

**US LEC OF NORTH CAROLINA Inc.
d/b/a PAETEC Business Services**

**Price List Relating to the Provision of Basic Local Exchange
and Exchange Access Services in the State of North Carolina**

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

LOCAL CALLING AREA DEFINITION

The local calling area for each rate center is the same as the local calling area, including all forms of EAS, for the ILEC serving that rate center.

RATE SCHEDULE DEFINITIONS

- Rate Schedule 1** Any customer whose Serving Wire Center (Central Office) is located between **0 and 5 miles** from our switch.
- Rate Schedule 2** Any customer whose Serving Wire Center (Central Office) is located between **6 and 10 miles** from our switch.
- Rate Schedule 3** Any customer whose Serving Wire Center (Central Office) is located between **11 and 20 miles** from our switch.
- Remote** Any customer whose Serving Wire Center (Central Office) is located 21+ miles from our switch.
- Non-Serviceable Areas** Any area where we do not offer service. Includes all Independent Telephone Properties where we do not have an interconnect agreement and are not allowed to compete. Also includes areas outside of the Market parameters. Bell South, Sprint and GTE areas outside Market definitions will be looked at as an ICB only.

Rates and charges are subject to standard terms and conditions contained in customer agreement.

MARKET DEFINITIONS

- Raleigh/Durham** Area defined by the Raleigh MSA including all of LATA 426.
- Greensboro** Area defined by the Greensboro MSA including all of LATA 424.
- Charlotte** Area defined by the Charlotte MSA including all of LATA 422

SERVICE IN THE FOLLOWING LATAS WILL BE CONSIDERED WITH AN ICB ONLY

LATA 420	ASHEVILLE	LATA 428	WILMINGTON
LATA 949	FAYETTEVILLE	LATA 951	ROCKY MOUNT

US LEC OF NORTH CAROLINA Inc.

NORTH CAROLINA LOCAL SERVICE RATES

T-1 Access – Schedule 1

	One Year	Two Year	Three Year
T-1 Access Facility Includes 15 Trunks	\$700.00	\$650.00	\$625.00

Facility Termination per T-1/PRI**	\$7.50	\$7.50	\$7.50
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Digital Termination

Business Trunks (DOD & 2way)	\$ 35.00	\$ 35.00	\$ 35.00
DID Trunks	\$ 50.00	\$ 50.00	\$ 50.00

*ISDN PRI Digital Trunks

DOD & 2 way ISDN PRI – B channel	\$ 35.00	\$ 35.00	\$ 35.00
DID ISDN PRI – B channel	\$ 50.00	\$ 50.00	\$ 50.00
ISDN PRI – D channel	\$ 0.00	\$ 0.00	\$ 0.00

Analog Trunk Termination

Business Lines w/Hunting (Loop Start)	\$ 35.00	\$ 35.00	\$ 35.00
PBX Trunk (Ground Start)	\$ 35.00	\$ 35.00	\$ 35.00
DID Trunks	\$ 50.00	\$ 50.00	\$ 50.00

T-1 Access – Schedule 2

	One Year	Two Year	Three Year
T-1 Access Facility Includes 15 Trunks	\$850.00	\$800.00	\$750.00

Facility Termination per T-1/PRI**	\$7.50	\$7.50	\$7.50
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Digital Termination

Business Trunks (DOD & 2way)	\$ 35.00	\$ 35.00	\$ 35.00
DID Trunks	\$ 50.00	\$ 50.00	\$ 50.00

*ISDN PRI Digital Trunks

DOD & 2 way ISDN PRI – B channel	\$ 35.00	\$ 35.00	\$ 35.00
DID ISDN PRI – B channel	\$ 50.00	\$ 50.00	\$ 50.00
ISDN PRI – D channel	\$ 0.00	\$ 0.00	\$ 0.00

Analog Trunk Termination

Business Lines w/Hunting (Loop Start)	\$ 35.00	\$ 35.00	\$ 35.00
PBX Trunk (Ground Start)	\$ 35.00	\$ 35.00	\$ 35.00
DID Trunks	\$ 50.00	\$ 50.00	\$ 50.00

*PRI Service not available in Durham

ALL CHARGES INCLUDE TOUCH TONE AND FCC ACCESS

**Effective November 1, 2003

US LEC OF NORTH CAROLINA Inc.

NORTH CAROLINA LOCAL SERVICE RATES

T-1 Access – Schedule 3

	One Year	Two Year	Three Year
T-1 Access Facility Includes 15 Trunks	\$1000.00	\$950.00	\$900.00

Facility Termination per T-1/PRI**	\$7.50	\$7.50	\$7.50
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Digital Termination

Business Trunks (DOD & 2way)	\$ 50.00	\$ 50.00	\$ 50.00
DID Trunks	\$ 65.00	\$ 65.00	\$ 65.00

*ISDN PRI Digital Trunks

DOD & 2 way ISDN PRI – B channel	\$ 50.00	\$ 50.00	\$ 50.00
DID ISDN PRI – B channel	\$ 65.00	\$ 65.00	\$ 65.00
ISDN PRI – D channel	\$ 0.00	\$ 0.00	\$ 0.00

Analog Trunk Termination

Business Lines w/Hunting (Loop Start)	\$ 35.00	\$ 35.00	\$ 35.00
PBX Trunk (Ground Start)	\$ 50.00	\$ 50.00	\$ 50.00
DID Trunks	\$ 65.00	\$ 65.00	\$ 65.00

T-1 Access – Remote

	One Year	Two Year	Three Year
T-1 Access Facility Includes 15 Trunks	\$1200.00	\$1100.00	\$1050.00

Facility Termination per T-1/PRI**	\$7.50	\$7.50	\$7.50
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Digital Termination

Business Trunks (DOD & 2way)	\$ 50.00	\$ 50.00	\$ 50.00
DID Trunks	\$ 65.00	\$ 65.00	\$ 65.00

*ISDN PRI Digital Trunks

DOD & 2 way ISDN PRI – B channel	\$ 50.00	\$ 50.00	\$ 50.00
DID ISDN PRI – B channel	\$ 65.00	\$ 65.00	\$ 65.00
ISDN PRI – D channel	\$ 0.00	\$ 0.00	\$ 0.00

Analog Trunk Termination

Business Lines w/Hunting (Loop Start)	\$ 20.00	\$ 20.00	\$ 20.00
PBX Trunk (Ground Start)	\$ 50.00	\$ 50.00	\$ 50.00
DID Trunks	\$ 65.00	\$ 65.00	\$ 65.00

DID Trunk Termination Charges

Charge Per DID Trunk	\$ 25.00	\$ 25.00	\$ 25.00
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DID Number Charges

Per Group of 20 DID Numbers	\$ 9.00	\$ 8.80	\$ 8.50
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*PRI Service not available in Durham

ALL CHARGES INCLUDE TOUCH TONE AND FCC ACCESS

**Effective November 1, 2003

US LEC OF NORTH CAROLINA Inc.

NORTH CAROLINA LOCAL SERVICE RATES

Channel Access – Schedule 1

Business Lines w/Hunting (Loop Start)	\$ 50.00	\$ 50.00	\$ 50.00
PBX Trunk (Ground Start)	\$ 55.00	\$ 55.00	\$ 55.00
DID Trunks	\$ 95.00	\$ 95.00	\$ 95.00

Channel Access – Schedule 2

Business Lines w/Hunting (Loop Start)	\$ 50.00	\$ 50.00	\$ 50.00
PBX Trunk (Ground Start)	\$ 60.00	\$ 60.00	\$ 60.00
DID Trunks	\$ 95.00	\$ 95.00	\$ 95.00

Channel Access – Schedule 3

Business Lines w/Hunting (Loop Start)	\$ 55.00	\$ 55.00	\$ 55.00
PBX Trunk (Ground Start)	\$ 65.00	\$ 65.00	\$ 65.00
DID Trunks	\$ 95.00	\$ 95.00	\$ 95.00

Channel Access – Remote

Business Lines w/Hunting (Loop Start)	N/A	N/A	N/A
PBX Trunk (Ground Start)	N/A	N/A	N/A
DID Trunks	N/A	N/A	N/A

Facility Termination per T-1/PRI**	\$7.50	\$7.50	\$7.50
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DID Number Charges

Per Group of 20 DID Numbers	\$ 9.00	\$ 8.80	\$ 8.50
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EQUIPMENT, INSTALLATION & SERVICE CHARGES

Equipment Charges

Channel Bank	\$150.00	\$125.00	\$100.00
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Installation & Service Charges

Service Order Charge	\$ 50.00	Per Order
Service Order entered via PowerVIEW Or Customer Service	\$ 15.00	Per order
Reconnection Charge after disconnect for non-payment	\$ 50.00	Per Occasion
Access Line Connection Charge	\$ 20.00	Per Line
Customer Premise Work	See separate section	
T-1 Install	\$1000.00	Per T-1
Channel bank Install	\$ 300.00	Per Channel Bank

ALL CHARGES INCLUDE TOUCH TONE AND FCC ACCESS

LINE SIDE FEATURES

3 Way Calling	Call Forwarding Busy Line	Call Forwarding No Answer
Call Waiting	Call Forwarding	Call Transfer w/3 Way Calling
Speed Dial	Toll Denial	

ALL FEATURES LISTED ABOVE ARE \$2.75 PER MONTH PER LINE

Caller ID \$7.50 Per Month Per Line

TRUNK SIDE FEATURES

T-1 Virtual FX Charge \$1,000 Per FX number Per Month

**Effective November 1, 2003

Revised April 11, 2006

US LEC OF NORTH CAROLINA Inc.

