STATE OF MAINE
PUBLIC UTILITIES COMMISSION

PINE TREE TELEPHONE LLC
d/b/a OTT COMMUNICATIONS

INTRASTATE ACCESS TARIFF NO. 9

No Supplement will be issued.
Changes will be made by revised or additional sheets.

Proposed Effective Date: August 30, 2012
Effective Date: Effective Date 8/30/12
Docket No.: Docket No. 2012-00374

Ed Tisdale
Senior Vice President

CHECK SHEET

Pages 1 and 4 in this Tariff are effective as of the date shown below.

Page	Revision
1	Fifth Revision*
2	Original
3	Second Revision*
4	Fifth Revision*
5	First Revision

Proposed Effective Date: July 1, 2017
Effective Date: 7/1/17
Docket No.: 2017-00143

Dennis K. Andrews
Senior Vice President

CONCURRING CARRIERS

No Concurring Carriers

EXPLANATION OF SYMBOLS

C – to signify a changed regulation
D – to signify a discontinued rate or regulation
I – to signify a rate increase
M – to signify a matter moved or relocated without change
N – to signify a new rate or regulation
R – to signify a reduction
T – to signify a change in text but no change in rate or regulation

ACCESS SERVICE

1. GENERAL

A. For all access services, including intra-company special and private line access services, the rate and regulations of the John Staurulakis, Inc. ("JSI") Tariff F.C.C. No. 1 will apply unless specific exceptions are noted within this section. The JSI tariff can be found by contacting JSI at 7852 Walker Drive, Greenbelt, Maryland 20770. Services are subject to availability. (C) (C)

ACCESS SERVICE (cont'd)

2. RATES -EXCEPTIONS

Schedule A

Switched Access Service

Carrier Common Line

Originating		Per Minute	$ 0.002000	
Tandem Switched Transport				
	Tandem Switched Facility-Originating	Per Minute/Mile	$ 0.000433	(T)
	Tandem Switched Facility - Terminating	Per Minute/Mile	*	
	Tandem Switched Termination - Originating	Per Minute/Termination	$ 0.002247	
	Tandem Switched Termination - Terminating	Per Minute/Termination	*	
	Tandem Switching – Originating	Per Minute	$ 0.005668	
	Tandem Switching – Terminating	Per Minute	*	
End Office				
	Local Switching - Originating	Per Minute	$ 0.028969	
	Local Switching - Terminating	Per Minute	*	
	Information Surcharge - Originating	Per 100 Minutes	$ 0.053100	
	800 Database Query			
	Basic	Per Query	$ 0.005700	
	Vertical Feature	Per Query	$ 0.006300	(T)

*The rates, charges, and conditions for the provision of intrastate terminating Carrier Access Service are as specified in the JSI Tariff F.C.C. No. 1 as it now exists, and as it may be revised, added to, or supplemented. (C) (C)

ACCESS SERVICE (cont'd)

2. RATES –EXCEPTIONS (cont'd)

Schedule A (cont'd)

(D)

(D)

3. INTRALATA PRESUBSCRIPTION RATES

		Nonrecurring Charge
A.	Per telephone exchange service line or trunk	$ 5.50

When a customer requests a change in Presubscription for both interLATA and intraLATA PICs be done simultaneously, the non-recurring charge per telephone exchange service line or trunk for such changes shall equal one half (1/2) of the rate above.

