

**TARIFF SCHEDULES APPLICABLE TO  
ALTERNATIVE OPERATOR SERVICES**

**NAMING**

**RATES, RULES AND REGULATIONS**

**GOVERNING OPERATIONS OF**

**AmeriVision Communications, Inc.**  
5900 Mosteller Drive, Suite 1850  
Oklahoma City, OK 73112  
405-600-3822  
800-800-7550

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Issued: November 4, 1999

Effective: December 5, 1999

Issued by:

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CHECK SHEET

Pages of this tariff, as indicated below, are effective as of the date shown at the bottom of the respective pages. Original and revised pages, as named below, comprise all changes from the original tariff and are currently in effect as of the date on the bottom of this page.

PAGE	REVISION	PAGE	REVISION
1	Original *	26	Original *
2	Original *		
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\* - indicates those pages includes with this filing

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**SYMBOLS**

The following are the only symbols used for the purposes indicated below:

- (C) - To signify a changed listing, rule or condition which may affect rates or charges.
- (D) - To signify discontinued material, including a listing, rate, rule or condition.
- (I) - To signify an increase in rates or charges.
- (M) - To signify material relocated from or to another part of this Tariff with no change in text, rate, rule or condition.
- (N) - To signify new material, including a listing, rate, rule or condition.
- (R) - To signify a reduction in rates or charges.
- (T) - To signify a change in the wording of the text, but no change in rate, rule or condition.
- (X) - To signify a correction or reissued matter.

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**TARIFF FORMAT**

- A. **Page Numbering** - Page numbers appear in the upper right corner of the page. Pages are numbered sequentially. However, new pages are occasionally added to the tariff. When a new page is added between pages already in effect, a decimal is added. For example, a new page added between pages 14 and 15 would be 14.1.
  
- B. **Page Revision Numbers** - Revision numbers also appear in the upper right corner of each page. These numbers are used to determine the most current page version on file with the ACC. For example, the 4th revised Page 14 cancels the 3rd revised Page 14. Because of various suspension periods, deferrals, etc. the ACC follows in their tariff approval process, the most current page number on file with the Commission is not always the tariff page in effect. Consult the Check Sheet for the page 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).
  
- D. **Check Sheets** - When a tariff filing is made, an updated check sheet accompanies the tariff filing. The Check Sheet lists the pages 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. remains 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 page is the most current on file with the Arizona Corporation Commission.

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**APPLICATION OF TARIFF**

This tariff contains the regulations and rates applicable to the furnishing of intrastate resale common carrier telecommunications service associated with the provision of operator services by AmeriVision Communications, Inc. ("AmeriVision") in the State of Arizona.

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**SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS**

**Access Line** - An arrangement which connects the Customer's location to an AmeriVision Communications, Inc. switching center or designated point of presence.

**AmeriVision** - Used throughout this tariff to mean AmeriVision Communications, Inc.

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

**Calling Card Call** - A billing arrangement by which a call may be charged to a valid telephone company-issued calling card.

**Carrier or Company** - Whenever used in this tariff, "Carrier" or "Company" refers to Operator Service Company, unless otherwise specified or clearly indicated by the context.

**Collect Call** - A billing arrangement by which the charge for a call may be charged to the called party, provided the called party accepts the charge.

**Commercial Credit Card Call** - A billing arrangement by which a call may be charged to an authorized credit card number, such as MasterCard or VISA.

**Commission** - The Arizona Corporation Commission.

**Customer Dialed Calling Card Call** - A service whereby the End User dials all of the digits necessary to route and bill the call.

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**SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS, (CONT'D.)**

**Customer or End User** - 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.

**Holidays** - The Company observes the following holidays: New Year's Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

**LATA** - Local Access and Transport Area.

**Operator Dialed Surcharge** - This charge applies to calls when the user dials "00" only and any valid company operator access code and requests that the operator dial the destination number.

**Operator Station Call** - A service whereby the originating Customer requests the assistance of a Company Operator to place or bill the call. Calls billed collect or to a telephone company issued Calling Card, to an authorized Commercial Credit Card, or to a Third Party are Operator Station Calls unless the call is placed on a Person-to-Person basis.

**Person-to-Person Call** - A service whereby the person originating the call specifies to the Company operator a particular person to be reached, a particular mobile station, a particular station, room number, department, or office to be reached through a PBX attendant.

**Subscriber** - The person, firm, partnership, corporation, or other entity who owns, leases, or manages the telephone, PBX, or other switch vehicle from which a Customer places a call utilizing the services of the Company.

**Third Party Billing** - A billing arrangement by which the charges for a call may be billed to a telephone number that is different from the calling number and the called number.