INTRALATA PRICING PLANS

INTRALATA BANDS

Band 1 0-10 miles

Band 2 11-16 miles

Band 3 17-22 miles

Band 4 23-30 miles

Band 5 31-40 miles

Band 6 41+ miles

STANDARD PLAN

Band 1 FREE

Band 2 Metro

Band 3 Metro

Band 4 Metro

Band 5 Metro

Band 6 Metro

OPTIONAL PLAN

(RTP&Durham only)

Band 1 FREE

Band 2 \$.055

Band 3 \$.055

Band 4 \$.055

Band 5 \$.055

Band 6 \$.055

HOSPITALITY PLAN

Band 1 FREE

Band 2 FREE

Band 3 FREE

Band 4 FREE

Band 5 FREE

Band 6 Metro

METRO RATES REFLECT THE RATES CUTOMER QUALIFIES FOR UNDER METROCONNECT. IF THE CUSTOMER DOES NOT QUALIFY FOR METROCONNECT THEN CASUAL (Option 2) RATES APPLY.

Notes:

1. Usage rates will be based on 18 second minimum and 6 second increments..
2. Metro rates are listed under the Metro Calling Plan section. All US LEC Option 1 long distance subscribers will receive the above rate schedule with Metro Calling Plan discounts. Non-committal customers will pay the Option 2 rates for Bands 2-6. Band 1 is free.
3. US LEC Intrastate long distance rate plans can be found in the US LEC of North Carolina Inc. Tariff NCUC #1.

US LEC OF NORTH CAROLINA Inc.

Metro Calling Plan

Metro Calling Plan provides for special pricing for calls between selected cities served by US LEC. All US LEC Option 1 long distance subscribers will receive Metro Calling Plan Discounts.

Metro Calling Plan – City Availability

Asheville
Charlotte
Greensboro
Raleigh
Durham

Metro Calling Plan

Pricing:

A.	Domestic Base Rate Per Minute	\$0.155		
B.	Metro Discounts			
1.	Minimum Usage: \$100 (Customer's total monthly usage from all services)			
	Term	1 Year	2 Years	3 Years
	Percent Discount:	0.00%	10.00%	20.00%
2.	Minimum Usage: \$500 (Customer's total monthly usage from all services)			
	Term	1 Year	2 Years	3 Years
	Percent Discount:	34.00%	36.00%	40.00%
3.	Minimum Usage: \$750 (Customer's total monthly usage from all services)			
	Term	1 Year	2 Years	3 Years
	Percent Discount:	43.00%	46.00%	47.00%
4.	Minimum Usage: \$1000 (Customer's total monthly usage from all services)			
	Term	1 Year	2 Years	3 Years
	Percent Discount:	46.00%	48.00%	50.00%
5.	Minimum Usage: \$2000 (Customer's total monthly usage from all services)			
	Term	1 Year	2 Years	3 Years
	Percent Discount:	65.00%	66.00%	67.00%
6.	Minimum Usage: \$5000 (Customer's total monthly usage from all services)			
	Term	1 Year	2 Years	3 Years
	Percent Discount:	67.00%	69.00%	70.00%

US LEC OF NORTH CAROLINA Inc.

Metro Calling Plan (continued)

Pricing:

B.

Metro Discounts (continued)

7.	Minimum Usage: \$7500 (Customer's total monthly usage from all services)			
	Term	1 Year	2 Years	3 Years
	Percent Discount:	69.00%	70.00%	71.00%
8.	Minimum Usage: \$10000 (Customer's total monthly usage from all services)			
	Term	1 Year	2 Years	3 Years
	Percent Discount:	70.00%	71.00%	72.00%

US LEC OF NORTH CAROLINA Inc.

Directory Assistance/Operator Assisted Local Calls

(I)

Directory Assistance Call \$1.99/call

Operator Assisted Local Calls

1. Station-to-station customer dialed credit card local call \$0.30/call
2. Station-to-station operator assisted \$0.70/call
3. Person-to-person operator assisted call \$1.70/call

Verification and Emergency Interrupt Service

1. Verification request \$0.35 each
2. Emergency interrupt request \$0.40 each

Call Completion Service for Directory Assistance

1. Per call completed plus applicable local or toll message charges \$0.35 each

Remote Call Forwarding On-Net

	Non-Recurring Charge	Monthly Recurring Charge
Remote Call Forwarding On-Net Per number	\$100.00	\$25.00

US LEC OF NORTH CAROLINA Inc.

Individual Case Basis (ICB) Arrangements

Arrangements will be developed on a case-by-case basis in response to a bona fide request from a Customer or prospective Customer to develop a competitive bid for a service offered under this price list. Rates quoted in response to such competitive requests may be different than those specified for such services in this price list. ICB rates will be offered to the Customer in writing and on a non-discriminatory basis.

Temporary Promotional Programs

The Company may establish temporary promotional programs wherein it may waive or reduce non-recurring or recurring charges, to introduce present or potential Customers to a service not previously received by the Customers.

Non-Routine Installation

At the Customer's request, installation and/or maintenance may be performed outside the Company's regular business hours or in hazardous locations. In such cases, charges based on cost of the actual labor, material, or other costs incurred by or charged to the Company will apply. If installation is started during regular business hours but, at the Customer's request, extends beyond regular business hours into time periods including, but not limited to, weekends, holidays, and/or night hours, additional charges may apply. If the Customer reschedules an installation, additional charges may apply.

Account Handling Charge

Account Handling Charge is assessed to a customer's account for each Company attempt to return an outstanding credit balance to the customer if a first mailing is returned undeliverable. This charge is for maintaining the account after the initial attempt and for each subsequent attempt. This charge will not be assessed more than twice a year.

Account Handling Charge: \$30.00 for each subsequent attempt

Emergency Call Forwarding Charge

At the Business Customer's request, the Company may assist in activating or updating their Call Forwarding (or Call Forwarding on their DTO). The Company will provide this assistance at no cost to the Customer if the request is due to a problem with the PAETEC network. If it is not a PAETEC network problem, then the Customer will be billed a non-recurring charge per line.

Emergency Call Forwarding	<u>Non-Recurring Charge</u> \$99.00 per line
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US LEC OF NORTH CAROLINA Inc.

Directory Listings

For each Customer of Company-provided Exchange Access Service(s), the Company shall arrange for the listing of the Customer's main billing telephone number in the directory(ies) published by the dominant Local Exchange Carrier in the area at no additional charge. At a Customer's option, the Company will arrange for additional listings at the following rates:

	<u>Monthly Recurring</u>	
Additional Listings, each	\$3.75	(C) (I) (D) (D)

Non-Published Listing

A non-published listing is not listed in either the alphabetical section of the dominant Local Exchange Company's directory or Company directory assistance records and will not be furnished upon request of a calling party. The Company will complete an incoming call to a Customer with a non-published listing only when the calling party places the call by number.

	<u>Monthly Recurring</u>	
Each Non-Published Listing	\$5.25	(I)

Non-Listed Listing

A non-listed listing is not listed in the alphabetical section of the dominant Local Exchange Company's directory, but is maintained on Company directory assistance records and will be furnished upon request of a calling party. In the absence of gross negligence or willful misconduct, no liability for damages arising from publishing a non-listed telephone number in the directory shall attach to the Company.

	<u>Monthly Recurring</u>	
Each Non-Listed Listing	\$3.50	(I)

Foreign Listing

A listing in the alphabetical section of the dominant Local Exchange Company's directories outside the Customer's local exchange may be furnished. The listing is subject to the rates and regulations applicable to the published directory in which the listing is to appear.

	<u>Monthly Recurring</u>	
Each Foreign Listing	\$2.50	

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service **Features Available in Charlotte, Raleigh, Durham, RTP, Greensboro, Chapel Hill**

Account Codes (Monthly Recurring Charges)

Non-Verified Account Codes	\$5.00
Verified Account Codes per 500 codes	\$5.00

Account Codes (Service and Installation Charges)

Installation	\$30.00
Change Charge per Occurrence	\$30.00
Alphanumeric Translation	\$30.00

Internet Value Service (Monthly Recurring Charges) 1/

Term	1 Year	2 Year	3 Year
Internet Value Circuit (128K)	\$180.00	\$175.00	\$170.00
Internet Value Circuit (256K)	\$300.00	\$295.00	\$290.00
Internet Value Circuit (384K)	\$430.00	\$425.00	\$420.00
Internet Value Circuit (512K)	\$550.00	\$545.00	\$540.00
Internet Value Circuit (768K)	\$780.00	\$775.00	\$770.00

1/ Beginning 8/1/99, this program will no longer be available to new subscribers.

