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FAX (813) 221-1854 CABLE GRANDLAW

PLEASE REPLY TO:

TALLAHASSEE

September 23, 1996

#### HAND DELIVERED

Blanca S. Bayo, Director Division of Records and Reporting 101 E. Gaines Street Tallahassee, Florida 32301

> Docket No. 961156-TP , In re: Change of name from ICG Access Services, Inc. to ICG Telecom Group

Dear Ms. Bayo:

I am enclosing for appropriate distribution and processing a Notice of Name Change and the amended tariff of ICG Telecom Group, Inc. The filing also includes a copy of the certification of the change of name from the Secretary of State. Based on my conversation with Ms. Flynn, I am including the original and 5 copies. Please contact me if you need any additional information.

	Tha	ank you for your assistance.	
ACK	_/_		Sincerely,
AFA	-		Ja a. M. Stothan
APP			Joseph A. McGlothlin
CAF			
CMU	JAM/jei		
CTR	Enclosu	res	
EAG	*****		
LEG	-	RECEIVED & FILED	
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OPC		- Kay Deep	
RCH		EPSC-BUREAU OF RECORDS	BOOLULEUT INVESTOR
SEC	***************************************		DOCUMENT NUMBER-E
WAS			10136 SEP 23

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10136 SEP 23 H

FPSO-RECORDS/REPORTING

### PROFIT CORPORATION

# APPLICATION BY FOREIGN PROFIT CORPORATION TO FILE AMENDMENT TO APPLICATION FOR AUTHORIZATION TO TRANSACT BUSINESS IN FLORIDA (Pursuant to s. 607.1504, F.S.)

#### SECTION I (1-3 MUST BE COMPLETED)

	Name of corporation a	Services, Inc.	rds of the Department of	State.	
2	Colorado Incorporated under laws of	3	May 17, 199 Date authorized to	do business in Florid	3
	(4-7 COMPL	SECTION I	I LICABLE CHANGES)		
If the arr	nendment changes the name of the	corporation, when	was the change effec	cted under the law	s of
	diction of incorporation?				
contained	orporation after the amendment, adding in new name of the corporation.  mendment changes the period of d		w period of duration	SECRETARY OF STATE OF TALLAHASSEE, FLORIDA To appropriate of the state	FILED 96 JUN 17 AM IO: 25
7. If the ar	nendment changes the jurisdiction		ndicate new jurisdic		ID: 25
	Martin E. Freidel		Vice Pr	esident	

#### BEFORE THE FLORIDA PUBLIC SERVICE COMMISSION

FILE COPY

In re: Change of Name from ICG Access Services, Inc. to ICG Telecom Group, Inc. Docket No. Filed: September 23, 1996

## NOTICE OF CHANGE OF NAME AND REQUEST FOR APPROVAL OF AMENDED TARIFF

NOTICE is hereby given that the name of ICG Access Services, Inc. has been changed to ICG Telecom Group, Inc.

Attached hereto are the original and 5 copies of an amended tariff reflecting the name change, and certain additional non-substantive editorial changes, which are also shown in legislature format. ICG Telecom Inc. respectfully requests the Commission to approve the amended tariff. Until the amended tariff has been approved, ICG Telecom Group, Inc. will continue to apply the terms and conditions of the existing tariff, which contains the same substantive terms and conditions.

Joseph A. McGlothlin McWhirter, Reeves, McGlothlin Davidson, Rief & Bakas, P.A. 117 S. Gadsden Street Tallahassee, Florida 32301 (904) 222-2525

Attorneys for ICG Telecom Group, Inc.

IOI36 SEP 23 # FPSC-RECORDS/REPORTING

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#### TITLE SHEET

#### FLORIDA TELECOMMUNICATIONS TARIFF

This Tariff contains the descriptions, regulations, and rates applicable to the furnishing of service and facilities for telecommunications services provided by ICG Telecom Group, Inc., with principal offices at 200 Ocean Avenue, Suite 203, Melbourne, Florida 32951. This Tariff applies to services furnished within the state of Florida. This Tariff is on file with the Florida Public Service Commission ("FPSC"), and copies may be inspected, during normal business hours, at the Company's principal place of business.

