

**S.F.M. & T., INC**  
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Miami, Florida 33187  
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September 5, 2000  
e-mail [Tomterwill@aol.com](mailto:Tomterwill@aol.com)

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FLORIDA PUBLIC  
SERVICE COMMISSION

00 SEP -7 AM 8:23

MAIL ROOM

**ORIGINAL**

FLORIDA PUBLIC SERVICE COMMISSION  
Division of Telecommunications  
Bureau of Certification and Tariff Administration  
Records & Recording  
2540 Shumard Oak Blvd.  
Gunter Building  
Tallahassee, Florida 32399 - 0850

Docket # ~~001220-TI~~  
Docket # 001221-TX

Dear Sir or Madam:

Enclosed are (3) original Tariff (Price Lists) to be added to our IXE request for Certification in Docket # 001220-TI.

Enclosed are (3) original Tariff (Price Lists) to be added to our ALEC request for Certification in Docket # 001221-TX.

Thank you,

  
Tom Terwilliger  
president

Enclosure:

3 original IXE Tariffs  
3 original ALEC Tariffs

APP  
CAF  
CMP  
COM  
CTR  
ECR  
LEG  
OPC  
PAI  
RGO  
SEC  
SER  
OTH

*Gunter*

*TI*  
DOCUMENT NUMBER-DATE  
**11075** SEP-78  
FPSC-RECORDS/REPORTING

*TX*  
DOCUMENT NUMBER-DATE  
**11074** SEP-78  
FPSC-RECORDS/REPORTING

S.F.M.&T., INC.

001221-TX  
FL P.S.C. PRICE LIST NO.1  
ORIGINAL SHEET NO.1

ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICES

TITLE SHEET

FLORIDA TELECOMMUNICATIONS TARIFF

This price list contains the descriptions, regulations, and rates applicable to the furnishing of service and facilities for alternative local exchange telecommunications services provided by S.F.M.&T., INC. with principal offices at 15398 S.W. 153<sup>RD</sup> Street, Miami, FL 33187. This price list applies for services furnished within the state of Florida. This price list is on file with the Florida Public Service Commission, and copies may be inspected, during normal business hours, at the Company's principal place of business.

ISSUED: August 22, 2000

By:

Thomas Terwilliger, president  
15398 S.W. 153<sup>rd</sup> Street  
Miami, FL 33187

EFFECTIVE:

DOCUMENT NUMBER-DATE

11074 SEP-78

FPSC-RECORDS/REPORTING

ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICESCHECK SHEET

The sheets listed below, which are inclusive on this list, 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 price list and are currently in effect as of the date at the bottom of this page.

SHEET	REVISION
1	Original
2	Original
3	Original
4	Original
5	Original
6	Original
7	Original
8	Original
9	Original
10	Original
11	Original
12	Original
13	Original
14	Original
15	Original
16	Original
17	Original
18	Original
19	Original
20	Original
21	Original

ISSUED: August 22, 2000

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ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICES

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ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICES

SYMBOLS SHEET

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

D – Delete or Discontinue

I – Change Resulting In An Increase to A Customer's Bill

M – Moved From Another Price List Location

N – New

R – Change Resulting In A Reduction To A Customer's Bill

T – Change in Text Or Regulation But No Change In A Rate Or Charge

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ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICES

TARIFF FORMAT SHEETS

- 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 FPSC. For example, the 4<sup>th</sup> revised Sheet 14 cancels the 3<sup>rd</sup> revised Sheet 14. Because of 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. 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

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ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICES

TARIFF FORMAT SHEETS

- D. Check Sheets – When a tariff filing is made with the FPSC, an updated check sheet accompanies the tariff filing. The check sheet lists the sheet contained in the tariff, with a cross reference to the current revision number. When new pages are added, the check sheets are 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 sheet is the most current on file with the FPSC.