ISP Net (Monthly Recurring Charges)

Home	\$840
Extended	\$1,840

Digital Data Service

Monthly Recurring Charges

Data Port – requires one per endpoint of 512K or less

Term	1 Year	2 Year	3 Year
Data Port 56K or 64K	\$40.00	\$30.00	\$25.00
Data Port 128K	\$80.00	\$60.00	\$50.00
Data Port 256K	\$160.00	\$120.00	\$100.00
Data Port 384K	\$240.00	\$180.00	\$150.00
Data Port 512K	\$320.00	\$240.00	\$200.00

T-1 Data Port – required for circuits greater than 512K

Term	1 Year	2 Year	3 Year
Schedule 1 – 1.544 Mb	\$500.00	\$350.00	\$300.00
Schedule 2 – 1.544 Mb	\$600.00	\$450.00	\$400.00
Schedule 3 – 1.544 Mb	\$700.00	\$550.00	\$500.00
Remote	\$1150.00	\$1000.00	\$900.00

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

Digital Data Service (cont'd)

	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Cross Connect – requires one per circuit endpoint			
Cross Connect per circuit endpoint	\$100.00	\$75.00	\$50.00
Interoffice Channel – connectivity between US LEC POPs and Network Access Point	\$150.00	\$125.00	\$100.00
Mileage – mileage between endpoints on a data circuit			
Fractional DS1 Mileage – per mile	\$1.00	\$1.00	\$1.00
DS1 Mileage – per mile	\$2.00	\$2.00	\$2.00

Non-Recurring Charges:

Per Data Only T-1 Facility Installation	\$1000.00
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US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

Frame Relay Service

T-1 Access Digital Facility

(Data Only)	<u>Monthly Recurring Charges</u>		
	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedule 1	\$500.00	\$350.00	\$300.00
Schedule 2	\$600.00	\$450.00	\$400.00
Schedule 3	\$700.00	\$550.00	\$500.00
Remote	\$700.00	\$550.00	\$500.00

DS-0 Access Digital Facility

(Data Only)	<u>Monthly Recurring Charges</u>		
	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedule 1	\$120.00	\$110.00	\$100.00
Schedule 2	\$130.00	\$120.00	\$110.00
Schedule 3	\$150.00	\$130.00	\$120.00
Remote	\$175.00	\$160.00	\$150.00

Non-Recurring Charges:

Per Access Facility Installation **\$1000.00**

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

Frame Relay Service (cont'd)

25% CIR Data Ports

	<u>1 year</u>	<u>2 year</u>	<u>3 Year</u>
56/64K FRS Port	\$ 225.00	\$ 215.00	\$ 200.00
112/128K FRS Port	\$ 350.00	\$ 340.00	\$ 325.00
224/256K FRS Port	\$ 475.00	\$ 465.00	\$ 450.00
336/384K FRS Port	\$ 600.00	\$ 590.00	\$ 575.00
448/512K FRS Port	\$ 725.00	\$ 715.00	\$ 700.00

26-50% CIR Data Ports

	<u>1 year</u>	<u>2 year</u>	<u>3 Year</u>
56/64K FRS Port	\$ 250.00	\$ 235.00	\$ 225.00
112/128K FRS Port	\$ 375.00	\$ 360.00	\$ 350.00
224/256K FRS Port	\$ 500.00	\$ 485.00	\$ 475.00
336/384K FRS Port	\$ 625.00	\$ 610.00	\$ 600.00
448/512K FRS Port	\$ 750.00	\$ 735.00	\$ 725.00

51-75% CIR Data Ports

	<u>1 year</u>	<u>2 year</u>	<u>3 Year</u>
56/64K FRS Port	\$ 300.00	\$ 285.00	\$ 275.00
112/128K FRS Port	\$ 425.00	\$ 410.00	\$ 400.00
224/256K FRS Port	\$ 550.00	\$ 535.00	\$ 525.00
336/384K FRS Port	\$ 675.00	\$ 660.00	\$ 650.00
448/512K FRS Port	\$ 800.00	\$ 785.00	\$ 775.00

76-100% CIR Data Ports

	<u>1 year</u>	<u>2 year</u>	<u>3 Year</u>
56/64K FRS Port	\$ 325.00	\$ 315.00	\$ 300.00
112/128K FRS Port	\$ 550.00	\$ 440.00	\$ 425.00
224/256K FRS Port	\$ 675.00	\$ 565.00	\$ 550.00
336/384K FRS Port	\$ 800.00	\$ 690.00	\$ 675.00
448/512K FRS Port	\$ 925.00	\$ 815.00	\$ 800.00

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

Frame Relay Service (cont'd)

IntraLATA Data Ports

	<u>1 year</u>	<u>2 year</u>	<u>3 Year</u>
56/64K FRS Port	\$ 150.00	\$ 135.00	\$ 125.00
112/128K FRS Port	\$ 225.00	\$ 200.00	\$ 160.00
224/256K FRS Port	\$ 525.00	\$ 450.00	\$ 350.00
336/384K FRS Port	\$ 550.00	\$ 475.00	\$ 400.00
448/512K FRS Port	\$ 675.00	\$ 550.00	\$ 475.00

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

Connectivity and Co-location Service (CCS)

<u>Monthly Recurring Charges:</u>	<u>Zone A</u>	<u>Zone B</u>	
DS1 Entrance Facility	\$300.00	\$300.00	(1)
DS3 Entrance Facility	\$7,200.00	\$7,200.00	(1)
DS1 Dialtone with DID	\$500.00	N/A	
PRI Dialtone with DID	\$500.00	N/A	
Rack Space – Full Rack	\$500.00	N/A	
Rack Space – Half Rack	\$300.00	N/A	
Rack Space – 5 Rack units	\$200.00	N/A	
20 DID numbers - 1 year agreement	20.00	20.00	
20 DID numbers - 2 year agreement	18.00	18.00	
20 DID numbers - 3 year agreement	17.00	17.00	
 <u>Non-Recurring Charges:</u>			
PRI Installation	\$1000.00*	\$1000.00*	
DS1 Installation	\$1000.00*	\$1000.00*	
DS1 Entrance Facility Installation	\$100.00*	\$750.00*	
DS3 Entrance Facility Installation	\$100.00*	\$870.50*	

*Additional charges may apply if labor and/ or other facilities build issues arise.

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

Digital Subscriber Line (DSL)

<u>Synchronous Speed</u>	<u>Monthly Recurring Charges</u>
1.5 Mbps DSL	\$399.00
1.1 Mbps DSL	\$299.00
768 Kbps DSL	\$249.00
384 Kbps DSL	\$199.00
192 Kbps DSL	\$169.00
144 Kbps DSL	\$149.00
 <u>Non-Recurring Charges</u>	
DSL Circuit Installation	\$250.00

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

Advantage T-1

Monthly Recurring Charges

T-1 Access at 1.54 Mbps

<u>Monthly Recurring Charges:</u>	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedule 1	\$1000.00	\$1000.00	\$1000.00
Schedule 2	\$1100.00	\$1100.00	\$1100.00
Schedule 3	\$1200.00	\$1200.00	\$1200.00

T-1 Access at 960 Kbps

<u>Monthly Recurring Charges:</u>	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedule 1	\$750.00	\$750.00	\$750.00
Schedule 2	\$800.00	\$800.00	\$800.00
Schedule 3	\$900.00	\$900.00	\$900.00

Facility Termination per T-1/PRI**	\$7.50	\$7.50	\$7.50
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Non-Recurring Charges:

T-1 Installation	\$1,000.00
Analog Gateway	\$300.00
Premise Visit	\$13.00

Effective June 1, 2003, Advantage T-1 Service will no longer be available to new Customers.

****Effective November 1, 2003**

The following Advantage T-1 service packages are available to customers renewing existing Advantage T-1 contracts. All rates are in addition to the existing customer's T-1 Access charges listed above.

Advantage T-1 Basic Monthly Service Package

<u>Monthly Recurring Charges</u>	
12 Month Term	\$100.00
24 Month Term	\$50.00
36 Month Term	\$.01

The standard Advantage T-1 service configuration services are listed below.

50% off standard US LEC Conferencing service rates***
Data Network Reports*
PowerVIEW*

* Non-regulated service

*** Rates, terms, and conditions in US LEC's Interstate Rate Guide Section 6.4 apply.

Advantage T-1 Pro Monthly Service Package

<u>Monthly Recurring Charges</u>	
12 Month Term	\$325.00
24 Month Term	\$200.00
36 Month Term	\$125.00

The Advantage T-1 Pro service configuration services are listed below.

Caller ID with Name
50% off standard US LEC Conferencing service rates***
Data Network Reports*
PowerVIEW*
Premise Equipment Maintenance*

* Non-regulated service

*** Rates, terms, and conditions in US LEC's Interstate Rate Guide Section 6.4 apply

Advantage T-1 Extra Monthly Service Package

Monthly Recurring Charges

12 Month Term	\$250.00
24 Month Term	\$150.00
36 Month Term	\$75.00

The Advantage T-1 Extra service configuration services are listed below.

Internet Router*
50% off standard US LEC Conferencing service rates***
Data Network Reports*
PowerVIEW*
Premise Equipment Maintenance*

* Non-regulated service

*** Rates, terms, and conditions in US LEC's Interstate Rate Guide Section 6.4 apply

Advantage T-1 Plus Monthly Service Package

Monthly Recurring Charges

12 Month Term	\$275.00
24 Month Term	\$175.00
36 Month Term	\$100.00

The Advantage T-1 Extra service configuration services are listed below.

Internet Router*
Bronze Hosting*
10 Email Accounts*
50% off standard US LEC Conferencing service rates***
Data Network Reports*
PowerVIEW*
Premise Equipment Maintenance*

* Non-regulated service

*** Rates, terms, and conditions in US LEC's Interstate Rate Guide Section 6.4 apply

Advantage T-1 Securi-T Monthly Service Package

Monthly Recurring Charges

12 Month Term	\$750.00
24 Month Term	\$560.00
36 Month Term	\$450.00

The Advantage T-1 Securi-T service configuration services are listed below.

