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FILED²

APR 10 2006

Missouri Public
Service Commission

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April 7, 2006

Via Overnight Courier

Office of the Secretary
Missouri Public Service Commission
200 Madison Avenue
Governor Office Building
Jefferson City, Missouri 65101

Re: Case No. XT-2006-0371/Tariff No. JX-2006-0675

Ladies and Gentlemen:

On behalf of UCN, Inc. ("UCN"), transmitted herewith is an original plus fourteen (14) copies of Comments in response to the Office of Public Counsel's Motion to Reject Tariff or, in the Alternative, to Suspend Tariff in the above-captioned case.

An additional copy of this filing is also enclosed, to be date-stamped and returned in the postage prepaid envelope provided.

Should there be any questions regarding this filing, kindly contact the undersigned.

Respectfully submitted,



Jonathan S. Marashlian
Regulatory Counsel

FILED²

APR 10 2006

Missouri Public
Service Commission

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the matter of the tariff of UCN, Inc. to establish)
An Instate Connection Fee and an Instate Cost Recovery) Case No. XT-2006-0371
Charge) Tariff No. JX-2006-0675

**UCN, INC. COMMENTS
IN RESPONSE TO OPC MOTION TO REJECT TARIFF OR,
IN THE ALTERNATIVE, TO SUSPEND TARIFF**

UCN, Inc. ("UCN") hereby provides its comments in response to the Office of the Public Counsel's ("OPC") Motion in the above-captioned case.

The OPC claims UCN's proposed In-State Connection Fee ("ISCF") and In-State Cost Recovery Charge ("ISCR") are unlawful, unreasonable, unjust, discriminatory, and misleading to consumers. As demonstrated below, OPC's claims are misguided. UCN's proposed surcharges are necessary, supported, non-discriminatory and have been clearly and explicitly explained to each affected customer. Wherefore, UCN respectfully requests the Commission deny OPC's Motion to Reject.

OPC describes UCN's proposed surcharges as "nothing more than a price increase disguised as a form of a cost recovery mechanism with the intent to distort the rate structure and inhibit and prevent the ability of consumers to compare prices and to hide from the customer the true nature and impact of the flat rate surcharge." OPC Motion at 2. This is simply not true.

UCN's surcharges have been clearly and explicitly disclosed and explained to affected customers. Exhibit A to UCN's tariff revision submission contained a copy of both the bill

message and Internet-posted notice. For convenience of the Commission, the notices are copied below:

Notice of the Implementation of In-State Connection Fee (ISCF):

Effective no later than April 15, 2006, where applicable and/or authorized by tariff on file with your state utility commission, UCN will implement a monthly in-state connection fee (ISCF). The purpose of the ISCF is to recover a portion of excessive or otherwise disproportionate switched access charges levied on UCN by incumbent, as well as competitive, local exchange companies for long distance services provided in your state. Switched access charges are imposed on long distance carriers by local exchange companies as the price for originating and terminating long distance calls on the local facilities that serve the end use customer. Switched access charges vary widely between and among local phone companies. UCN does not incur excessive or disproportionate switched access charges on behalf of customers where it is also the customer's local exchange provider. Therefore, such customers are exempt from the ISCF. The ISCF is not a government-mandated charge.

The ISCF varies in each state where authorized. For more information on the ISCF applicable in your state, please click here [\[hyperlink to state-by-state ISCF effective rates\]](#)

Notice of the Implementation of In-State Cost Recovery Charge (ISCRC):

Effective no later than April 15, 2006, where applicable and/or authorized by tariff on file with your state utility commission, UCN will implement a monthly cost recovery charge associated with providing intrastate long distance services. The ISCRC is a monthly service charge to recover UCN's cost of regulatory compliance and other expenses which cannot otherwise be recovered equitably through per minute rate increases and is a necessary step for UCN to continue providing affordable services in your state. The ISCRC equates to 2.99% of your intrastate usage charges. This charge does not contribute towards any applicable minimum monthly charge. The ISCRC is not a government-mandated charge.

UCN has not tried to conceal or disguise the surcharges nor their impact on rates. To the contrary, the efforts undertaken by UCN to publish clear and unambiguous notice of the new line item surcharges will assist existing and new customers as they engage in comparison shopping for long distance services. In addition to customer notice, UCN also provides "FAQs" regarding the ISCRC on its website. See Exhibit A.

Furthermore, to the extent publication of UCN's complete Missouri long distance tariff on the company's website might further assist existing and prospective customers' efforts to comparison shop, UCN hereby volunteers to do so as a condition to approval of its proposed tariff revisions. UCN is and always has been interested in full disclosure of its tariffs, as evidenced by the posting of the company's interstate and international long distance tariffs,

pursuant to Federal Communications Commission rules, and posting of state tariffs where required.