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ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICES

SECTION 1 – TECHNICAL TERMS AND ABBREVIATIONS

- Access Line:** An arrangement which connects the customer's location to a S.F.M.&T. Inc. network switching center.
- Company or Carrier:** S.F.M.&T. Inc.
- Customer:** The person, firm, corporation or other entity which orders service and is responsible for payment of charges due and compliance with the Company's price list regulations.
- Day:** From 8:00 A.M. up to, but not including 5:00 P.M. local time, Saturday through Friday.
- Evening:** From 5:00 P.M. up to, but not including 11:00 P.M. local time, Saturday through Friday.
- Holidays:** S.F.M.&T. Inc. recognized holidays are: New Year's Day, Memorial Day, July 4<sup>th</sup>, Labor Day, Thanksgiving and Christmas Day.
- Nights/Weekends:** From 11:00 P.M. up to, but not including 8:00 A.M. Saturday through Friday, and 8:00 A.M. Saturday up to, but not including 5:00 P.M. Saturday

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ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICES

SECTION 2 – RULES AND REGULATIONS

2.1 OPERATOR SERVICES

The Company's own operator services are provided to residential and business customers who "presubscribed" to this service for intrastate calling. Operator services including the completion of collect, station-to-station, person-to-person, third party billing and credit card calls with the assistance of a Carrier Operator. Each completed operator assisted call consists of two charge elements (except as otherwise indicated herein): (i) a fixed operator charge, which will be dependent on the type of billing selected (e.g., calling card, collect or other) and/or the completion restriction selected (e.g. station-to-station or person-to-person); and (ii) a measured usage charge depending upon the duration, distance and/or time of day of the call.

2.2 OPERATOR DIALED SURCHARGE

This surcharge applies to Operator Station and Person-to Person rated calls when the customer has the capability of dialing all the digits necessary to complete a call, but elects to dial only the appropriate operator code and request the operator to dial the called station. The surcharge does not apply to:

- 1) Calls where a customer cannot otherwise dial the call due to defective equipment or trouble on S.F.M.&T. Inc.'s network;  
and
- 2) Calls in which a Company operator places a call for a calling party who is identified as handicapped and unable to dial the call because of his/her handicap.

The Operator Dialed Surcharge applies in addition to any other applicable operator charges.

The Company's services and facilities are furnished for communications originating at specified points within the State of Florida under terms of this tariff.

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ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICES

SECTION 2 – RULES AND REGULATIONS (Continued)

The Company installs, operates and maintains the communications services provided herein in accordance with the terms and conditions set forth under this tariff. It 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 Company's network. 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 ordered on an alternate basis, and are available twenty-four hours per day, seven days per week.

2.3 LIMITATIONS

2.3.1. Service is offered subject to the availability of facilities and provisions of this tariff.

2.3.2. The Company 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 the service in violation of the law or provisions of this tariff.

2.3.3. All facilities provided under this tariff are directly controlled by the Company and the customer may not transfer or assign the use of service or facilities, except with the expressed 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.

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

2.3.5 Customers reselling or rebilling services must have a Certificate of Public Convenience and Necessity as an interexchange carrier from the Florida Public Service Commission.

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ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICES

SECTION 2 – RULES AND REGULATIONS (Continued)

2.4 LIABILITIES OF THE COMPANY

2.4.1 The Company's entire liability for damages arising out of mistakes, interruptions, omissions, delays, errors, or defects in the transmission occurring in the course of furnishing services 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 occurred, and no action or proceeding against the Company shall be commenced more than one year after the service was rendered, unless ordered by the Commission.

2.4.2. The Company shall be indemnified and held harmless by the Customer against:

- (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.
- (B) All other claims arising out of any act or omission of the Customer in connection with any service or facility provided by the Company.

2.5. INTERRUPTION OF SERVICE

2.5.1 Credit allowance for the interruption of service which is not due to the Company's testing or adjusting, negligence or the customer, or to the failure of channels or equipment provided by the customer, are subject to the general liability provisions set forth in this Section. It shall be the customer's obligation to notify the Company immediately of any service interruption 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, if any, furnished by the customer and connected to the Company's facilities. No refund or credit will be made for the time that the Company stands ready to repair the service and the subscriber/customer does not provide access to the Company for such repair or restoration work.