Internet Router*
Bronze Hosting*
10 Email Accounts*
Managed Firewall*
50% off standard US LEC Conferencing service rates***
Data Network Reports*
PowerVIEW*
Premise Equipment Maintenance*

* Non-regulated service

*** Rates, terms, and conditions in US LEC's Interstate Rate Guide Section 6.4 apply

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

ADVANTAGE Power T

The ADVANTAGE Power T service provides customers with up to 24 channels of highly flexible, high capacity bandwidth. The Customer has the flexibility of bundling local exchange service and data services including Frame Relay Service, MPLS VPN, and Internet access. These voice and/or data services are provisioned on individual 64 Kbps channels which can total up to, but not exceed, 1.54 Mbps. Exchange Access Optional Services, Other Service Arrangements and Miscellaneous Service rates contained in this Price List are not included in ADVANTAGE Power T monthly recurring rates. Frame Relay channels are provided with a committed information rate of 0%. MPLS VPN channels are provided with no priority queuing. Committed information rates higher than 0% will be provided in 16 Kbps increments and will be subject to standard Frame Relay Service pricing. ATM service is offered as Unspecified Bit Rate quality of service. Additional quality of service levels are available in 8 Kbps increments and are subject to standard ATM rates. Digital Data Service is available in 64 Kbps increments, and all mileage charges will apply in addition to the channel rate. A minimum monthly charge of \$500 applies to each ADVANTAGE Power T configuration. Additionally, all ADVANTAGE Power T configurations are subject to a minimum 1-year term commitment. An analog gateway is required for analog line terminations. Optional bundles of regulated and non-regulated services described in 7.3.1, 7.3.2 and 7.3.3 are available in addition to the basic Power T configuration.

<u>ADVANTAGE Power T</u>	<u>Monthly Recurring Charges</u>		
	<u>Schedule 1</u>	<u>Schedule 2</u>	<u>Schedule 3</u>
Per 64 Kbps channel(1)	\$50.00	\$60.00	\$70.00
	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Analog Gateway			
All schedules	\$150.00	\$100.00	\$75.00
Internet Gateway*			
All Schedules	\$100.00	\$75.00	\$50.00
Data Gateway			
All Schedules	\$25.00	\$25.00	\$25.00
 <u>Non-Recurring Charges:</u>			
T-1 Installation		\$1,000.00	
Gateway Installation		\$250.00	

ADVANTAGE Power T (cont'd)

Power Pak Optional Service Package

In addition to standard ADVANTAGE Power T service configurations, the Customer may purchase the Power Pak bundle of services listed below. The Power Pak rates below apply to each ADVANTAGE Power T configuration and include the following services.

- Non-Recurring T-1 Installation
- Bronze Web Hosting
- 10 E-Mail Boxes
- Extended Local Calling (where applicable)
- 50% off standard US LEC Conferencing service rates***

<u>Power Pak Service Rates</u>	<u>Monthly Recurring Charges</u>		
	<u>1Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedules 1, 2 & 3	\$125.00	\$75.00	\$50.00

Power Pak Plus Optional Service Package

In addition to standard ADVANTAGE Power T service configurations, the Customer may purchase the Power Pak Plus bundle of services listed below. The Power Pak rates below apply to each ADVANTAGE Power T configuration and include the following services.

- Non-Recurring T-1 Installation
- Bronze Web Hosting
- 10 E-Mail Boxes
- Extended Local Calling (where applicable)
- 50% off standard US LEC Conferencing service rates***
- Analog Gateway
- Internet router, including installation and maintenance

*** Rates, terms and conditions in US LEC's Interstate Rate Guide apply

ADVANTAGE Power T (cont'd)

Power Pak Plus Optional Service Package (cont'd)

<u>Power Pak Plus Service Rates</u>	<u>Monthly Recurring Charges</u>		
	1 Year	2 Year	3 Year
Schedules 1, 2 & 3	\$325.00	\$200.00	\$125.00

Power Pak Securi-T Optional Service Package

In addition to standard ADVANTAGE Power T service configurations, the Customer may purchase the Power Pak Plus bundle of services listed below. The Power Pak rates below apply to each Power T configuration and include the following services.

- Non-Recurring T-1 Installation
- Bronze Web Hosting
- 10 E-Mail Boxes
- Extended Local Calling (where applicable)
- 50% off standard US LEC Conferencing service rates***
- Analog Gateway
- Internet router, including installation and maintenance
- Firewall Service
- Secure Internet
- Firewall Installation

<u>Power Pak Securi-T Service Rates</u>	<u>Monthly Recurring Charges</u>		
	1 Year	2 Year	3 Year
Schedules 1, 2 & 3	\$750.00	\$560.00	\$450.00

Power Pak Ultra Optional Service Package

In addition to standard ADVANTAGE Power T service configurations, the Customer may purchase the Power Pak Ultra bundle of services listed below. The Power Pak Ultra rates below apply to each ADVANTAGE Power T configuration and include the following services.

Non-Recurring T-1 Installation
Bronze Web Hosting*
10 E-Mail Boxes*
Extended Local Calling (where applicable)
50% off standard US LEC Conferencing service rates***
ANI Delivery

<u>Power Pak Service Rates</u>	<u>Monthly Recurring Charges</u>		
	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedules 1, 2 & 3	\$525.00	\$325.00	\$200.00

Power Pak Max Optional Service Package

In addition to standard ADVANTAGE Power T service configurations, the Customer may purchase the Power Pak Max bundle of services listed below. The Power Pak Max rates below apply to each ADVANTAGE Power T configuration and include the following services.

Non-Recurring T-1 Installation
Bronze Web Hosting*
10 E-Mail Boxes*
Extended Local Calling (where applicable)
50% off standard US LEC Conferencing service rates***
Caller ID w/ Name

<u>Power Pak Service Rates</u>	<u>Monthly Recurring Charges</u>		
	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedules 1, 2 & 3	\$525.00	\$325.00	\$200.00

* Non-regulated service

*** Rates, terms, and conditions in US LEC's Interstate Rate Guide apply

*** Rates, terms and conditions in US LEC's Interstate Rate Guide apply

ADVANTAGE Power T (cont'd)

Web Hosting Upgrades

For all Power Pak Optional service packages described in 7.1.2, 7.1.3 and 7.1.4 the following web hosting service options may be substituted for Bronze service at the rates described below.

Service	Monthly Recurring Charge		
	1-year term	2-year term	3-year term
Silver Web Hosting	\$15.00	\$15.00	\$15.00
Gold Web Hosting	\$40.00	\$40.00	\$40.00
Platinum Web Hosting	\$85.00	\$85.00	\$85.00
Platinum Plus Web Hosting	\$225.00	\$225.00	\$225.00

Volume Discount Schedule

The following service term commitment and volume discounts will be applied to ADVANTAGE Power T and all optional Power Pak service packages. All services purchased in conjunction with ADVANTAGE Power T service will contribute to the discount schedule. However, the discounts will only apply to ADVANTAGE Power T and optional Power Pak monthly recurring rates.

Volume	1-year term	2-year term	3-year term
\$500	0.0%	0.0%	0.0%
\$750	5.0%	10.0%	12.5%
\$1,000	5.0%	12.5%	20.0%
\$10,000	5.0%	15.0%	25.0%

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

Dynamic T Service (Note 1)

The Dynamic T service provides customers with 1.0 to 3.0 Mbps of highly flexible, high capacity bandwidth that can be dynamically changed from up to 24 channels of voice capacity to 3.0 Mbps of Internet bandwidth or any combination of either at any given moment. The Customer has the flexibility of bundling local exchange service and data services including Internet access*. These voice and/or data services are provisioned on one or two T-1s utilizing US LEC Gateways and the required US LEC provided and Managed Integrated Access Devices (IAD) that allow intermingling of the voice and Internet on the T-1 which can total up to, but not exceed, 3.0 Mbps. The service can be converted to lines, PRI or T-1 to interface with the customer's existing equipment. Exchange Access Optional services and Miscellaneous Service rates contained in other parts of this price list are not included in Dynamic T monthly recurring rates. All Dynamic T configurations are subject to a minimum 1-year term commitment. An analog gateway is required for analog line terminations. Optional bundles of regulated and non-regulated services described below are available in addition to the basic Dynamic T configuration.

Dynamic T Customer Voice traffic has priority over Internet traffic.

<u>Dynamic T</u>	<u>Monthly Recurring Charges</u>		
Base Services	<u>Schedule 1</u>	<u>Schedule 2</u>	<u>Schedule 3</u>
Dynamic T 1.0 Mbps with 1.0 Mbps Internet and 8 Voice Channels	\$550.00	\$600.00	\$650.00
Dynamic T 1.0 Mbps with 1.0 Mbps Internet and 16 Voice Channels	\$700.00	\$750.00	\$800.00
Dynamic T 3.0 Mbps with 3.0 Mbps Internet and 8 Voice Channels	\$900.00	\$1,000.00	\$1,100.00

*Internet access is a non-regulated offering

Note 1 - Effective December 7, 2005 this service is no longer available to new customers.

Updated: December 7, 2005

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

Dynamic T Service (Cont'd) (Note 1)

<u>Base Services</u>	<u>Schedule 1</u>	<u>Schedule 2</u>	<u>Schedule 3</u>
US LEC Managed IAD Basic Per T-1/w battery back-up	\$150.00	\$150.00	\$150.00
US LEC Managed IAD Upgrade Per T-1/w battery back-up (in addition to IAD Basic)	\$50.00	\$50.00	\$50.00

The US LEC Managed IAD provides the following bundle of services.

- T-1/PRI Installation
- Bronze Web Hosting*
- 10 Email Boxes*
- Extended Local Calling (where applicable)
- 50% off standard US LEC Conferencing rates***
- Combined Analog Gateway and Internet Router, including installation and maintenance*
- One BTN Directory Listing

Dynamic T – SIP Option

As an option, Dynamic T customers may elect to have Dynamic T delivered voice service handed off to them in SIP IP protocol as opposed to having their voice converted to lines, PRI, or T-1. The customer must provide equipment capable of, and configured for, SIP IP voice delivery, including the ability to read and assign “IP Precedence” to Voice IP packets.