Issued: September 23, 1996 Effective:

#### CHECK SHEET

Sheets 1 through 14, inclusive, of this Tariff are effective 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 on the bottom of this page.

Т

SHEET	REVISIO
1	First *
1.1	First *
2	First *
3	First *
4	First *
5	First *
6	First *
7	First *
8	First *
9	First *
10	First *
11	First *
12	First *
13	First *
14	First *

Issued: September 23, 1996

Effective:

#### TABLE OF CONTENTS

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Section 1 - Technical Terms and Abbreviations	5
Section 2 - Rules and Regulations	6
Section 3 - Description of Service	10
Section 4 - Rates	14

Issued: September 23, 1996

Effective:

#### SYMBOLS

The	follow	ing are the only symbols used in this Tariff and serve the purposes indicated	Т
belo		ing are the only symbols used in this Tariff and serve the purposes marenes	
D		Delete or Discontinue	
I	-	Change Resulting in an Increase to a Customer's Bill	M
M	-	Moved from Another Tariff Location	
N	-	New	
R	-	Change Resulting in a Reduction to a Customer's Bill	M
Т		Change in Text or Regulation But No Change in Rate or Charge	M

Issued: September 23, 1996

Effective:

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#### TARIFF FORMAT

- A. <u>Sheet Numbering</u> 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 appear in the upper right corner of the page. These numbers are used to determine the most current sheet version on file with the FPSC. For example, the 4th Revised Sheet 14 cancels the 3th Revised Sheet 14. Because of the various suspension periods, deferrals, etc., the FPSC follows in their tariff approval process, the most current sheet number on file with the Commission is not always the tariff page in effect. Consult the Check Sheet for the sheet currently in effect.
- C. <u>Paragraph Numbering Sequence</u> There are nine levels of sequential paragraph coding:
  - 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)

<u>Check Sheets</u> - When a tariff filing is made with the FPSC, 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. remains the same, just changed revisions for 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 FPSC.

Issued: September 23, 1996

Effective:

#### SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS

Access Line - An arrangement which connects the customer's location to an ICG Telecom Group, Inc. network switching center.	Т
Authorization Code - A numerical code, one or more of which are available to a customer to enable him/her to access the carrier, which are used by the carrier both to prevent unauthorized access to its facilities and to identify the customer for billing purposes.	Т
Company or Carrier - ICG Telecom Group, Inc.	Т
<u>Customer</u> - The person, firm, corporation or other entity which orders service and is responsible for payment of charges due and for compliance with the Company's tariff regulations.	
Day - From 8:00 AM up to but not including 5:00 PM local time Monday through Friday.	
Evening - From 5:00 PM up to but not including 11:00 PM local time Monday through Friday.	
Holidays - ICG Telecom Group, Inc.'s recognized holidays are New Year's Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day.	Т
Night/Weekend - From 11:00 PM up to but not including 8:00 AM local time Sunday through Friday, and 8:00 AM Saturday up to but not including 5:00 PM Sunday.	

Issued: September 23, 1996 Effective:

2.1	Undertaking of ICG Telecom Group, Inc.					
	teleco	elecom Group, Inc.'s services and facilities are furnished for mmunications originating at specified points within the State of Florida the terms and conditions of this Tariff.	Т			
	servic under	elecom Group, Inc. installs, operates, and maintains the communication es provided hereunder in accordance with the terms and conditions set forth this Tariff. It may act as the customer's agent for ordering access ction facilities provided by other carriers or entities when authorized by the	T T			
		ner, to allow connection of a customer's location to the ICG Telecom	T			
	Group	o, Inc. network. The customer shall be responsible for all charges due for service arrangement.	T			
	ordere	ompany's services and facilities are provided on a monthly basis unless and on a longer term basis, and are available twenty-four hours per day, seven per week.				
2.2	Limita	Limitations				
	2.2.1	Service is offered subject to the availability of facilities and the provisions of this Tariff.	7			
	2.2.2	ICG Telecom Group, Inc. reserves the right to discontinue furnishing service, or limit the use of service necessitated by conditions beyond its control; or when the customer is using service in violation of the law or the provisions of this Tariff.	7			
	2.2.3	All facilities provided under this Tariff are directly controlled by ICG Telecom Group, Inc. and the customer may not transfer or assign the use of service or facilities, except with the express written consent on the Company. Such transfer or assignment shall only apply where there is no	1			
		interruption of the use or location of the service or facilities.				