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**SECTION 2 - RULES AND REGULATIONS**

**2.1 Undertaking of the Company**

AmeriVision is a resale common carrier providing interexchange telecommunications services to Customers within the State of Arizona.

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

**2.2 Limitations**

- 2.2.1 AmeriVision offers interLATA telecommunications services in Arizona.
- 2.2.2 Service is offered subject to the availability of the necessary facilities or equipment, and subject to the provisions of this tariff.
- 2.2.3 The Company reserves the right to discontinue service when necessitated by conditions beyond its control, or when the Customer or Subscriber is using the service in violation of the provisions of this tariff, or in violation of the law.
- 2.2.4 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.
- 2.2.5 Intrastate Directory Assistance Service is not included in the Company's service offering.
- 2.2.6 The Company reserves the right to discontinue service, when any governmental or regulatory condition imposed upon AmeriVision materially and negatively impacts the financial viability of the service as determined by AmeriVision in its best business judgment.

**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, (CONT'D.)**

**2.4 Liability**

- 2.4.1** 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.
- 2.4.2** The Company shall not be liable for, and shall be fully indemnified and held harmless by Customer and Subscriber against any claim of loss, expense, or damage (including indirect, special or consequential damage) for defamation, libel, slander, invasion, infringement of copyright 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 Subscriber; 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.
- 2.4.3** The Company shall not be liable for any defacement of or damages to the premises of a Subscriber resulting from the furnishing of service which is not the direct result of the Company's negligence.
- 2.4.4** The Company will provide credit on charges disputed by Customer in writing that are verified as incorrect by Company. If objection in writing is not received by Company within a reasonable period of time after bill is rendered (as determined by current law and regulatory policy), the account shall be deemed correct and binding upon the Customer.

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**ORIGINAL****SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.5 Installation and Termination**

Service is installed upon contractual agreement between the Subscriber and the Company. The contractual agreement specifies the terms and conditions of installation, termination of service, commission structure, and commission payment schedule. The service contract does not alter rates specified in the tables and schedules contained in this tariff. Service contracts do not apply to End Users.

**2.6 Notice Information**

Subscribers of AmeriVision's service who make AmeriVision's service available to the public are required to post notice on or near each telephone used to access its services. Such notice must include: the Company's name, address, toll-free telephone number for inquiries, dialing instructions, an indication that the Company's rates apply, a statement that the calling card carrier will not carry the call, description of complaint procedures, a statement that the end user has the right to access their carrier of choice, and any location-specific surcharges.

**2.7 Noncompliance by Subscribers**

In instances where the Company finds that a Subscriber is not in compliance with information posting and notice requirements of the Arizona Corporation Commission, the Company will contact the Subscriber and request compliance. If, after the above steps are taken, the Subscriber refuses to comply with the Commission's rules, the Company will terminate service to the Subscriber.

**2.8 Terminal Equipment**

Carrier's facilities and service may be used with or terminated in Subscriber provided terminal equipment or Subscriber provided communications systems, such as a PBX or pay telephone. Such terminal equipment shall be furnished and maintained at the expense of the Subscriber, except as otherwise provided. The Subscriber is responsible for all costs at his/her premises, including Subscriber personnel, wiring, electrical power, and the like, incurred in his/her use of Carrier's services. When such terminal equipment is used, the equipment shall comply with the generally accepted minimum protective criteria standards of the telecommunications industry.

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

**2.9 Payment for Service and Credit Allowance**

**2.9.1 Payment for Service**

All charges due by the Customer are payable to any agency duly authorized to receive such payments. The billing agency may be AmeriVision, a local exchange telephone company or credit card company. Terms of payment shall be according to the rules and regulations of the billing agency. Any objection to billed charges should be promptly reported to the Company's billing agent. Adjustments to Customer's bills shall be made to the extent that records are available and circumstances exist which reasonably indicate that such charges are appropriate. AmeriVision shall not cause local service to be terminated for an End User's failure to pay for operator services provided by the Company.

**2.9.2 Taxes and Fees**

Any governmental assessments, fees, licenses, or other similar taxes or fees imposed upon the Company shall be added pro rata, insofar as practical, to the rates and charges stated in the Company's rate schedules. Company shall add to the bills of Customers an amount sufficient to recover any such tax or fee.

**2.10 Deposits**

The Company does not normally collect deposits from customers. However, deposits may be required from customers whose credit history is unacceptable or unavailable.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.11 Advance Payments**

The Company reserves the right to require an advance payment not to exceed one month's estimated charges. Any such payment will be applied against the next month's charges and, if necessary, a new advance payment may be collected for the next month.

In the event that the Company collects an advance payment, all rules and regulations of the Commission apply pertaining to advance payments will apply.