When the SIP option is elected, customers may not purchase a US LEC Managed IAD from US LEC. All other Dynamic T optional services remain available at the prices and conditions set forth in this tariff.

MRC \$50.00

- T1/PRI Installation
- Bronze Web Hosting*
- 10 Email Boxes*
- Extended Local Calling (where applicable)
- 50% off standard US LEC Conferencing rates***
- Combined Analog Gateway and Internet Router, including installation and maintenance*
- One BTN Directory Listing

* Non-regulated service

*** Rates, terms, and conditions in US LEC’s Interstate Rate Guide apply

Note 1 - Effective December 7, 2005 this service is no longer available to new customers.

Revised: December 7, 2005

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

Dynamic T Service (Cont'd)(Note 1)

Dynamic T Optional Services

<u>Optional Services</u>	<u>MRC</u>		
	Sch. 1	Sch 2	Sch. 3
Four (4) Additional Voice Channels	\$100.00	\$200.00	\$300.00
Domestic LD Bundle			
2,000 minutes per month			\$50.00
3,000 minutes per month			\$75.00
4,000 minutes per month			\$100.00
Excess Interstate LD minutes per month per minute			\$0.055
Excess Intrastate LD minutes per month per minute			\$0.075
0.5 Mbps Add'l Dynamic T Data Access			\$50.00
Enterprise IP Calling	8 Channels		\$50.00
	12 Channels		\$75.00
	16 Channels		\$100.00
	20 Channels		\$125.00
	24 Channels		\$150.00

Dynamic T Discounts

Dynamic T discounts are applicable to any Dynamic T MRC element and are calculated based on the sum of the MRC of the selected elements and the term of the customer contract.

<u>MRC Commitment /minimum</u>	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
<u>MRC</u>			
\$750.00	0.0%	0.0%	5.0%
\$1,000.00	0.0%	5.0%	10.0%
\$2,000.00	0.0%	10.0%	15.0%

Note 1 - Effective December 7, 2005 this service is no longer available to new customers.

Revised: April 11, 2006

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

ADVANTAGE Power T II

The ADVANTAGE Power T II service provides customers with up to 24 channels of highly flexible, high capacity bandwidth. The Customer has the flexibility of bundling local exchange service and data services including Frame Relay Service, MPLS VPN, and Internet access*. These voice and/or data services are provisioned on individual 64 Kbps channels which can total up to, but not exceed, 1.54 Mbps. Exchange Access Optional services and Miscellaneous Service rates contained in Sections 6 and 8 of this tariff are not included in ADVANTAGE Power T II monthly recurring rates. Frame Relay channels are provided with a committed information rate of 0%. MPLS VPN channels are provided with no priority queuing. Committed information rates higher than 0% will be provided in 16 Kbps increments and will be subject to standard Frame Relay Service pricing. Digital Data Service is available in 64 Kbps increments, and all mileage charges will apply in addition to the channel rate. A minimum monthly charge of \$500 applies to each ADVANTAGE Power T II configuration. Additionally, all ADVANTAGE Power T II configurations are subject to a minimum 1-year term commitment. An analog gateway is required for analog line terminations. Optional bundles of regulated and non-regulated services described in paragraphs following are available in addition to the basic ADVANTAGE Power T II configuration.

<u>ADVANTAGE Power T II</u>	<u>Monthly Recurring Charges</u>		
	<u>Schedule 1</u>	<u>Schedule 2</u>	<u>Schedule 3</u>
Per 64 Kbps channel	\$40.00	\$50.00	\$60.00
	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Analog Gateway			
All schedules	\$150.00	\$100.00	\$75.00
Internet Gateway*			
All Schedules	\$100.00	\$75.00	\$50.00
Data Gateway			
All Schedules	\$25.00	\$25.00	\$25.00
 <u>Non-Recurring Charges:</u>			
T-1 Installation		\$1,000.00	
Gateway Installation		\$250.00	

* Non-regulated service

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

ADVANTAGE Power T II (cont'd)

Power Pak Optional Service Package

In addition to standard ADVANTAGE Power T II service configurations, the Customer may purchase the Power Pak bundle of services listed below. The Power Pak rates below apply to each ADVANTAGE Power T II configuration and include the following services.

Non-Recurring T-1 Installation
Bronze Web Hosting*
10 E-Mail Boxes*
Extended Local Calling (where applicable)
50% off standard US LEC Conferencing service rates***

<u>Power Pak Service Rates</u>	<u>Monthly Recurring Charges</u>		
	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedules 1, 2 & 3	\$125.00	\$75.00	\$50.00

Power Pak Plus Optional Service Package

In addition to standard ADVANTAGE Power T II service configurations, the Customer may purchase the Power Pak Plus bundle of services listed below. The Power Pak rates below apply to each ADVANTAGE Power T II configuration and include the following services.

Non-Recurring T-1 Installation
Bronze Web Hosting*
10 E-Mail Boxes*
Extended Local Calling (where applicable)
50% off standard US LEC Conferencing service rates***
Analog Gateway
Internet router, including installation and maintenance*

<u>Power Pak Plus Service Rates</u>	<u>Monthly Recurring Charges</u>		
	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedules 1, 2 & 3	\$325.00	\$200.00	\$125.00

* Non-regulated service
*** Rates, terms and conditions in US LEC's Interstate Rate Guide apply

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

ADVANTAGE Power T II (cont'd)

Power Pak Securi-T Optional Service Package

In addition to standard ADVANTAGE Power T II service configurations, the Customer may purchase the Power Pak Plus bundle of services listed below. The Power Pak rates below apply to each ADVANTAGE Power T II configuration and include the following services.

Non-Recurring T-1 Installation
Bronze Web Hosting*
10 E-Mail Boxes*
Extended Local Calling (where applicable)
50% off standard US LEC Conferencing service rates***
Analog Gateway
Internet router, including installation and maintenance*
Firewall Service*
Secure Internet*
Firewall Installation*

<u>Power Pak Securi-T Service Rates</u>	<u>Monthly Recurring Charges</u>		
	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedules 1, 2 & 3	\$750.00	\$560.00	\$450.00

Power Pak Ultra Optional Service Package

In addition to standard ADVANTAGE Power T II service configurations, the Customer may purchase the Power Pak Ultra bundle of services listed below. The Power Pak Ultra rates below apply to each ADVANTAGE Power T II configuration and include the following services.

Non-Recurring T-1 Installation
Bronze Web Hosting*
10 E-Mail Boxes*
Extended Local Calling (where applicable)
50% off standard US LEC Conferencing service rates***
ANI Delivery

<u>Power Pak Service Rates</u>	<u>Monthly Recurring Charges</u>		
	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedules 1, 2 & 3	\$525.00	\$325.00	\$200.00

* Non-regulated service

*** Rates, terms and conditions in US LEC's Interstate rate Guide apply

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

ADVANTAGE Power T II (cont'd)

Power Pak Max Optional Service Package

In addition to standard ADVANTAGE Power T II service configurations, the Customer may purchase the Power Pak Max bundle of services listed below. The Power Pak Max rates below apply to each ADVANTAGE Power T II configuration and include the following services.

Non-Recurring T-1 Installation
Bronze Web Hosting*
10 E-Mail Boxes*
Extended Local Calling (where applicable)
50% off standard US LEC Conferencing service rates***
Caller ID w/ Name

<u>Power Pak Service Rates</u>	<u>Monthly Recurring Charges</u>		
	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedules 1, 2 & 3	\$525.00	\$325.00	\$200.00

ADVANTAGE Power T II Web Hosting* Upgrades

For all ADVANTAGE Power T II Power Pak Optional service packages described in previous paragraphs the following web hosting service options may be substituted for Bronze service at the rates described below.

Service	Monthly Recurring Charge		
	1-year term	2-year term	3-year term
Silver Web Hosting	\$15.00	\$15.00	\$15.00
Gold Web Hosting	\$40.00	\$40.00	\$40.00
Platinum Web Hosting	\$85.00	\$85.00	\$85.00
Platinum Plus Web Hosting	\$225.00	\$225.00	\$225.00

* Non-regulated service

*** Rates, terms and conditions in US LEC's Interstate rate Guide apply

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

Dynamic T II

The Dynamic T II service provides customers with 1.0 to 3.0 Mbps of highly flexible, high capacity bandwidth that can be dynamically changed from up to 24 channels of voice capacity to 3.0 Mbps of Internet or MPLS VPN bandwidth or any combination of either at any given moment. These voice and/or data services are provisioned on one or two T-1s utilizing US LEC Gateways and the required US LEC provided and Managed Integrated Access Devices (IAD) that allow intermingling of the voice and Internet on the T-1 which can total up to, but not exceed, 3.0 Mbps. The service can be converted to lines, PRI or T-1 to interface with the customer's existing equipment. Exchange Access Optional services and Miscellaneous Service rates contained in this price list are not included in Dynamic T II monthly recurring rates. All Dynamic T II configurations are subject to a minimum 1-year term commitment. An analog gateway is required for analog line terminations. Dynamic T II Customer Voice traffic has priority over Internet traffic. Dynamic T II Customers may elect to have the service handed off to them in SIP IP protocol.

Dynamic T II basic rules

Customer must choose one IAD or one SIP pak.

Customer must choose one of the following:

Internet (no additional charge)

MPLS VPN - MRC - \$50.00 per Mbs requested

Each Dynamic T II IAD Pak receives the following services in addition to the pak specific services.

- A US LEC provided and managed IAD*
- Bronze Web Hosting
- Subscription Services*
- 50% Conference Calling Discount**
- 1 BTN Directory Listing
- Local Number Portability
- Local and EAS service
- Internet service at the maximum transfer rate stated*

Each Dynamic T II SIP Pak receives the following services in addition to the pak specific services.