Issued: September 23, 1996 Effective:

	SECTION 2 -	RULES AND REGULATIONS			
Limita	Limitations (Cont.)				
2.2.4	assignment or transfe Tariff shall apply to	er. All regulations and conditions contained in this all such permitted assignees or transferees as well as	Т		
Limita	ions of the Company				
2.3.1	3.1 ICG Telecom Group, Inc.'s liability for damages arising out of mistakes, interruptions, omissions, delays, errors, or defects in the transmission occurring in the course of furnishing service or facilities, and not caused by the negligence of its employees or its agents, in no event shall exceed an amount equivalent to the proportionate charge to the customer for the period during which the aforementioned faults in transmission occur.				
2.3.2	2.3.2 ICG Telecom Group, Inc. shall be indemnified and held harmiess by the customer against:				
	of the materia	d, data, information, or other content transmitted eyer	Т		
	in connection	with any service or facility provided by ICG	т		
Interruption of Service					
2.4.1	the Company's testing to the failure of changare subject to the gen	g or adjusting, negligence of the customer, or nels or equipment provided by the customer, eral liability provisions set forth in 2.3.1 herein.	Т		
	2.2.4 Limitat 2.3.1	Limitations (Cont.)  2.2.4 Prior written permiss assignment or transfer Tariff shall apply to a all conditions for service.  Limitations of the Company  2.3.1 ICG Telecom Group, interruptions, omissic occurring in the course by the negligence of an amount equivalent period during which the customer against:  (A) Claims for lib of the materia the Company  (B) All other claim in connection Telecom Group Telecom T	<ul> <li>2.2.4 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 for service.</li> <li>Limitations of the Company</li> <li>2.3.1 ICG Telecom Group, Inc.'s liability for damages arising out of mistakes, interruptions, omissions, delays, errors, or defects in the transmission occurring in the course of furnishing service or facilities, and not caused by the negligence of its employees or its agents, in no event shall exceed an amount equivalent to the proportionate charge to the customer for the period during which the aforementioned faults in transmission occur.</li> <li>2.3.2 ICG Telecom Group, Inc. shall be indemnified and held harmless by the customer against: <ul> <li>(A) Claims for libel, slander, or infringement of copyright arising out of the material, data, information, or other content transmitted ever the Company's facilities;</li> <li>(B) All other claims arising out of any act or omission of the customer in connection with any service or facility provided by ICG Telecom Group, Inc.</li> </ul> </li> <li>Interruption of Service</li> </ul>		

Issued: September 23, 1996 Effective:

#### 2.4 Interruption of Service (Cont.)

Company immediately of any interruption in service for which a credit allowance is desired. Before giving such notice, the customer shall ascertain that the trouble is not being caused by any action or omission by the customer within his control, or is not in wiring or equipment, if any, furnished by the customer and connected to the Company's facilities.

- 2.4.2 For purposes of credit computation, every month shall be considered to
- 2.4.3 No credit shall be allowed for an interruption of a continuous duration of less than two hours.
- 2.4.4 The customer shall be credited for an interruption of two hours or more at the rate of 1/720<sup>th</sup> of the monthly charge for the facilities affected for each hour or major fraction thereof that the interruption continues.

Credit Formula:

have 720 hours.

$$Credit = \underbrace{A}_{720} \times B$$

"A" - outage time in hours

"B" - total monthly charge for affected facility

#### 2.5 Restoration of Service

The use and restoration of service shall be in accordance with the priority system specified in Part 64, Subpart D of the Rules and Regulations of the Federal Communications Commission.

Issued: September 23, 1996 Effective:

Regina A. LaCroix, Esq. Director, Government Affairs 9605 E. Maroon Circle Englewood, CO 80112 Т

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#### SECTION 2 - RULES AND REGULATIONS

#### 2.6 Deposits

The Company does not require a deposit from the customer.