OPC also claims that UCN's surcharge revisions are not accompanied by any reduction in the per minute or minimum charges. *See* OPC Motion at 2. This, too, is untrue.

UCN's decision to impose separate line item surcharges coincides with its offering of two new hyper-competitive rate plans, *see e.g.*, Exhibit B. UCN has already filed these new rate plans in nearly all states which have approved or are expected to approve the proposed surcharges, including several states bordering on Missouri, as reflected in Exhibit B. UCN intends to file its new lower price rate plans in Missouri following the Commission's determination in the above-captioned case. The new plans are available to all existing and new non-term, month-to-month customers. UCN's new rate plans offer both residential and business consumers per minute rates which are considerably lower than rate plans the company intends to grandfather. UCN is not simply adding surcharges which will raise the overall cost of service to Missourians. Instead, UCN is adding surcharges while simultaneously taking steps to offer its customers lower per minute rate plans.

UCN operates in a highly competitive marketplace and its decision to tariff separate line item charges, as opposed to increasing basic intrastate retail usage charges, is based on the following considerations:

First, UCN's decision is a competitive response to its competitors. Over the course of the past two to three years, UCN has observed as dozens of its direct competitors (among them, AT&T, MCI, Sprint, and many others) have engaged in similar efforts to recover regulatory and associated administrative costs. AT&T, for instance, assesses a flat \$1.49 per month Carrier

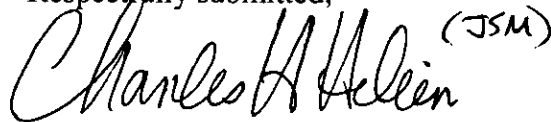
Cost Recovery Charge (formerly called the "Regulatory Assessment Fee"). AT&T also assesses many of its customers a flat, per month "In-State Connection Fee," which differs state-by-state.

In reaction to this trend in the industry and to maintain pace with its competitors, UCN concluded that clear, unambiguous and well-explained separate line item charges are an appropriate method to pass-through such costs to its customers. Moreover, having taken the steps it has in ensuring affected customers are fully aware of the separate line item charges, UCN believes its chosen method of recovering its costs is not contrary to the public's interest.

Second, with regard to its ISCRC, unlike AT&T and many other competitors, which assess flat monthly fees regardless of actual usage, UCN's decision to assess a separate line item is based on its desire to more evenly and fairly spread the burden of its regulatory and administrative expenses across its customer base. UCN achieves this objective by assessing the charge based on actual usage. Contrary to OPC's assertions, such an approach is non-discriminatory and in the public interest.

UCN's proposed tariff revisions are reasonable, non-discriminatory and consistent with revisions previously approved by the Commission in several cases. UCN respectfully requests the Commission deny OPC's Motion to Reject and move to approve UCN's proposed tariff.

Respectfully submitted,

 (JSM)

Charles H. Helein, MO BAR #18227
Jonathan S. Marashlian

The Helein Law Group, P.C.
8180 Greensboro Drive, Suite 700
McLean, VA 22102

ATTORNEYS FOR UCN, INC.

Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to the following this 7th day of April, 2006.

General Counsel
P.O. Box 360
Jefferson City, MO 65102
GenCounsel@psc.mo.gov

Michael F. Dandino
Office of the Public Counsel
Deputy Public Counsel
Box 2230
Jefferson City, MO 65102
Mike.Dandino@ded.mo.gov

Sherry Kohly
Missouri Public Service Commission
200 Madison, Suite 100
Jefferson City, Missouri 65102
s.kohly@psc.mo.gov

EXHIBIT A

UCN Cost Recovery Fee FAQs

Cost Recovery Fee

- Why do I have to pay this fee?
- What does each customer pay?
- How will I be assessed the Cost Recovery Fee if my bill contains multiple months?
- If I don't have any UCN charges in a month, will I still receive this charge?
- How does this fee appear on UCN customer telephone bills?
- Does the Cost Recovery Fee apply to all customers?
- How much money is UCN making on this?
- Was notice of this fee provided?
- Does the Cost Recovery Fee count towards Minimum commitments, where applicable?
- Is the Universal Service Charge percentage assessed on the Cost Recovery Fee?

Important Information for customers with more than one phone line

- Does the Cost Recovery Fee apply to each phone line?