**2.12 Third Party Billing**

To protect against fraud, AmeriVision reserves the right to refuse to accept third party billed calls at its discretion.

**2.13 Access to Other Carriers**

Neither the Company nor its Subscribers may block access to other certificated carriers unless a waiver is granted by the Arizona Corporation Commission.

**2.14 Access Charges**

The Company, either directly or indirectly through its underlying carriers, will pay intrastate access charges for use of local exchange company facilities when completing intrastate Arizona calls.

**2.15 Call Splashing**

Pursuant to A.A.C. R-14-2-1008, the Company will not transfer calls to another carrier unless the rating and billing information for the call will properly reflect the originating and terminating points of the call. If such transfers are not possible, the Company will inform the caller that the call cannot be completed and that the preferred carrier may be reached via an access code or toll-free customer service number. If such a transfer occurs, it will be made at no charge to the end user.

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

**2.16 Complaint Procedures**

Customer complaints and inquiries regarding their bills may be directed to the toll-free number provided by the billing agent on the bill. In addition, inquiries and complaints may also be directed to:

Customer Service Manager  
AmeriVision Communications, Inc.  
5900 Mosteller Drive, Suite 1850  
Oklahoma City, OK 73112  
Toll Free: (800) 800-7550

If not satisfied with the Company's response, customers may contact:

Consumer Service Section  
Arizona Corporation Commission  
1200 West Washington Street  
Phoenix, AZ 85007  
Telephone: (602) 542-4251

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### SECTION 3 - DESCRIPTION OF SERVICES

#### 3.1 General

AmeriVision provide operator assisted calling services. Intrastate service is offered in conjunction with interstate service. For all operator assisted calls, a per-call service charge applies in addition to usage charges.

#### 3.2 Timing of Calls

3.2.1 Long distance usage charges are based on usage of AmeriVision's service.

3.2.2 No charge applies for incomplete calls.

3.2.3 The minimum call duration and initial period for billing proposed is one minute.

3.2.4 Chargeable time for a call ends upon disconnection by either party.

3.2.5 AmeriVision's underlying carrier will determine that an initiated call has been answered by signal from the local exchange carrier or other generally accepted industry standards.

3.2.6 Unless other wise specified in this tariff, for billing purposes, usage is measured and rounded to the next higher full minute.

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**SECTION 3 - DESCRIPTION OF SERVICES, (CONT'D.)****3.3 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. 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 Subscriber'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 difference 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 squares 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 Serving Wire Centers.

Formula:

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

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SECTION 3 - DESCRIPTION OF SERVICES, (CONT'D.)

3.4 AmeriVision Operator Services

AmeriVision provides telecommunications service, including operator assisted services. Charges for calls are based on mileage, call duration and time of day. Calls are rounded to the next higher full minute for billing purposes.

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**SECTION 3 - DESCRIPTION OF SERVICES, (CONT'D.)**

**3.4 AmeriVision Operator Services, (Cont'd.)**

**3.4.1 Operator Service Charges**

Appropriate operator services or special billing charges are billed on a per call basis. The following charges apply to each call as specified below:

**(A) Calling Card/Commercial Credit Card**

This charge applies in addition to per minute usage charges when a call (other than Person-to-Person) is billed to a telephone company-issued calling card or commercial credit card.

**(B) Operator Station Charge**

This charge applies in addition to other per minute usage charges for station-to-station calls placed with operator assistance. Calls may be billed to the called party (collect), to a calling card, to a credit card, or to another telephone number (third number billing).

**(C) Person-to-Person Charge**

This charge applies in addition to other per minute usage charges for calls whereby the person originating the call specifies a particular person, station, room number, department, or office to be reached. A Person-to-Person call may be billed to the called party, a third number, a telephone company-issued calling card, or a commercial credit card.

**(D) Operator Dialed Service Charge**

This charge applies in addition to other operator service charges and per minute usage charges when the customer has the capability of dialing the destination telephone number, but elects to have the operator dial the number instead.

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**SECTION 3 - DESCRIPTION OF SERVICES, (CONT'D.)**

**3.4 AmeriVision Operator Services, (Cont'd.)**

**3.4.2 Subscriber Surcharge**

This surcharge is imposed by Subscribers to be paid by the End User for the use of Subscriber's telephone equipment and other facilities in obtaining access to AmeriVision's services. The maximum allowable Subscriber Surcharge is specified in Section 4 of this tariff. This surcharge applies in addition to the operator service charges specified in Section 3.3.1 of this tariff.

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**SECTION 4 - RATES****4.1 General**

Each End User is charged individually for each call placed through the Carrier. Charges are computed on an airline mileage basis as described in Section 3.3 of this tariff. The minimum call duration for billing purposes is three minutes. An additional minute period charge applies to each full and fractional minute beyond the initial period.