#### 2.7 Advance Payments

For customers whom the Company feels an advance payment is necessary, ICG Telecom Group, Inc. reserves the right to collect an amount not to exceed one (1) month's estimated charges as an advance payment for service. This will be applied against the next month's charges and if necessary a new advance payment will be collected for the next month.

#### 2.8 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.

Issued: September 23, 1996 Effective:

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#### SECTION 3 - DESCRIPTION OF SERVICE

#### 3.1 Timing of Calls

The customer's long distance usage charge is based on the actual usage of ICG Telecom Group, Inc.'s network. Usage begins when the called party picks up the receiver. When the called party picks up is determined by hardware answer supervision in which the local telephone company sends a signal to the switch or the software using audio tone detection. When software answer supervision is employed, up to 60 seconds of ringing is allowed before it is billed as usage of the network. A call is terminated when the calling or called party hangs up.

#### 3.2 Calculation of Distance

Usage charges for all mileage sensitive products are based on the airline distance between rate centers associated with the originating and terminating points of the call.

The airline mileage between rate centers is determined by applying the formula below to the vertical and horizontal coordinates associated with the rate centers involved. The Company uses the rate centers and associated vertical and horizontal coordinates that are produced by Bell Communications research in their NPA-NXX V&H Coordinates Tape and Bell's NECA Tariff No. 4.

FORMULA:

$$\sqrt{\frac{(V1-V2)^2+(H1-H2)^2}{10}}$$

Issued: September 23, 1996 Effective:

#### SECTION 3 - DESCRIPTION OF SERVICE

#### 3.2 Calculation of Distance (Cont.)

EXAMPLE: Distance between Miami and New York City -

Miami	8,351	529
New York	4.997	1,406
Difference	3,354	- 879

Take square root and round = 
$$1,202,196 = 1,096.4$$
  
=  $1,097$  miles

#### 3.3 Minimum Call Completion Rate

A customer can expect a call completion rate on not less than 90% duing peak use for all Feature Group D ("FGD") services (1+ dialing).

#### 3.4 Service Offerings

#### 3.4.1 Message Telecommunications Service

Message Telecommunications Service applies to all calls made between two or more rate centers when the calling person dials the telephone number of the called party without the assistance of an operator, and the call is billed to the calling number.

Issued: September 23, 1996 Effective:

Regina A. LaCroix, Esq. Director, Government Affairs 9605 E. Maroon Circle Englewood, CO 80112 T

#### 3.4.2 Directory Assistance Service

Directory Assistance Service, as offered by the Company, allows customers to request information from Directory Assistance records. A Directory Assistance charge applies to each request. Customers are charged when they obtain the requested information or when the information is unlisted, non-published, or no record can be found. Customers are allowed a maximum of two requests for information per call.

Those customers having Company approved certification, having a visual, physical or learning disability that prevents use of a telephone directory are exempt, as a reasonable accommodation associated with their disability, from the charges for Directory Assistance calls for up to and including 50 calls per monthly billing cycle. This exemption applies to calls billed to one residential telephone line per certified customer and applies to Directory Assistance calls for personal use only. Calls in excess of 50 will be billed the tariffed Directory Assistance charge.

#### 3.5 Discounts for Hearing Impaired Customers

Intrastate toll message rates for hearing impaired customers, when using a telecommunications device for the deaf (TDD) by properly certified business establishments or individuals equipped with TDDs for communications with hearing or speech impaired persons, shall be evening rates for daytime calls and night rates for evening and night calls.

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Issued: September 23, 1996 Effective:



## 3.6 Operation of Telecommunications Relay Service

Intrastate toll calls received from the relay service, each local exchange and interexchange telecommunications company billing relay call will be discounted by fifty percent (50%) of the applicable rate for a voice nonrelay call except that where either the calling or called party indicates that either party is both hearing and visually impaired, the call will be discounted sixty percent (60%) off the applicable rate for voice nonrelay call. The above discounts apply only to time-sensitive elements of a charge for the call and shall not apply to per call charges such as a credit card surcharge.