2.5.2 No credit shall be allowed for an interruption of a continuous duration of less than twenty-four hours after the subscriber/customer notifies the company.

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ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICES

SECTION 2 – RULES AND REGULATIONS (Continued)

2.5.3. The customer shall be credited for an interruption of more than twenty-four hours as follows:

Credit Formula:

$$\text{Credit} = A/B \times C$$

“A” = outage time in hours

“B” = total days in month

“C” = total monthly charge for affected facility

2.6. DISCONNECTION OF SERVICE BY CARRIER

The company (carrier), upon 5 working days written notice to the customer, may disconnect service or cancel an application for service without incurring any liability for any of the following reasons:

2.6.1 Non-payment of any sum due to carrier for regulated services and for more than ten days beyond the date of rendition of the bill for such services.

2.6.2 Violation of any regulation governing the service under this tariff.

2.6.3 A violation of any law, rule, or regulation of any government authority having jurisdiction over such service.

2.6.4 The company has given the customer notice and has allowed a reasonable time to comply with any rule, or remedy, and deficiency as stated in Rule 25-4.113, F.A.C., Refusal or Discontinuance of Service by Company.

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ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICES

SECTION 2 – RULES AND REGULATIONS (Continued)

2.6.5 After a Customer has been disconnected for any of the above, the company may, in its sole judgment, reinstate service provided that the Customer agrees to a) remedy the reason service was originally disconnected, b) agree to pay for all contracted services from the date of disconnection to the date of reinstatement, and pay a Reconnection Fee, the amount of such fee being stated in Section 4 of this tariff.

2.6.6 Without incurring liability, the Company may interrupt service at any time in order to perform tests and inspections to assure compliance with tariff regulation(s) and the proper installation and operation of Customer's equipment and facilities until any items of non-compliance or improper equipment or equipment operation so identified are rectified.

2.7 DEPOSITS

The Company does not require a deposit from the customer.

2.8 ADVANCE PAYMENTS

2.8.1 For Non-PrePaid customers whom the Company feels an advance payment is necessary, the Company 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.

2.8.2 Pre-Paid Local Exchange Service will be charged on a monthly basis in advance. Upon payment a customer will have local dial tone access. Such access may be unlimited or metered. During the service period the customer will have unlimited access to 911, relay services and the operator. The customer may purchase intra lata, intra-state and other toll services from an Inter Exchange Carrier selected by the Company, such carrier will be certified by the Florida Public Service Commission.

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ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICES

SECTION 2 – RULES AND REGULATIONS (Continued)

2.9 TAXES

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

2.10 BILLING OF CALLS

2.10.1 All Charges due from the subscriber / customer are payable at any agency duly authorized to receive such or at the address stated on the customer's bill from the Company. Any objection(s) to billed charges should be reported to the company within 20 days of bill rendering. Adjustments to customer's bills shall be made when such claim reasonably indicates such charges are not in accordance with the approved rates or that an adjustment may, in the sole determination of the Company, be otherwise appropriate.

2.10.2 Bills are to be prepaid each month. The first payment is due in advance when the customer signs up for service – the activation date. All other payments are due monthly on the anniversary of the Customer's activation date for the ensuing month's service.

2.10.3 Payments shall be considered delinquent if payment has not been received at the offices of the Company within 10 days after the bill is sent or rendered to the Customer. Additionally, a non-recurring 1.5% percent per month penalty fee will accrue upon any unpaid amount after the customer's account becomes delinquent.

2.10.4 The customer is responsible for payment of all charges for service furnished to the customer, including, but not limited to all calls originated and / or received at the Customer's number(s). In the event that the blocking of certain call types is circumvented by the customer, or in the event of a temporary or other failure of the blocking mechanism, the customer is responsible for payment of any toll or other charges billed to the customer's number.

