

REGULATIONS AND SCHEDULE OF CHARGES
APPLICABLE TO INTRASTATE LONG DISTANCE MESSAGE
TELECOMMUNICATIONS SERVICE FURNISHED BY

WORLDWIDE FIBER NETWORKS, INC.

BETWEEN POINTS WITHIN THE STATE OF MISSOURI, AS SPECIFIED HEREIN.
SERVICE IS PROVIDED BY MEANS OF WIRE, RADIO, TERRESTRIAL OR
SATELLITE FACILITIES OR ANY COMBINATION THEREOF,
AS SPECIFIED HEREIN.

This tariff contains the descriptions, regulations, and rates applicable to the furnishing of service and facilities for telecommunications services provided by Worldwide Fiber Networks, Inc. within the State of Missouri. This tariff is on file with the Missouri Public Service Commission and copies may be inspected during normal business hours, at the Company's principal place of business.

Worldwide Fiber Networks, Inc. operates as a competitive telecommunications company as defined by Case No. TA-2000-___ within the State of Missouri.

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Issued by: James A. Cox
Vice President, Planning and Development
Worldwide Fiber Networks, Inc.
1333 West 120th Avenue, Suite 216
Westminster, CO 80234

CHECK SHEET

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WAIVER OF RULES AND REGULATIONS

Pursuant to Case No. TA-2000-____, the following statutes and rules have been waived for purposes of offering telecommunications services as set forth herein:

STATUTES

| | |
|--------------------|--|
| Section 392.210.2 | Reports and Records |
| Section 392.240(1) | Rates-reasonable average return on investment. |
| Section 392.270 | Property valuation. |
| Section 392.280 | Depreciation rates. |
| Section 392.290 | Issuance of stocks and bonds. |
| Section 392.310 | Issuance of stocks and bonds. |
| Section 392.320 | Issuance of stocks and bonds. |
| Section 392.330 | Issuance of stocks and bonds. |
| Section 392.340 | Reorganization. |

COMMISSION RULES

| | |
|------------------------|---|
| 4 CSR 240-10.020 | Income on depreciation fund investments. |
| 4 CSR 240-30.010(2)(C) | Posting exchange rates at central offices. |
| 4 CSR 240-32.030(1)(B) | Exchange boundary maps. |
| 4 CSR 240-32.030(1)(C) | Record of access lines. |
| 4 CSR 240-32.030(2) | Records kept within state. |
| 4 CSR 240-30.040 | Uniform System of Accounts. |
| 4 CSR 240-32.050(3-6) | Telephone directories. |
| 4 CSR 240-32.070(4) | Coin directories. |
| 4 CSR 240-33.030 | Inform customers of lowest priced service. |
| 4 CSR 240-33.040(5) | Finance fee. |
| 4 CSR 240.35 | Reporting of Bypass and Customer-Specific Arrangements. |

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TARIFF FORMAT

1. 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 8 and 9 would be 8.1.
2. 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 Missouri Public Service Commission. For example, the 3rd revised Sheet 8 cancels the 2nd revised Sheet 8.
3. Paragraph Numbering Sequences - There are nine levels of paragraph coding. Each level of coding is subservient to the 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).1.
 - 2.1.1.A.1.(a).1.(i)
 - 2.1.1.A.1.(a).1.(i)(1).

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EXPLANATION OF SYMBOLS

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

- (C) - To signify changed regulation.
- (D) - To signify discontinued rate or regulation.
- (I) - To signify increased rate.
- (M) - To signify that material has been transferred from another sheet or place in the tariff.
- (N) - To signify new rate or regulation.
- (O) - To signify no change*.
- (R) - To signify reduced rate.
- (S) - To signify reissued matter.
- (T) - To signify a change in text but no change in rate or regulation.

*The use of the symbol "O" shall be discretionary unless its use in the interest of clarity or is evident or specifically requested by the Commission.

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APPLICATION OF TARIFF

This tariff sets forth the service offerings, rates, terms and conditions applicable to the furnishing of local services by Worldwide Fiber Networks, Inc. within the State of Missouri as specified herein.

SERVICE OFFERING

The Company will offer facilities-based business long distance and local services at a yet unspecified date.

CUSTOMER SERVICE

The toll free number for Worldwide Fiber Customer service is 877-735-7366.

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SECTION 1 – DEFINITIONS

Commission: The Missouri Public Service Commission.

Company: Worldwide Fiber Networks, Inc., a Nevada Corporation, which is the issuer of this tariff.

Customer: The person, firm, corporation or other entity which orders or uses service and, has agreed by signature or otherwise to honor the terms of the service herein, and is responsible for the payment of rates and charges for service to call customer locations and for compliance with tariff regulations.

Exchange Carrier: Any individual, partnership, association, joint-stock company, trust, governmental entity or corporation engaged in the provision of local exchange telephone service.

Individual Case Basis ("ICB"): A service arrangement in which the regulations, rates and charges are developed based on the specific circumstances of the Customer's situation.