Issued: September 23, 1996

Effective:

#### **SECTION 4 - RATES**

#### 4.1 Message Telecommunications Service

1832	DAY		EVENING		NIGHT/WEEKEND	
RATE MILEAGE	INITIAL MINUTE	ADDT'L MINUTE	INITIAL MINUTE	ADDT'L MINUTE	INITIAL MINUTE	ADDT'L MINUTE
1-10	\$0.1900	\$0.0900	\$0.1425	\$0.0675	\$0.0950	\$0.0450
11-22	0.2600	0.1600	0.1950	0.1200	0.1350	0.0800
23-55	0.2700	0.2160	0.2025	0.1610	0.1550	0.1150
56-124	0.2700	0.2200	0.2025	0.1660	0.1595	0.1190
125-292	0.2700	0.2250	0.2025	0.1684	0.1620	0.1240
293-480	0.2700	0.2300	0.2025	0.1723	0.1635	0.1240
431-624	0.2700	0.2300	0.2025	0.1725	0.1670	0.1290

Rates are per minute.

#### 4.2 Directory Assistance

A Directory Assistance charge applies as follows:

Rate

Each Call \$0.40

Issued: September 23, 1996 Effective:

### TITLE SHEET

#### FLORIDA TELECOMMUNICATIONS TARIFF

This <u>T</u>tariff contains the descriptions, regulations, and rates applicable to the furnishing of service and facilities for telecommunications services provided by ICG <u>Telecom Group</u>, <u>Access Services</u>, Inc., with principal offices at 200 Ocean Avenue, Suite 203, Melbourne, Florida 32951. This <u>T</u>tariff applies <u>to for services furnished within the state of Florida</u>. This <u>T</u>tariff is on file with the Florida Public Service Commission ("FPSC"), and copies may be inspected, during normal business hours, at the Company's principal place of business

Issued: March 3, 1995 September 23, 1996 Effective:

Gary D. Bunjer, President Regina A. LaCroix, Esq. ICG Access Services, Inc. Director, Government Affairs 200 Ocean Avenue, Suite 203-9605 E. Maroon Circle Melbourne, Florida 32951-Englewood, CO 80112.

#### CHECK SHEET

Sheets 1 through 14, inclusive, of this <u>T</u>tariff are effective 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 on the bottom of this page.

SHEET	REVISION
1	Revised First
1.1	Revised First
2	Original First
3	Original First
4	Original First
5	Original First
6	Original First
7	Original First
8	Original First
9	Original First
10	Original First
11	Original First
12	Revised First
13	Revised First
14	Original First

Issued:	March 3, 1995	
	September 23, 1996	

Effective:

Gary D. Bunjer, President Regina A. LaCroix ICG Access Services, Inc. Director, Government Affairs 200 Ocean Avenue, Suite 203-9605 E. Maroon Circle Melbourne, Florida 32951 Englewood, CO 80112.

## ICG TELECOM GROUP ACCESS SERVICES, INC. FIRST REVISED ORIGINAL SHEET 2 CANCELS ORIGINAL SHEET 2

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Section 4 - Rates	14

Issued: January 4, 1995 September 23, 1996 Effective:

Gary D. Bunjer, President Regina A. LaCroix ICG Access Services, Inc. Director, Government Affairs 200 Ocean Avenue, Suite 203-9605 E. Maroon Circle Melbourne, Florida 32951-Englewood, CO 80112.

## ICG TELECOM GROUP ACCESS SERVICES, INC. FIRST REVISED ORIGINAL SHEET 3 CANCELS FIRST REVISED SHEET 3

#### SYMBOLS

	followicated be	ing are the only symbols used in this Tariff and serve for the purposes elow:	la
D		Delete or Discontinue	
1	-	Change Resulting in an Increase to a Customer's Bill	4
		Increase to a Customer's Bill	- 1
M	-	Moved from Another Tariff Location	
N	-	New	
R	-	Change Resulting in a Reduction to a Customer's Bill	1
		Reduction to a Customer's Bill	
T	-	Change in Text or Regulation But No Change in Rate or Charge	1
		Rut No Change in Rate or Charge	

Issued: January 4, 1995 September 23, 1996 Effective:

Gary D. Bunjer, President Regina A. LaCroix ICG Access Services, Inc. Director, Government Affairs 200 Ocean Avenue, Suite 203 9605 E. Maroon Circle Melbourne, Florida 32951-Englewood, CO 80112.