- Bronze Web Hosting
- Subscription Services*
- 50% Conference Calling Discount**
- 1 BTN Directory Listing
- Local Number Portability
- Local and EAS service
- Internet service at the maximum transfer rate stated*

* Non-regulated service

** Rates, terms and conditions in US LEC's Long Distance tariff apply.

*** Rates, terms and conditions in US LEC's Interstate rate Guide apply.

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

Dynamic T II (cont'd)

1.0 Mb Internet or MPLS VPN IAD Pak

4 Voice Channels

1.0 Mb Internet or MPLS VPN

	<u>MRC</u>	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedule 1		\$675	\$625	\$550
Schedule 2		\$775	\$675	\$600
Schedule 3		\$825	\$725	\$650

1.0 Mbs Internet or MPLS VPN SIP Pak

4 Voice Channels

1.0 Mb Internet or MPLS VPN

	<u>MRC</u>	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedule 1		\$525	\$475	\$450
Schedule 2		\$550	\$525	\$500
Schedule 3		\$600	\$575	\$550

3.0 Mbs Managed Internet or MPLS VPN IAD Pak

8 Voice Channels

3.0 Mb Internet or MPLS VPN

	<u>MRC</u>	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedule 1		\$1070	\$1000	\$945
Schedule 2		\$1150	\$1075	\$1025
Schedule 3		\$1275	\$1175	\$1125

3.0 Mbs Internet or MPLS VPN SIP Pak

8 Voice Channels

3.0 Mb Internet or MPLS VPN

	<u>MRC</u>	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedule 1		\$950	\$925	\$900
Schedule 2		\$975	\$950	\$925
Schedule 3		\$1275	\$1175	\$1125

DS3 Managed Internet or MPLS VPN IAD Pak

24 Voice Channels

10.0 Mb Internet or MPLS VPN

	<u>MRC</u>	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedule 1		\$5450	\$5100	\$4800
Schedule 2		\$6200	\$5750	\$5250
Schedule 3		\$6950	\$6600	\$6250

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

Dynamic T II (cont'd)

DS3 Internet or MPLS VPN SIP Pak

24 Voice Channels

10.0 Mb Internet or MPLS VPN

	<u>MRC</u>	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedule 1		\$5025	\$4725	\$4475
Schedule 2		\$5775	\$5375	\$4925
Schedule 3		\$6525	\$6225	\$5925

10 Mb Ethernet Managed Internet or MPLS VPN IAD Pak

24 Voice Channels

3.0 Mb Internet or MPLS VPN

	<u>MRC</u>	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedule 1		\$2950	\$2730	\$2630
Schedule 2		\$3350	\$3130	\$3030
Schedule 3		\$3750	\$3530	\$3430

10 Mb Ethernet Internet or MPLS VPN SIP Pak

24 Voice Channels

3.0 Mb Internet or MPLS VPN

	<u>MRC</u>	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedule 1		\$2450	\$2330	\$2230
Schedule 2		\$2850	\$2730	\$2630
Schedule 3		\$3250	\$3130	\$3030

20 Mb Ethernet Internet or MPLS VPN IAD Pak

24 Voice Channels

8.0 Mb Internet or MPLS VPN

	<u>MRC</u>	<u>All Terms</u>
All Schedules		ICB

20 Mb Ethernet Internet or MPLS VPN SIP Pak

24 Voice Channels

8.0 Mb Internet or MPLS VPN

	<u>MRC</u>	<u>All Terms</u>
All Schedules		ICB

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

Dynamic T II (cont'd)

Upgrades

	MRC
Each additional 0.5 Mb Internet or MPLS VPN	\$50
Each additional 1.0 Mb Internet or MPLS VPN on DS3 or Ethernet	\$150
Each additional 1.5 Mb Internet or MPLS VPN on 3.0 Mbs	\$500
Each additional line	
Schedule 1	\$50
Schedule 2	\$60
Schedule 3	\$70

Plus 4 & More

4 Add'l Lines plus 1,000 MOU Domestic LD

	<u>MRC</u>	<u>1 Year</u>	<u>2 Year</u>	<u>3 Year</u>
Schedule 1		\$157.50	\$127.50	\$99.50
Schedule 2		\$197.50	\$167.50	\$139.50
Schedule 3		\$237.50	\$207.50	\$179.50

24 Add'l Lines for DS3 or Ethernet IAD or SIP Pak

	<u>MRC</u>	<u>All terms</u>
Schedule 1		\$500
Schedule 2		\$600
Schedule 3		\$600

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

Asynchronous Transfer Mode (ATM) Service

Local Loop			MRC		
	Schedule	NRC	1 Year	2 Year	3 Year
DS1	On net	\$ 1,000	\$ 500	\$ 350	\$ 300
	Off net	\$ 1,000	\$ 600	\$ 450	\$ 400
	NNI	\$ 1,000	\$ 700	\$ 550	\$ 500
DS3	On net	\$ 3,500	\$ 4,000	\$ 3,750	\$ 3,500
	Off net	\$ 3,500	\$ 6,000	\$ 5,500	\$ 5,000
	NNI	\$ 3,500	\$ 4,000	\$ 3,750	\$ 3,500
DS1 Co-lo	Co-lo	\$ 1,250	\$ 74	\$ 74	\$ 74
DS3 Co-lo	Co-lo	\$ 3,500	\$ 960	\$ 960	\$ 960

ATM Port (>12 Mb Requires 45 Mb DS3 Port)			MRC		
	Schedule	NRC	1 Year	2 Year	3 Year
1.5 Mb (DS1)	ALL	N/A	\$ 775	\$ 750	\$ 700
45 Mb (DS3)	On net	N/A	\$ 4,000	\$ 3,750	\$ 3,500
	Off net	N/A	\$ 5,000	\$ 4,750	\$ 4,500

Performance Standards available for US LEC ATM service are Core Network Availability, On-Net and Off-Net End-to-End Network Availability, Network Transit Delay (NTD) and Mean Time to Repair (MTTR).

	<u>ATM Performance Standards</u>	Guarantee
A	Core Network Availability	99.90%
B.1	On-Net End-to-End Network Availability (Domestic)	99.85%
B.2	Off-Net End-to-End Network Availability (Domestic)	99.80%
C.1	Network Transit Delay for Constant Bit Rate (CBR)	50 Ms One-Way
C.2	Network Transit Delay for Variable Bit Rate – Real Time (VBR-RT)	55 Ms One-Way
C.3	Network Transit Delay for Variable Bit Rate – Non Real Time (VBR-NRT)	60 Ms One-Way
C.4	Network Transit Delay for Unspecified Bit Rate - (UBR)	100 Ms One-Way
D	Mean Time to Repair (MTTR)	8 Hours

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

Asynchronous Transfer Mode (ATM) Service (Cont'd)

PVCs (Per PVC, Simplex Pricing)					
SCR (Term & Schedule Independent)					
QoS	NRC	PCR	0-56 Kb	64+ Kb	1.5+ Mb
Per 64 Kb			Per 8 Kb	Per 64 Kb	Per 1.5 Mb
CBR	\$100	1:1 SCR	\$ 2.250	\$ 18.00	\$ 432.00
VBR-rt*	\$100	4:1 SCR	\$ 2.125	\$ 17.00	\$ 408.00
VBR-nrt*	\$100	4:1 SCR	\$ 2.000	\$ 16.00	\$ 384.00
UBR	\$100	N/A	\$ 0.500	\$ 4.00	\$ 96.00
* SCR for VBR-rt and VBR-nrt PVCs must be at least 25% of PCR					
Volume Discounts (Per solution, all elements)					
		MRC	Discount		
		10K	5%		
		20K	10%		
		30K	15%		
		50K	20%		

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

Multi-Channel Foreign Exchange (FX) Service

Description

Multi-Channel Foreign Exchange (FX) Service is exchange service furnished to a customer from an exchange other than the one from which the customer would normally be served, allowing customers to have a local presence and one-way communications in an exchange different from their own. The service provides up to 24 channels of IntraLATA inbound only communication service to the customer premises. Each Multi-Channel FX Service requires a T-1 facility dedicated to it. The service must be used in conjunction with Local Exchange Access Service. Multi-Channel FX Service rates are in addition to Local Exchange Access Service rates described in Section 5 of this tariff.

Rates

	<u>Non-Recurring</u>	<u>Monthly Recurring</u>
Multi-Channel FX Service	\$50.00	\$100.00

Single Line Foreign Exchange (FX) Service

Description

Single Line Foreign Exchange (FX) Service is exchange service furnished to a customer from an exchange other than the one from which the customer would normally be served, allowing customers to have a local presence and one-way communications in an exchange different from their own. The service provides a single channel of IntraLATA inbound only communication service to the customer premises. Each Single Line FX Service requires a usable line or trunk dedicated to it. The service must be used in conjunction with Local Exchange Access Service. Single Line FX Service rates are in addition to Local Exchange Access Service rates described in Section 5.

Rates

	<u>Non-Recurring</u>	<u>Monthly Recurring</u>
Single Line FX Service	\$50.00	\$12.00

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

Disaster Recovery Services

Description

The following items are available individually or in to bundles provide the customer the ability to transfer service to non-affected locations for restoration of services in the event of a catastrophic event, out of service conditions, or to relieve overflow conditions and are applicable at any customer network location.

