for Residential Customers, call timing is rounded up to the nearest full minute after the initial minimum period of one minute.

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SECTION 4 - RATES

4.1 Contractual offerings

X2Comm, Inc. may negotiate with customers or prospective customers for the provision of any competitive telecommunications service and may offer or agree to provide such service on such terms and for such rates and charges as it deems reasonable, without regard to this tariff. Within ten (10) days of concluding such agreement, the Company shall file with the Idaho Public Utilities Commission any contract or memorandum of understanding which will include the rates, charges, practices, rules, or regulations applicable to the service.

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SECTION 4 - RATES, CON'T.

4.2 Residential Long Distance Plan

Residential 1+ Usage Rates	<u>InterLATA</u>	<u>IntraLATA</u>
Switched Per Minute Rate:	\$0.15	\$0.15
Dedicated Per Minute Rate:	\$0.10	\$0.10

No monthly recurring charge applies if the customer elects to receive their invoice via E-mail with the electronic payment option.

1+ Billing Option Descriptions With Monthly Recurring Charges

Online Call Detail 1: Paper remittance with summary and call detail online.

Online Call Detail 2: Summary invoice and paper remittance with call detail online.

Paper Invoice: Paper invoice with call detail, no call detail online.

Monthly Recurring Charges

Online Call Detail 1: \$1.00
 Online Call Detail 2: \$1.50
 Paper Invoice: \$2.00

Switched Toll-Free Usage Rates

	<u>InterLATA</u>	<u>IntraLATA</u>
Per Minute Rate:	\$0.15	\$0.15
Monthly Recurring Charge: \$8.95		

Dedicated Toll-Free Usage Rates

	<u>InterLATA</u>	<u>IntraLATA</u>
Per Minute Rate:	\$0.10	\$0.10
Monthly Recurring Charge \$8.95		

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Issued By:

Mark Pavol, Secretary/Treasurer
270 South Main Street
Flemington, NJ 08822

Effective: December 15, 2002

Idaho Public Utilities Commission
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COMPETITIVE TELECOMMUNICATIONS SERVICE TARIFF

SECTION 4 - RATES, CON'T.

4.3 Business Long Distance Plan

Business Usage Rates	<u>InterLATA</u>	<u>IntraLATA</u>
Switched Business Plan Per Minute Rate:	\$0.15	\$0.15
Dedicated Business Plan Per Minute Rate:	\$0.10	\$0.10

No monthly recurring charge applies if the customer elects to receive their invoice via E-mail with the electronic payment option.

1+ Billing Option Descriptions With Monthly Recurring Charges

Online Call Detail 1: Paper remittance with summary and call detail online.

Online Call Detail 2: Summary invoice and paper remittance with call detail online.

Paper Invoice: Paper invoice with call detail, no call detail online.

Monthly Recurring Charges

Online Call Detail 1: \$1.00
Online Call Detail 2: \$1.50
Paper Invoice: \$2.00

Switched Toll-Free Usage Rates

	<u>IntraLATA</u>	<u>InterLATA</u>
Per Minute Rate:	\$0.15	\$0.15
Monthly Recurring Charge: \$5.00*		

Dedicated Toll-Free Usage Rates

	<u>IntraLATA</u>	<u>InterLATA</u>
Per Minute Rate:	\$0.10	\$0.10
Monthly Recurring Charge \$5.00*		

*Monthly fee is waived when the customer is also presubscribed to X2Comm, Inc.'s Business 1+ plan

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COMPETITIVE TELECOMMUNICATIONS SERVICE TARIFF

SECTION 4 - RATES, CON'T.

4.4 Switched Inbound Rates

Rate Per Minute of Use

\$0.15

4.5 Dedicated Inbound Rates

Rate Per Minute of Use

\$0.10

4.6 Other Charges

Operator Assistance Fee: \$0.95 per call

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