**4.2 Application of Rates and Charges**

- 4.2.1** Rates and charges specified for services offered under this Tariff are maximums. Any change to a rate or charge at or below the maximum level shall not be construed as an application to increase rates. The rates and charges applicable at any given time are covered in a price list furnished to the Arizona Corporation Commission by this Carrier.
- 4.2.2** Not less than 14 days prior to the effective date of any changes in the rates and charges, the Carrier will furnish the Commission a new price list reflecting the changed rates and charges. New Tariff pages would be filed with the Commission for approval only when increasing maximum levels.

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**SECTION 4 - RATES, (CONT'D.)**

**4.3 Rate Periods used in Application of Rates**

Discounts may apply to measured usage charges for calls occurring at certain times of day. The appropriate rates apply for day, evening and night/weekend calls based on the following chart:

	MON	TUES	WED	THUR	FRI	SAT	SUN	
8:00 AM TO 5:00 PM *	DAYTIME RATE PERIOD							
5:00 PM TO 11:00 PM *	EVENING RATE PERIOD							EVE
11:00 PM TO 8:00 AM *	NIGHT/WEEKEND RATE PERIOD							

\* to, but not including

**4.4 Emergency Calls**

No charges apply to emergency calls placed to recognized emergency agencies.

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**SECTION 4 - RATES, (CONT'D.)**

**4.5 AmeriVision Operator Services**

Calls are billed in full minute increments after an initial minimum period of three (3) minutes.

**4.5.1 Intrastate Usage Rates**

MILEAGE BAND	DAY		EVENING		NIGHT/WEEKEND	
	INITIAL MINUTE	EACH ADD'L	INITIAL MINUTE	EACH ADD'L	INITIAL MINUTE	EACH ADD'L
All bands	\$0.3000	\$0.3000	\$0.3000	\$0.300	\$0.3000	\$0.3000

**4.5.2 Operator Service Charges**

The following per-call charges apply in addition to per minute usage rates when applicable. These charges apply in all rate periods.

Customer Dialed Calling Card	\$1.50
Operator Dialed Calling Card	\$2.30
Operator-Station	\$2.30
Person-to-Person	\$4.50

The following per-call charge applies in addition to the Operator Service Charges above when operator assistance is used to dial the destination telephone number.

Operator Dialed Surcharge - Customer Dialed	\$1.30
Operator Dialed Surcharge - Operator Dialed	\$1.50

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**SECTION 4 - MISCELLANEOUS SERVICES**

**4.1 Late Payment Charge**

A late fee of 1.5% per month will be charged on any past due balance.

**4.2 Return Check Charge**

A return check charge of \$20.00 will be assessed for checks returned for insufficient funds. Any applicable return check charges will be assessed according to the terms and conditions of this tariff and pursuant to Alabama law and Commission regulations.

**4.3 Directory Assistance**

Directory Assistance is available to Customers of AmeriVision service. A Directory Assistance charge applies to each call to the Directory Assistance Bureau. Up to two requests may be made on each call to Directory Assistance. The Directory Assistance charge applies to each call regardless of whether the Directory Assistance Bureau is able to furnish the requested telephone number.

Directory Assistance, Per Call \$0.75

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**SECTION 5 - PROMOTIONS**

**5.1 Promotions - General**

From time to time the Company shall, at its option, promote subscription or stimulate network usage by offering to waive some of all of the nonrecurring or recurring charges for the Customer (if eligible) of target services for a limited duration, not to exceed 90 days, or by offering premiums or refunds of equivalent value. Such promotions shall be made available to all similarly situated Customers in the target market area. All promotions will be filed with and approved by the Commission prior to offering them to Customers.

**5.2 Demonstration of Calls**

From time to time the Company shall demonstrate service by providing free test calls of up to four minutes duration over its network.

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5900 Mosteller Drive, Suite 1850  
Oklahoma City, OK 73112

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**SECTION 6 - CONTRACT SERVICES**

**6.1 General**

At the option of the Company, service may be offered on a contract basis to meet specialized requirements of the Customer not contemplated in this tariff. Contract Services are subject to the Alabama Public Service Commission's review. The terms of each contract shall be mutually agreed upon between the Customer and Company and may include discounts off of rates contained herein, waiver of recurring or nonrecurring charges, charges for specially designed and constructed services not contained in the Company's general service offerings, or other customized features. The terms of the contract may be based partially or completely on the term and volume commitment, type of originating or terminating access, mixture of services or other distinguishing features. Service shall be available to all similarly situated Customers for six months after the initial offering to the first contract Customer for any given set of terms.

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