Rates effective April 18, 2005:

<u>Disaster Recovery Element</u>	<u>Service</u>	<u>NRC</u>	<u>MRC per location requested</u>
1*	Email Spooling		\$20.00
2	Call Forwarding Trunks-to-POTS		\$20.00
3	Call Forwarding Variable		\$2.75
4	Remote Access to Call Forwarding		\$2.75
5	Emergency Re-Route	\$10.00	\$10.00
6	Trunk Group Overflow	\$10.00	\$10.00
Voice and Data Bundle	Elements 1 through 6		\$45.00
Voice only Bundle	Elements 2 through 5		\$35.00

* Non-regulated service

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange Service

Customer Premise Work

The Customer shall be responsible for payment of a nonrecurring charge for each visit by the Company to the premise of the Customer solely to determine that a service difficulty or trouble report results from the use of equipment, power, or facilities, or the failure of equipment, power, or facilities located on the Customer's side of the demarcation point or to install wiring or other equipment at the Customer's direction on the Customer's side of the demarcation point. Customer Premise Work charges apply per customer request when the Company sends one or more technicians at the Customer's request to the Customer premise. When more than one employee is involved at the premise, only one (1) initial charge shall be applied and the additional employee's time will be charged as additional time increments.

First 30-minute increment or fraction thereof	\$ 70.00
Each additional 15-minute increment or fraction thereof	\$ 12.00

Direct Trunk Overflow

The Direct Trunk Overflow (DTO) feature, where available, gives the Customer another termination option if all of their DID trunks are busy. This all-trunks-busy condition may be caused either by legitimate heavy incoming traffic or by a trouble condition where the T-1 system is down and the 5ESS senses that trouble as an all-trunks-busy condition. During either busy condition, the incoming call attempts to terminate to the DID group. When the 5ESS sees all trunks busy, it will choose an alternate route for the call to a telephone number that is programmed in the 5ESS only. This telephone number has the Call Forward Remote feature assigned to it and forwards the call to a number chosen by the Customer.

Remote Access DTO enables the customer to activate and/or update the Call Forwarding on their DTO from any location. The customer uses a provided remote-access toll free number, the DTO Call Forwarding line and their four-digit PIN to review or change their call forwarding number.

	<u>Monthly Recurring Charge</u>	<u>Non- Recurring Charge</u>
Direct Trunk Overflow	\$49.95	\$25.00
Remote Access DTO	\$10.00	n/a

(N)

(N)

US LEC OF NORTH CAROLINA Inc.

Price List Relating to the Provision of Exchange Access Services

Direct Access in BellSouth Telecommunications Inc. regions

Transport*

DS0 Port, per port per month	\$45.00
DS1 Port, per port per month	**
DS3 Port, per port, per month	\$8,000.00

Transport Services:

Tandem Switching, per minute	
- Originating	\$0.00074
- Terminating	**

Transport Termination, per minutes	
- Originating	\$0.0024
- Terminating	**

Transport Mileage, per minute per mile	
- Originating	\$0.000423
- Terminating	**

Network Switching, per minute

- Originating	\$0.025
- Terminating	**

Rate Per Month

Entrance Facility	
DS1 per facility, per port	**
DS3 per facility, per port	\$7,200.00

	Non-Recurring Charges	Rate Per
	<u>First</u> <u>Additional</u>	<u>Month</u>

Multiplexing	
Per Arrangement DS3 to DS1	**
Interface-per DS1	\$85.00

* Where the Company utilizes such ports for two-way, jointly provided meet point facilities between its switches and the switching platforms of other carriers or providers (e.g., ILEC tandem switches) and where the other carrier/provider requires payment for dedicated or switched monthly recurring or other flat-rated charges for port/facilities for those same two-way, jointly provided meet point facilities, the Company will invoice that carrier/provider the Company's comparable transport services port charges as detailed herein.

** Rates mirror the current Interstate rates list in Paetec Communications, Inc. FCC Tariff No. 3.

US LEC OF NORTH CAROLINA Inc.

Price List Relating to the Provision of Exchange Access Services

Direct Access in Sprint-Central Telephone Company and Sprint-Carolina Telephone & Telegraph Company regions

Transport*		
DS0 Port, per port per month		\$45.00
DS1 Port, per port per month		**
DS3 Port, per port, per month		\$8,000.00
Network Switching,		
- Originating		\$0.038118
- Terminating		**

	<u>Rate Per</u>
	<u>Month</u>
Entrance Facility	
DS1 per facility, per port	**
DS3 per facility, per port	\$7,200.00

	<u>Non-Recurring Charges</u>		<u>Rate Per</u>
	<u>First</u>	<u>Additional</u>	<u>Month</u>
Multiplexing			
Per Arrangement DS3 to DS1	**		
Installation per DS0 Trunk	\$37.09	\$37.09	

* Where the Company utilizes such ports for two-way, jointly provided meet point facilities between its switches and the switching platforms of other carriers or providers (e.g., ILEC tandem switches) and where the other carrier/provider requires payment for dedicated or switched monthly recurring or other flat-rated charges for port/facilities for those same two-way, jointly provided meet point facilities, the Company will invoice that carrier/provider the Company's comparable transport services port charges as detailed herein.

** Rates mirror the current Interstate rates list in Paetec Communications, Inc. FCC Tariff No. 3.

Update: July 1, 2013

US LEC OF NORTH CAROLINA Inc.

Price List Relating to the Provision of Exchange Access Services

Direct Access in GTE South Incorporated regions

Transport**

DS0 Port, per port per month	\$45.00
DS1 Port, per port per month	**
DS3 Port, per port, per month	\$8,000.00

Network Switching,

- Originating	\$0.0668953
- Terminating	**

Rate Per Month

Entrance Facility

DS1 per facility, per port	**
DS3 per facility, per port	\$7,200.00

	Non-Recurring Charges	Rate Per
	First	Month
	Additional	

Multiplexing

Per Arrangement DS3 to DS1	**
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* Where the Company utilizes such ports for two-way, jointly provided meet point facilities between its switches and the switching platforms of other carriers or providers (e.g., ILEC tandem switches) and where the other carrier/provider requires payment for dedicated or switched monthly recurring or other flat-rated charges for port/facilities for those same two-way, jointly provided meet point facilities, the Company will invoice that carrier/provider the Company's comparable transport services port charges as detailed herein.

** Rates mirror the current Interstate rates list in Paetec Communications, Inc. FCC Tariff No. 3.

US LEC OF NORTH CAROLINA Inc.

Price List Relating to the Provision of Exchange Access Services

Price List Relating to Provision of Exchange Access Services (continued)

Indirect Access

Transport:

Tandem Switching, per minute	
- Originating	\$0.000740
- Terminating	**
Transport Termination, per minutes	
- Originating	\$0.002400
- Terminating	**
Transport Mileage, per minute per mile	
- Originating	\$0.000423
- Terminating	**

Bell South Territory:

Network Switching, per minute	
- Originating	\$0.025000
- Terminating	**
Common Trunk Port, per minute	
- Terminating	**

Embarq Territory

Network Switching, per minute	
- Originating	\$0.038118
- Terminating	**
Common Trunk Port, per minute	
- Terminating	**

Verizon Territory:

Network Switching, per minute	
- Originating	\$0.066895
- Terminating	**
Common Trunk Port, per minute	
- Terminating	**

** Rates mirror the current Interstate rates list in Paetec Communications, Inc. FCC Tariff No. 3.

Update: July 1, 2013

US LEC OF NORTH CAROLINA Inc.

Price List Relating to the Provision of Exchange Access Services

Price List Relating to Provision of Exchange Access Services (continued)

800 Database Access Service	
Per Query	
Basic	\$0.0079
Vertical Features	\$0.0082
Billing Name and Address Service	
Service Establishment Charge (non-recurring)	\$150.00
Request, per telephone number	\$0.25
Access Order Charge, (non-recurring)	\$280.00
Installation Charge*, (non-recurring)	
Per First Trunk or Signaling Connection	\$915.00*
Each additional Trunk or Signaling Connection	\$100.00*
*Additional charges may apply if labor and/ or other facilities build issues arise.	(N)
Network Blocking, per call blocked	\$.0076
Service Date Change Charge	\$26.21
Design Change Charge	\$26.21

US LEC OF NORTH CAROLINA Inc.

Price List Relating to the Provision of Exchange Access Services

Provision of Billing Information

Description

Access bills, not including Call Detail Records, are available in two formats. At no charge, the Customer may select as the primary billing medium either the Standard Paper Bill format described in (A) below or a mechanized electronic data transmission format described in (B) below:

- (A) The Standard Paper Bill format sent via U.S. Mail service.
- (B) Mechanized Electronic Data Transmission (MEDT) format in a SECAB format in one of the methods described below
 - (1) CONNECT: Direct is a secure, file transfer application which transmits data from the Customer's premises to a Company data center. Files will translate to the destination native from EBCDIC on IBM Mainframe or ASCII for UNIX.
 - (2) File Transfer Protocol (FTP) is a non-secure, internet standard protocol for file transfer between the Company and the Customer desired location.
 - (3) Secure File Transfer Protocol (SFTP) based on SSH, is an Internet standard protocol for file transfer between the Company and the Customer location providing transmission security features.

The Customer requesting data transmission shall be responsible for providing a data transmission system compatible with Company data transmission formats. In cooperation with the Customer, the Company will determine the interval required to implement the transmission of such material on an individual request basis. The Company will provide either binary or ASCII data. In the event of transmission failure resulting from Company error, the Company will retransmit a bill by electronic data transmission at no charge to the customer. In the event of transmission failure resulting any Customer or Customer network error, the Company will retransmit a bill by electronic data transmission at the same rates and charges as set forth in this Section.

US LEC OF NORTH CAROLINA Inc.