2.10.5 Customers may pay by credit card, an authorized agent or check.

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ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICES

SECTION 2 – RULES AND REGULATIONS (Continued)

2.10.6 Company will bill customer a one-time charge of \$25.00 or 5% of the amount of the check, whichever is greater, if Customer's check for payment of service is returned for insufficient or uncollected funds, closed account, or any other insufficiency or discrepancy necessitating return of the check at the discretion of the drawee bank or other financial institution.

2.11 EMERGENCY TELEPHONE NUMBER SERVICE (911 SERVICES)

Emergency Telephone Number Service (911 Service) is an arrangement of Company central office and trunking facilities whereby any telephone user who dial the number 911 will reach the emergency report center for the telephone from which the number is dialed or will be routed to an operator if all lines to an emergency report center are busy. If no emergency report center exists for a central office entity, a telephone user who dials 911 will be routed to an operator. The telephone user who dials the 911 numbers will not be charged for the call.

2.12 PROMOTIONAL OFFERINGS

The Company, from time to time, may make promotional offerings of its services which may include waiving or reducing the applicable charge for the promoted service. The promotional offerings may be limited as to duration, the date and times of the offerings and the locations where the offerings are made. Promotional offerings are subject to regulation of the Commission.

2.13 CANCELLATION OF SERVICE

2.13.1 CANCELLATION OF APPLICATION FOR SERVICE

2.13.1.1 Applications for service are noncancellable unless the Company otherwise agrees. Where the Company permits the Customer to cancel an application for service prior to the start of service or prior to any special construction, no charges will be imposed except for those specified below.

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ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICES

SECTION 2 – RULES AND REGULATIONS (Continued)

2.13.1.2 Where, prior to cancellation by the Customer, the Company incurs any expenses in installing the service or in preparing to install the service that it otherwise would not have incurred, a charge equal to the cost the Company incurred, less net salvage, shall apply, but in no case shall this charge exceed the charge for the minimum period of service ordered, including installation charges, and all charges others levy against the Company that would have been chargeable to the Customer had service begun.

2.13.1.3 The special charges described above will be calculated and applied on a case-by-case basis.

2.13.2 CANCELLATION OF SERVICE BY CUSTOMER

2.13.2.1 To cancel or terminate service, a Customer must provide the Company with (30) thirty days notice.

2.13.2.2 If a Customer cancels a Service Order or terminates services before the completion of the term for any reason whatsoever other than a service interruption (as defined in Section 2.5 above), Customer agrees to pay to Company the following sums which shall become due and owing as of the effective date of the cancellation or termination and be payable immediately. Such sums and fees will include all costs, fees and expenses incurred in connection with:

- A. all Non-Recurring Charges reasonably expended by Company to establish service to Customer, plus
- B. any disconnection, early cancellation or termination charges reasonably incurred and paid or are owing to third parties on behalf of Customer, plus
- C. all Recurring Charges for the applicable notice period.

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ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICES

SECTION 2 – RULES AND REGULATIONS (Continued)

2.14 WARRENTIES

THE COMPANY MAKES NO WARRANTIES OR REPRESENTATIONS, EXPRESSED OR IMPLIED, INCLUDING WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR USE, EXCEPT THOSE EXPRESSLY SET FORTH HEREIN.

2.15 CUSTOMER PREMISES EQUIPMENT AND WIRING

The Company does not supply equipment of any kind to the Customer. The Company has no responsibility whatsoever for any Customer supplied Equipment or Customer's wiring inside his or her premises.

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ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICES

**SECTION 3 – BASIC SERVICE DESCRIPTION**

3.1 LOCAL EXCHANGE SERVICE

The company's Local Telephone Service enables the Customer to:

- Place or receive calls to any calling station in the local exchange calling area
- Access basic 911 Emergency Service if available in the Customer's area.
- Where available, place or receive calls to 800 or 800 like telephone numbers.

The Company's service cannot be used to originate calls to other telephone companies caller-paid information services (e.g. 900 or 976).