#### TARIFF FORMAT

- A. <u>Sheet Numbering</u> 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. <u>Sheet Revision Numbers</u> Revision numbers appear in the upper right corner of the page. These numbers are used to determine the most current sheet version on file with the FPSC. For example, the 4th <u>Revised Sheet 14</u> cancels the 3th <u>Revised Sheet 14</u>. Because of the various suspension periods, deferrals, etc., the FPSC follows in their tariff approval process, the most current sheet number on file with the Commission is not always the tariff page in effect. Consult the Check Sheet for the sheet currently in effect.
- C. <u>Paragraph Numbering Sequence</u> There are nine levels of <u>sequential paragraph</u> coding. <u>Each level of coding is subservient to its next higher level</u>:

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).

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<u>Check Sheets</u> - When a tariff filing is made with the FPSC, an updated <u>Ceheck Sheet</u> accompanies the tariff filing. The <u>Ceheck Sheet</u> lists the sheets contained in the tariff, with a cross reference to the current revision number. When new pages are added, the <u>Ceheck Sheet</u> 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 changed revised revisions for levels on some pages). The tariff user should refer to the latest <u>Ceheck Sheet</u> to find out if a particular sheet is the most current on file with the FPSC.

Issued: January 4, 1995

September 23, 1996

Effective:

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Gary D. Bunjer, President Regina A. LaCroix ICG Access Services, Inc. Director, Government Affairs 200 Ocean Avenue, Suite 203-9605 E. Maroon Circle Melbourne, Florida 32951-Englewood, CO 80112.

#### ICG TELECOM GROUP ACCESS SERVICES, INC. FIRST REVISED ORIGINAL SHEET 5 CANCELS ORIGINAL SHEET 5

#### SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS

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Telecom Group Access Services, Inc. network switching center.	1	
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Company or Carrier - ICG Telecom Group Access Services, Inc.	1	Т
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Day - From 8:00 AM up to but not including 5:00 PM local time Monday through Friday.		
Evening - From 5:00 PM up to but not including 11:00 PM local time Monday through Friday.		
Holidays - ICG Telecom Group Access Services, Inc's recognized holidays are New Year's Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day.	1	Т
Night/Weekend - From 11:00 PM up to but not including 8:00 AM local time Sunday through Friday, and 8:00 AM Saturday up to but not including 5:00 PM Sunday.		

Issued: January 4, 1995 September 23, 1996 Effective:

Gary D. Bunjer, President Regina A. LaCroix ICG Access Services, Inc. Director, Government Affairs 200 Ocean Avenue, Suite 203-9605 E. Maroon Circle Melbourne, Florida 32951-Englewood, CO 80112.

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<u>Felecom Group Access Services</u> , Inc.'s services and facilities are furnished <u>lecommunications</u> originating at specified points within the State of Florida terms of this Tariff.
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Company's services and facilities are provided on a monthly basis unless ed on a longer term basis, and are available twenty-four hours per day, seven per week.
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Service is offered subject to the availability of facilities and the provisions of this Ttariff.
ICG <u>Telecom Group</u> <u>Access Services</u> , Inc. reserves the right to discontinue furnishing service, or limit the use of service necessitated by conditions beyond its control; or when the customer is using service in violation of the law or the provisions of this Tariff.
All facilities provided under this Tariff are directly controlled by ICG <u>Telecom Group Access Services</u> , Inc. and the customer may not transfer or assign the use of service or facilities, except with the express written consent on the Company. Such transfer or assignment shall only apply where there is no interruption of the use or location of the service or facilities.
ember 23, 1996

Gary D. Bunjer, President Regina A. LaCroix ICG Access Services, Inc. Director, Government Affairs 200 Ocean Avenue, Suite 203-9605 E. Maroon Circle Melbourne, Florida 32951 Englewood, CO 80112.