Price List Relating to the Provision of Exchange Access Services

Provision of Billing Information (cont'd)

Description (cont'd)

If the cause of a transmission failure can't be determined at the time the failure occurs, the Company will retransmit a duplicate bill(s) in MEDT format. After investigation, if the cause of the transmission failure is determined to be Customer error or Customer network error, the rates and charges for additional bill copies sent due to Customer error will apply as set forth in this Section.

At the Customer's option, the Company will provide additional copies of the current month's access service bill via standard paper, CD-ROM or MEDT formats at the charges specified in this Section. Requests for additional copies of prior monthly bills must be sent to the Company in writing and specify the requested dates and the medium in which the copies are to be provided. Charges as specified in this Section for additional copies of access service bills will apply for each copy of a bill requested by a Customer.

The Company does not provide Call Detail Records as a part of any of the above described monthly access service bill delivery methods. In addition, the Company will not provide Call Detail Records for invoices older than 90 days prior to the current billing period. The Company will provide Call Detail Records only upon written request by the Customer, and only in CD-ROM format at the rates specified in this Section. The rates in this Section will also apply to written Customer requests for Call Detail records for prior monthly access service bills.

Rates

The rates and charges for additional bill copies or Call Detail Records will apply as follows.

PDF image delivered via email per page	*
Paper Copy per page	*
CD-ROM per CD-ROM	*
Mechanized Electronic Data Transmission (MEDT) per record transmitted	*

* Rates and charges based on individual cases will apply.

US LEC of North Carolina Inc.

Price List Relating to the Provision of Basic Local Exchange and Exchange Access Services

Terms and Conditions

Customer shall be obligated to pay for all access traffic that Customer accepts, regardless of whether or not orders have been submitted for such traffic by Customer.

All invoices are presumed accurate and shall be binding on the Customer unless the Company receives notice of disputed charge(s) within 45 days (commencing 5 days after such bills have been mailed or otherwise rendered per the Company's normal course of business). Any claim of whatever nature against the Company shall be deemed conclusively waived unless presented in writing to the Company within the dispute period.

A late payment penalty will be due to the Company upon any unpaid amount commencing 28 days after the date of the invoice. The late payment penalty shall be the portion of the payment not received by the 28th day after the date of the invoice, multiplied by a late factor of 1.0% per month.

DEFINITIONS

Customer(s): The term "Customer(s)" denotes any individual, partnership, association, joint-stock company, trust, corporation, or governmental entity or other entity which subscribes to the services offered under this tariff, including but not limited to Interexchange Carriers (ICs), End Users and other telecommunications carriers or providers originating or terminating toll VoIP-PSTN traffic.

Toll VoIP-PSTN Traffic: The term "Toll VoIP-PSTN Traffic" denotes a customer's interexchange voice traffic exchanged with the Telephone Company in Time Division Multiplexing format over PSTN facilities, which originates and/or terminates in Internet Protocol (IP) format. "Toll VoIP-PSTN Traffic" originates and/or terminates in IP format when it originates from and/or terminates to an end user customer of a service that requires IP-compatible customer premises equipment.

IDENTIFICATION AND RATING OF VOIP-PSTN TRAFFIC

(A) Scope

- (1) VoIP-PSTN traffic is defined as traffic exchanged over the public switched telephone network ("PSTN") facilities that originates and/or terminates in Internet protocol ("IP") format. This section governs the identification of toll VoIP-PSTN ("toll VoIP") traffic that in the absence of an interconnection agreement will be subject to interstate switched access rates in accordance with the Federal Communications Commission Report and Order in WC Docket Nos. 10-90, etc., FCC No. 11-161 released (Nov. 18, 2011) ("FCC Order") as it may hereinafter be amended or clarified. Specifically, this section establishes the method of distinguishing toll VoIP traffic from the customer's total intrastate access traffic, so that toll VoIP traffic will be billed in accordance with the FCC Order.

Updated to be effective 12/30/2011

Material formerly appearing on this Page is now located on Page 55.

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IDENTIFICATION AND RATING OF VOIP-PSTN TRAFFIC (Cont'd)

- (2) This section will be applied to the billing of switched access charges to a customer that is a local exchange carrier only to the extent that the customer has also implemented billing of interstate access charges for VoIP-PSTN Traffic in accordance with the FCC Order.

(B) Rating of toll VoIP-PSTN traffic

The Telephone Company will bill toll VoIP-PSTN traffic which it identifies in accordance with this tariff section at rates equal to the Telephone Company's applicable tariffed interstate switched access rates.

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

The Telephone Company will determine the number of toll VoIP traffic minutes of use ("MOU") to which it will apply its interstate rates under subsection (B), above, by applying an originating Percent VoIP Usage ("OPVU") factor to the total intrastate access MOU originated by a Telephone Company end user and delivered to the customer and by applying a terminating PVU ("TPVU") factor to the total intrastate access MOU terminated by a customer to the Telephone Company's end user. The OPVU and TPVU will be derived and applied as follows:

- (1) The customer will calculate and furnish to the Telephone Company an OPVU factor, along with supporting documentation, representing the whole number percentage of the customer's total originating intrastate access MOU that the customer receives from the Telephone Company in the State that is originated by the Telephone Company in IP format.
- (2) The customer will calculate and furnish to the Telephone Company a TPVU factor, along with supporting documentation, representing the whole number percentage of the customer's total terminating intrastate access MOU that the customer exchanges with the Telephone Company in the State that is sent to the Telephone Company and originated in IP format.
- (3) The OPVU, TPVU and supporting documentation shall be based on information that is verifiable by the Telephone Company including but not limited to the number of the customer's retail VoIP subscriptions in the state (*e.g.*, as reported on FCC Form 477), traffic studies, actual call detail, or other relevant and verifiable information. The customer shall not modify its reported PIU factor to account for VoIP-PSTN traffic.

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IDENTIFICATION AND RATING OF VOIP-PSTN TRAFFIC (Cont'd)

- (4) After the Telephone Company verifies the OPVU and TPVU provided by the customer the Telephone Company will apply the OPVU and TPVU factors to the associated intrastate access MOU as indicated in Sections (D) and/or (E) below.

In the event that the Telephone Company can not verify the customer's OPVU and/or TPVU, the Telephone Company will request additional information to support the OPVU and/or TPVU, during this time no changes will be made to the existing OPVU and /or TPVU. The customer shall supply the requested additional information within 15 days of the Telephone Company's request or no changes will be made to the existing OPVU and/or TPVU. If after review of the additional information, the customer and Telephone Company establish a revised and mutually agreed upon OPVU and/or TPVU factor, the Telephone Company will begin using the new factor with the next bill period.

If the dispute is unresolved the customer may request that verification audits be conducted by an independent auditor, at customer's sole expense. During the audit, the most recent undisputed OPVU and/or TPVU factor will be used by the Telephone Company.

- (5) In the absence of an interconnection agreement, at no time will the Telephone Company allow an OPVU or TPVU factor greater than the applicable State percentage as identified in Paragraph 963 of the FCC Order.

(D) Initial OPVU and TPVU Factor

In calculating the initial OPVU and TPVU factor(s), the Telephone Company will take the factor(s) provided by the customer into account retroactively to January 1, 2012, *provided that* the customer provides the factor(s) and supporting documentation, as specified in subsection (C) above to the Telephone Company no later than 15 days after the effective date of this tariff. If the customer does not furnish the Telephone Company with an OPVU and/or TPVU factor pursuant to the preceding subsection (C), the initial factor will be zero.

(E) OPVU and TPVU Factor Updates

The customer may update the OPVU and/or TPVU factor(s) semi-annually using the method set forth in subsection (C), 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 and/or July of each year, a revised OPVU and/or TPVU factor and supporting documentation based on data for the prior three months, ending the last day of December and/or June, respectively. Once verified by the Telephone Company the revised OPVU and/or TPVU factor will apply prospectively and serve as the basis for billing until superseded by a new verified factor.

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Liability of US LEC: Disclaimer of Warranties

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The liability of US LEC (or any other carrier furnishing any portion of the Services) for any interruption or failure of any Service furnished pursuant to a US LEC Customer Services Agreement shall be limited to the amount of actual charges paid by Customer for the interrupted Service(s). US LEC shall not be liable for any interruption caused by any act or omission of any other carrier or other provider furnishing any portion of the Services, including directory listings. Neither US LEC nor any other carrier furnishing any portion of the Services shall be liable or responsible for any fraudulent or unauthorized calls originating from Customer's premises or the Services. Neither US LEC nor any other carrier furnishing any portion of the Services shall have liability for any incidental, indirect or consequential damages arising from any Services provided under a US LEC Customer Services Agreement or any interruption or failure of any such Services. US LEC MAKES NO WARRANTIES, EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO ANY WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR USE WITH RESPECT TO ANY SERVICES, FACILITIES OR EQUIPMENT PROVIDED PURSUANT TO A US LEC CUSTOMER SERVICES AGREEMENT.

Damages: Indemnification

Customer hereby agrees to reimburse US LEC for loss of or damage to any Services related facilities or equipment of US LEC which may be caused by the negligence or willful misconduct of Customer, its agents, employees or representatives. Customer hereby further agrees to indemnify, hold harmless and defend US LEC, its officers, agents, employees and representatives from and against any and all liabilities, obligations, losses, damages, expenses, costs (including attorney's fees), injuries and claims of any kind incurred by or asserted against US LEC arising in connection to a US LEC Customer Services Agreement and caused by the negligence or willful misconduct of Customer, its agents, employees or representatives.

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Updated to be effective 12/30/2011

Material appearing on this page formerly appeared on Page 52.