3.1.1 PREPAID LOCAL SERVICE

Prepaid Local Service is a service which is available for access by residential and business subscribers / customers on a full time basis. It consists of a dial tone and access to unlimited local calls, 911 calls, relay services and the operator. The basic service does not include any long distance or other toll services. The Company may offer access to Inter Exchange Services from a service provider approved by the Company, such offering will be from an Inter Exchange Service provider certificated by the Florida Public Service Commission. The customer may only utilize the 1+ Inter Exchange service provider approved by the Company. The customer will not have 1010XXX access.

ISSUED: August 22, 2000

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ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICES

3.2 CUSTOM CALLING FEATURES

Customers of the Company subscribing to Local Exchange Services may, where technically available, obtain the following Optional Features:

Call Forwarding: Permits the Customer to automatically transfer all incoming calls to another telephone number of their choice and restore it to normal operation at their discretion. Calls may only be forwarded to other telephone numbers within the same local exchange calling area, unless otherwise permitted herein and under a separate agreement with an Inter Exchange Carrier.

Busy/No Answer  
Call Forwarding: Transfers incoming calls when the customer's line is busy. The telephone number calls are transferred to is fixed by the Customer. Calls may be transferred to other telephone numbers within the same local exchange calling area, unless otherwise permitted herein and under a separate agreement with an Inter Exchange Carrier.

Call Waiting: Notifies the Customer, engaged in a call, of an incoming call through a tone signal. Customers may place the first call on hold and answer the waiting call by operation of the switch hook, and may alternate between the two calls.

Three-Way Calling: Permits the Customer to add a third party to an established connection. The third party must be within the same local calling area, unless otherwise permitted herein and under a separate agreement with an Inter Exchange Carrier, and provided such is technically permitted.

Speed Dialing: Permits the Customer to place calls to other telephone numbers by dialing a one or two digit code rather than the complete telephone number.

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ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICES

Caller ID: Permits the Customer to see on a display the number and /or name (where such service is available) of the calling party. The Customer must supply, operate and maintain, at their own expense, Customer Premises Equipment (CPE) capable of receiving from the Company the number and or name (where such service is available) of the calling party. The Company has no responsibility whatsoever for any Customer Premises Equipment.

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ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICESSECTION 4 –RATES

## 4.1 RESIDENTIAL RATES

Customers are billed a one-time application charge for each Account or (BTN) Billed Telephone Number and a monthly reoccurring charge for usage.

## 4.1.1 Application Processing Fee (one time charge)

\$69.95

## 4.1.2 Monthly Usage Charge:

\$49.95

## 4.1.3 Optional Features:

	<u>Per Month</u>	<u>One time Set-up Fee</u>
Call Forwarding:	\$6.95	No Charge
Call Forwarding Busy/No Answer	\$6.95	No Charge
Call Waiting	\$6.95	No Charge
Three Way Calling	\$6.95	No Charge
Speed Dialing	\$6.95	No Charge
All five features	\$29.95	No Charge
Caller ID	\$10.00	\$10.00

## 4.1.4 Miscellaneous Charges

Reconnection Fee: \$55.00

ISSUED: August 22, 2000

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ALTERNATIVE LOCAL EXCHANGE TELECOMMUNICATION SERVICES

## 4.2 BUSINESS RATES

Customers are billed a one-time application charge for each Account or (BTN) Billed Telephone Number and a monthly reoccurring charge for usage.

## 4.2.1 Application Processing Fee (one time charge)

\$79.95

## 4.2.2 Monthly Usage Charge:

\$59.95

## 4.2.3 Optional Features:

	<u>Per Month</u>	<u>One time Set-up Fee</u>
Call Forwarding:	\$6.95	No Charge
Call Forwarding Busy/No Answer	\$6.95	No Charge
Call Waiting	\$6.95	No Charge
Three Way Calling	\$6.95	No Charge
Speed Dialing	\$6.95	No Charge
All five features	\$29.95	No Charge
Caller ID	\$10.00	\$10.00

## 4.2.4 Miscellaneous Charges

Reconnection Fee: \$55.00

ISSUED: August 22, 2000

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