ssued	Janua Septe		995 Effective: 23, 1996 Gary D. Bunier, President Regina A. LaCroix	
	o Case	are su	ubject to the general liability provisions set forth in 2.3.1 herein.  all be the obligation of the customer to notify the	Т
	2.4.1	4.1 Credit allowance for the interruption of service which is not due to the Company's testing or adjusting, negligence of the customer, or to the failure of channels or equipment provided by the customer,		Г
2.4	Interru	ption	of Service	
		(B)	All other claims arising out of any act or omission of the customer in connection with any service or facility provided by ICG Telecom Group Access Services, Inc.	T
		(A)	Claims for libel, slander, or infringement of copyright arising out of the material, data, information, or other content transmitted over the Company's facilities;	r
	2.3.2		Telecom Group Access Services, Inc. sShall be indemnified and held less by the customer against:	1
	2.3.1	out of transi not ca shall custo	Telecom Group Access Services, Inc.'s liability for damages arising f mistakes, interruptions, omissions, delays, errors, or defects in the mission occurring in the course of furnishing service or facilities, and aused by the negligence of its employees or its agents, in no event exceed an amount equivalent to the proportionate charge to the omer for the period during which the aforementioned faults in mission occur.	17
2.3	Limita	tions o	of the Company	
	2.2.4	assig Tarif	written permission from the Company is required before any nment or transfer. All regulations and conditions contained in this f shall apply to all such permitted assignees or transferees as well as onditions for service.	7
2.2	Limita	tions (	(Cont.)	

Gary D. Bunjer, President Regina A. LaCroix ICG Access Services, Inc. Director, Government Affairs 200 Ocean Avenue, Suite 203-9605 E. Maroon Circle Melbourne, Florida 32951 Englewood, CO 80112.

#### 2.4 Interruption of Service (Cont.)

Company immediately of any interruption in service for which a credit allowance is desired. Before giving such notice, the customer shall ascertain that the trouble is not being caused by any action or omission by the customer within his control, or is not in wiring or equipment, if any, furnished by the customer and connected to the Company's facilities.

- 2.4.2 For purposes of credit computation, every month shall be considered to have 720 hours.
- 2.4.3 No credit shall be allowed for an interruption of a continuous duration of less than two hours.
- 2.4.4 The customer shall be credited for an interruption of two hours or more at the rate of 1/720<sup>th</sup> of the monthly charge for the facilities affected for each hour or major fraction thereof that the interruption continues.

Credit Formula:

$$Credit = \underline{A} \times B$$

"A" - outage time in hours

"B" - total monthly charge for affected facility

#### 2.5 Restoration of Service

The use and restoration of service shall be in accordance with the priority system specified in <a href="Ppart 64">Ppart 64</a>, Subpart D of the Rules and Regulations of the Federal Communications Commission.

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#### 2.6 Deposits

The Company does not require a deposit from the customer.

#### 2.7 Advance Payments

For customers whom the Company feels an advance payment is necessary, ICG Telecom Group Access Services, Inc. reserves the right to collect an amount not to exceed one (1) month's estimated charges as an advance payment for service. This will be applied against the next month's charges and if necessary a new advance payment will be collected for the next month.

#### 2.8 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 3 - DESCRIPTION OF SERVICE

#### 3.1 Timing of Calls

The customer's long distance usage charge is based on the actual usage of ICG Telecom Group Services, Inc.'s network. Usage begins when the called party picks up the receiver. When the called party picks up is determined by hardware answer supervision in which the local telephone company sends a signal to the switch or the software using audio tone detection. When software answer supervision is employed, up to 60 seconds of ringing is allowed before it is billed as usage of the network. A call is terminated when the calling or called party hangs up.

#### 3.2 Calculation of Distance

Usage charges for all mileage sensitive products are based on the airline distance between rate centers associated with the originating and terminating points of the call.

The airline mileage between rate centers is determined by applying the formula below to the vertical and horizontal coordinates associated with the rate centers involved. The Company uses the rate centers and associated vertical and horizontal coordinates that are produced by Bell Communications research in their NPA-NXX V&H Coordinates Tape and Bell's NECA Tariff No. 4.