LATA: A local access and transport area established pursuant to the Modification of Final Judgment entered by the United States District court for the District of Columbia in Civil Action No. 8200192 for the provision and administration of communications services.

Local Exchange Carrier: A company which furnishes exchange telephone service.

Service Commencement Date: The first day following the date on which the Company notifies the Customer that the requested service or facility is available for use, unless extended by the Customer's refusal to accept service which does not conform to standards set forth in the Service Order, Service Contract or this tariff, in which case the Service Commencement Date is the date of the Customer's acceptance of service. The parties may mutually agree upon a substitute Service Commencement Date.

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SECTION 1 – DEFINITIONS (CONT'D)

Service Order: The written request for local exchange services executed by the Customer and the company in a format specified by the Company. The signing of a Service Order by the Customer and acceptance thereof by the Company initiates the respective obligations of the parties as set forth therein and pursuant to this tariff, but the duration of the service is calculated from the Service Commencement Date.

Services: The Company's telecommunications services offered on the Company's network.

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SECTION 2 – RULES AND REGULATIONS

2.1 Use of Services

- 2.1.1 Worldwide Fiber Network, Inc.'s services may be used for any lawful purpose consistent with the transmission and switching parameters of the telecommunications facilities utilized in the provision of services, subject to any limitations set forth in this Section 2.2.
- 2.1.2 The use of Worldwide Fiber Network, Inc.'s services without payment for service or attempting to avoid payment for service by fraudulent means or devices, schemes, false or invalid numbers, or false calling or credit cards is prohibited.
- 2.1.3 Worldwide Fiber Networks, Inc.'s services may be denied for nonpayment of charges or for other violations of this tariff.
- 2.1.4 Customers shall not use the service provided under this tariff for any unlawful purpose.
- 2.1.5 The Customer is responsible for notifying the Company immediately of any unauthorized use of services.

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SECTION 2 – RULES AND REGULATIONS (CONT'D)

2.2 Liability of the Company

- 2.2.1 The Company shall not be liable for any claim, loss, expense or damage for interruption, delay, error, omission or defect in any service, facility, or transmission provided under this tariff, if caused by the Underlying Carrier, an act of God, fire, war, civil disturbance, act of government, or due to any other causes beyond the Company's control.
- 2.2.2 The Company shall not be liable for, and shall be fully indemnified and held harmless by the Customer against any claim, loss, expense, or damage for defamation, libel, slander, invasion, infringement of copyright or patent, unauthorized use of any trademark, trade name or service mark, proprietary or creative right, or any other injury to any person, property or entity arising out of the material, data or information transmitted.
- 2.2.3 No agent or employee of any other carrier or entity shall be deemed to be an agent or employee of the Company.
- 2.2.4 The Company's liability for damages, resulting in whole or in part from or arising in connection with the furnishing of service under this tariff, including but not limited to mistakes, omissions, interruptions, delays, errors, or other defects or misrepresentations shall not exceed an amount equal to the charges provided for under this tariff for the long distance call for the period during which the call was affected. No other liability in any event shall attach to the Company.
- 2.2.5 The Company shall not be liable for and shall be indemnified and saved harmless by any Customer or by any other entity from any and all loss, claims, demands, suits, or other action or any liability whatsoever, whether suffered, made, instituted, or asserted by any Customer or any other entity for any personal injury to, or death of, any person or persons, and for loss, damage, defacement or destruction of the premises of any Customer or

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SECTION 2 – RULES AND REGULATIONS (CONT'D)

2.2 Liability of the Company (cont'd)

2.2.5 (cont'd)

any other entity or any other property whether owned or controlled by the Customer or others.

2.2.6 The Company shall not be liable for any indirect, special, incidental, or consequential damages under this tariff including, but not limited to, loss of revenue or profits, for any reason whatsoever, including the breakdown of facilities associated with the service, or for any mistakes, omissions, delays, errors, or defects in transmission occurring during the course of furnishing service.

2.2.7 The remedies set forth are exclusive and in lieu of all other warranties and remedies, whether express, implied, or statutory, INCLUDING WITHOUT LIMITATION IMPLIED WARRANTIES OF MERCHANTABILITY AND FITNESS FOR A PARTICULAR PURPOSE.

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SECTION 3 – SERVICES, LOCATION, PRICES AND CHARGES

3.1 Description of Service

Worldwide Fiber Networks will provide high capacity transport on a leased long-term basis. There will be no standard offering as all contracts for high capacity transport will be negotiated and performed on an individual case basis.

3.2 Location of Service

Worldwide Fiber Network's intent is to design, install and maintain a national fiber optic cable route consisting of two primary east-west routes and three primary north-south routes.

3.3 Rates for Service

| <u>Description</u> | <u>Rate</u> |
|----------------------------------|-------------|
| High capacity transport at OC-48 | ICB |

3.4 Application for Service

Application for service must be made in writing. The name(s) of the customer(s) desiring to use the service must be set forth in the application for service.

3.5 Deposits

Deposits and/or advanced payments are not required.

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