ACCESS SERVICE (cont'd)

(N)

4. IDENTIFICATION AND RATING OF VoIP-PSTN TRAFFIC

The following provision applies to the treatment of Relevant VoIP-PSTN Traffic pursuant to the Federal Communications Commission's Part 41 Interconnection Rules and in compliance with the Federal Communications Commission's Report and Order and Further Notice of Proposed Rulemaking in CC Docket Nos. 96-45 and 01-92; GN Docket No. 09-51; WC Docket Nos. 03-109, 05-337, 07-135 and 10-90; and WT Docket No. 10-208, adopted October 27, 2011 and released November 18, 2011 (FCC 11-161). In the absence of an interconnection agreement between the Telephone Company and the customer specifying the treatment of Relevant VoIP-PSTN Traffic, the Telephone Company will bill the customer the applicable interstate switched access rates and charges (including Interstate Transport structure) specified in the National Exchange Carrier Association, Inc. ("NECA"), Tariff F.C.C. No. 5, on all jurisdictionally Intrastate voice traffic identified as Relevant VoIP-PSTN Traffic under the terms of this Tariff.

Applicable rates and charges are located in Section 17 of NECA Tariff F.C.C. No. 5.

(A) Scope

(1) "Relevant VoIP-PSTN Traffic" is defined as terminating traffic received by the Telephone Company end user from the customer that originates and/or terminates in Internet protocol ("IP") format. This section governs the identification of VoIP-PSTN Traffic to be compensated at interstate access rates as required by the Federal Communications Commission in its Report and Order in WC Docket Nos. 10-90, etc., FCC Release No. 11-161 (Nov. 18, 2011) ("FCC Order"), and Second Order on Reconsideration adopted April 24, 2012 and released April 25, 2012. Subsection (2) below establishes the method for the billing of Intrastate VoIP-PSTN Traffic terminated by a customer that is a local exchange carrier.

(2) **Billing of Terminating Traffic.** This subsection will be applied to the billing of Intrastate VoIP-PSTN traffic using switched access as specified in (1) above to a customer that is a carrier that: (a) terminates traffic to the Telephone Company, either directly or through a transit arrangement with another carrier, that is determined to be interexchange non-local traffic based on calling and called number or (b) terminates traffic to the Telephone Company pursuant to a negotiated agreement regarding the percentage of Intrastate VoIP-PSTN traffic when the traffic is commingled with local non-access traffic.

(3) **Billing of Originating Traffic.** For the period from December 29, 2011 through July 12, 2012 and for the period beginning on or after July 1, 2014, Intrastate originating non-local traffic using switched access as specified in (1) above will be included in the application of PVU factors and the rating of Relevant VoIP-PSTN traffic at the interstate rate as defined in this subsection. During the period of July 13, 2012 through June 30, 2014 all Intrastate originating non-local traffic using switched access services will be subject to Intrastate Access Rates.

(N)

ACCESS SERVICE (cont'd)

(N)

4. IDENTIFICATION AND RATING OF VoIP-PSTN TRAFFIC (cont'd)

(B) Rating of VoIP-PSTN Traffic

The Relevant VoIP-PSTN Traffic identified in accordance with this tariff section will be billed at rates equal to the Telephone Company's applicable tariffed interstate switched access rates as specified in the applicable provisions of the National Exchange Carrier Association, Inc., Tariff F.C.C. No. 5.

(C) Calculation and Application of Percent-VoIP-Usage Factor

The Telephone Company will determine the number of Relevant VoIP-PSTN Traffic minutes of use ("MOU") to which interstate rates will be applied under subsection (B), above, by applying a Percent VoIP Usage ("PVU") factor to the total intrastate access MOU received by the Telephone Company end user and the customer. The PVU will be derived and applied as follows:

(1) The customer will calculate and furnish to the Telephone Company a factor (the "PVU") representing the percentage of the total intrastate access MOU that the customer delivers to the Telephone Company in the State, that is sent to the Telephone Company and that originated in IP format. The customer's PVU shall be based on information such as the number of the customer's retail VoIP subscriptions in the State (e.g., as reported on F.C.C. Form 477), traffic studies, actual call details, or other relevant and verifiable information which will be provided to the Telephone Company upon request.

(2) The customer shall not modify its reported PIU factor to account for Relevant VoIP-PSTN Traffic.

(3) The customer shall retain the call detail, work papers, and information used to develop the PVU factor(s) for a minimum of one year.