FORMULA:

$$\sqrt{\frac{(V1-V2)^2+(H1-H2)^2}{10}}$$

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#### SECTION 3 - DESCRIPTION OF SERVICE

#### 3.2 <u>Calculation of Distance</u> (Cont.)

EXAMPLE: Distance between Miami and New York City -

Miami	8,351	529
New York	4,997	1,406
Difference	3,354	- 879

Take square root and round = 
$$1,202,196 = 1,096.4$$
  
=  $1,097$  miles

#### 3.3 Minimum Call Completion Rate

A customer can expect a call completion rate on not less than 90% during peak use for all Feature Group D ("FG-D") services (1+ dialing).

#### 3.4 Service Offerings

#### 3.4.1 Message Telecommunications Service

Message Telecommunications Service applies to all calls made between two or more rate centers when the calling person dials the telephone number of the called party without the assistance of an operator, and the call is billed to the calling number.

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#### ICG TELECOM GROUP ACCESS SERVICES, INC. FIRST REVISED ORIGINAL SHEET 13 CANCELS ORIGINAL SHEET 12

#### 3.4.2 Directory Assistance Service

Directory Assistance Service, as offered by the Company, allows customers to request information from Directory Assistance records. A Directory Assistance charge applies to each request. Customers are charged when they obtain the requested information or when the information is unlisted, non-published, or no record can be found. Customers are allowed a maximum of two requests for information per call.

Those customers having Company approved certification, having a visual, physical or learning disability that prevents use of a telephone directory are exempt, as a reasonable accommodation associated with their disability, from the charges for Directory Assistance calls for up to and including 50 calls per monthly billing cycle. This exemption applies to calls billed to one residential telephone line per certified customer and applies to Directory Assistance calls for personal use only. Calls in excess of 50 will be billed the tariffed Directory Assistance charge.

#### 3.5 Discounts for Hearing Impaired Customers

Intrastate toll message rates for <u>hearing impaired customers TDD users</u>, <u>when</u> which is communicated using a telecommunications device for the deaf (TDD) by properly certified business establishments or individuals equipped with TDDs for communications with hearing or speech impaired persons, shall be evening rates for daytime calls and night rates for evening and night calls.

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#### ICG TELECOM GROUP ACCESS SERVICES, INC. FIRST REVISED ORIGINAL SHEET 143 CANCELS ORIGINAL SHEET 13

#### 3.6 Operation of Telecommunications Relay Service

Intrastate toll calls received from the relay service, each local exchange and interexchange telecommunications company billing relay call will be discounted by fifty percent (50%) of the applicable rate for a voice nonrelay call except that where either the calling or called party indicates that either party is both hearing and visually impaired, the call will be discounted sixty percent (60%) off the applicable rate for voice nonrelay call. The above discounts apply only to timesensitive elements of a charge for the call and shall not apply to per call charges such as a credit card surcharge.

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#### **SECTION 4 - RATES**

#### 4.1 Message Telecommunications Service

15	DAY		EVENING		NIGHT/WEEKEND	
RATE MILEAGE	INITIAL MINUTE	ADDT'L MINUTE	INITIAL MINUTE	ADDT'L MINUTE	INITIAL MINUTE	ADDT'L MINUTE
1-10	\$0.1900	\$0.0900	\$0.1425	\$0.0675	\$0.0950	\$0.0450
11-22	0.2600	0.1600	0.1950	0.1200	0.1350	0.1150
23-55	0.2700	0.2160	0.2025	0.1610	0.1550	0.1150
56-124	0.2700	0.2200	0.2025	0.1660	0.1595	0.1190
125-292	0.2700	0.2250	0.2025	0.1684	0.1620	0.1240
293-480	0.2700	0.2300	0.2025	0.1723	0.1635	0.1240
431-624	0.2700	0.2300	0.2025	0.1725	0.1670	0.1290
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Rates are per minute.

#### 4.2 Directory Assistance

A Directory Assistance charge applies as follows:

Rate

Each call \$0.40

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