(4) The Telephone Company will apply the PVU factor to the total terminating intrastate access MOU received from the customer to determine the number of Relevant VoIP-PSTN Traffic MOUs.

(5) If the customer does not furnish the Telephone Company with a PVU pursuant to the preceding paragraph 1, the Telephone Company will utilize a PVU equal to zero.

(N)

ACCESS SERVICE (cont'd)

(N)

4. IDENTIFICATION AND RATING OF VoIP-PSTN TRAFFIC (cont'd)

(D) Initial PVU Factor

If the PVU factor is not available and/or cannot be implemented in theTelephone Company's billing systems by December 29, 2011, once the factor is available and can be implemented, the Telephone Company will adjust the customer's bills to reflect the PVU retroactively to December 29, 2011. This retroactive adjustment will be made to December 29, 2011, provided that the customer provides the factor to the Telephone Company no later than April 15, 2012; otherwise, it will set the initial PVU equal to zero, as specified in subsection (C)(5), above.

The Telephone Company may choose to provide credits based on the reported PVU factor on a Quarterly basis until such time as a billing system modification can be implemented.

(E) PVU Factor Updates

The customer may update the PVU factor quarterly using the method set forth in subsection (C)(1), above. If the customer chooses to submit such updates, it shall forward to the Telephone Company, no later than 15 days after the first day of January, April, July and/or October of each year, a revised PVU factor based on data for the prior three months, ending the last day of December, March, June and September, respectively. The revised PVU factor will apply prospectively and serve as the basis for billing until superseded by a new PVU factor. No prorating or back billing will be done based on an updated PVU factor.

(F) PVU Factor Verification

(a) Not more than four times in any year, the Telephone Company may request from the customer an overview of the process used to determine the PVU factor, the call detail records, description of the method for determining how the end user originates and terminates calls in IP format, and other information used to determine the customer's PVU factor furnished to the Company in order to validate the PVU factor supplied. The customer shall comply, and shall reasonably supply the requested data and information within 15 days of the Telephone Company's request.

(b) The Telephone Company may dispute the Customer's PVU factor based upon:

(i) A review of the requested data and information provided by the customer;

(N)

ACCESS SERVICE (cont'd)

(N)

4. IDENTIFICATION AND RATING OF VoIP-PSTN TRAFFIC (cont'd)

(F) PVU Factor Verification (cont'd)

(ii) The Telephone Company's reasonable review of other market information, F.C.C. reports on VoIP lines, such as F.C.C. Form 477 or state level results based on the F.C.C. Local Competition Report or other relevant data;

(iii) A change in the reported PVU factor by more than five percentage points from the preceding quarter.

(c) If after review of the data and information, the customer and the Telephone Company establish a revised PVU factor, the Telephone Company will begin using the revised PVU factor with the next bill period.

(d) If the dispute is unresolved, the Telephone Company may initiate an audit. The Telephone Company shall limit audits of the customer's PVU factor to no more than twice per year. The customer may request that the audit be conducted by an independent auditor. In such cases the associated auditing expenses will be paid by the customer.

(i) In the event that the customer fails to provide adequate records to enable the Telephone Company or an independent auditor to conduct an audit verifying the customer's PVU factor, the Telephone Company will bill the usage for all contested periods using the most recent undisputed PVU factor reported by the customer. This PVU factor will remain in effect until the audit can be completed.

(ii) During the audit, the most recent undisputed PVU factors from the previous reporting period will be used by the Telephone Company.

(iii) The Telephone Company will adjust the customer's PVU factor based on the results of the audit and implement the revised PVU factor in the next billing period or quarterly report date, whichever is first. The revised PVU factor will apply for the next two quarters before new factors can be submitted by the customer.

(iv) If the audit supports the customer's PVU factors, the usage for the contested periods will be adjusted to reflect the customer's audited PVU factor.

(N)