Q. Why do I have to pay this fee?

A. The Cost Recovery Fee will help UCN recover the costs associated with regulatory compliance, administrative expenses, advocacy costs, property taxes and other expenses incurred by UCN as a nationwide telecommunications provider. In the competitive environment we are in, we cannot continue to absorb these costs while at the same time retaining competitive per minute rates comparable to our peers.

Q. What does each customer pay?

A. The Cost Recovery Fee is 2.99% of intrastate "usage" charges, per month. This fee only applies when you have UCN charges for intrastate usage on your bill.

Q. How will I be assessed the Cost Recovery Fee if my bill contains multiple months?

A. The Cost Recovery Fee applies for each month in which you have any UCN intrastate usage charges on your bill. For example, if you receive an UCN bill covering three months, and for two of the three months you have such charges, you will receive two fees.

Q. If I don't have any UCN charges in a month, will I still receive this charge?

A. If you do not have any UCN intrastate usage charges in any given month, you will not be assessed the fee for that month.

Q. How does this fee appear on UCN customers telephone bill?

A. The Cost Recovery Fee appears as a separate line item on your bill. This fee appears in the "Other Charges" section of the Long Distance portion of your bill.

Q. How much money is UCN making on this?

A. The purpose of this charge is intended to recover our costs. The fee will help UCN recover costs associated with regulatory compliance, administrative expenses, advocacy costs, property taxes and other expenses incurred by UCN as a nationwide telecommunications provider.

Q. Was notice of this fee provided?

A. Yes. UCN notified all affected customers in their bills and via notice posted on its website – www.ucn.net.

Q. Does the Cost Recovery Fee count towards my Minimum commitments?

A. No.

Q. Is the Universal Service Charge percentage assessed on the Cost Recovery Fee?

A. No.

Important Information for customers with more than one phone line

Q. Does the Cost Recovery Fee apply to each phone line?

A. Yes. It applies to each line that has intra-state usage.

EXHIBIT B

UCN, Inc.

TELECOMMUNICATIONS TARIFF

This tariff contains the rates, terms and conditions applicable to the Intrastate Resale Telecommunications Services provided by **UCN, Inc.** within the State of Nebraska.

Issued: October 22, 2004

Effective: November 1, 2004

Paul Jarman, President
14870 South Pony Express Road
Bluffdale, Utah 84065

SECTION 3 - DESCRIPTION OF SERVICE AND RATES

3.6 Rates and Charges

3.6.20 Plan 20

Plan 20 is available to all customers. Plan 20 includes Outbound 1+, Inbound Toll Free and Calling Card service. Customers must meet their minimum usage requirement or they will be charged the difference. Outbound 1+ and Inbound Toll Free usage are billed for a 30-second minimum increment and 6-second additional increments thereafter. Calling card usage is billed in 60-second increments.

Outbound 1+ Switched	<u>Monthly Minutes of Use</u>	<u>Per Minute Rates</u>
	0 - 999	0.1663
	1,000 - 1,999	0.1506
	2,000 - 2,999	0.1407
	3,000 - 3,999	0.1274
	4,000 - 4,999	0.1267
	5,000 - 5,999	0.1164
	6,000 - 6,999	0.0755
	7,000 - 7,999	0.0683
	8,000 +	0.0625

Inbound Toll Free	<u>Monthly Minutes of Use</u>	<u>Per Minute Rates</u>
	0 - 999	0.1808
	1,000 - 1,999	0.1637
	2,000 - 2,999	0.1530
	3,000 - 3,999	0.1385
	4,000 - 4,999	0.1378
	5,000 - 5,999	0.1266
	6,000 - 6,999	0.0821
	7,000 - 7,999	0.0743
	8,000 +	0.0680

A monthly fee of \$1.00 per assigned toll-free number applies.

Calling Card: \$0.099

Directory Assistance: Customers will be charged \$0.95 per call for intrastate directory Assistance calls.

Issued: March 20, 2006

Effective: March 30, 2006

Paul Jarman, President
14870 South Pony Express Road
Bluffdale, Utah 84065

SECTION 3 - DESCRIPTION OF SERVICE AND RATES

3.6 Rates and Charges

3.6.21 Plan 21

Plan 21 is available to all customers. Plan 21 includes Outbound 1+, Inbound Toll Free and Calling Card service. Customers must meet their minimum revenue commitment or they will be charged the difference. Outbound 1+ and Inbound Toll Free usage are billed for a 30-second minimum increment and 6-second additional increments thereafter. Calling card usage is billed in 60-second increments.

<u>Outbound 1+ Switched</u>	<u>Monthly Revenue Commitment</u>	<u>Per Minute Rates</u>
	\$0 - \$29.99	0.1963
	\$30 - \$99.99	0.1763
	\$100 - \$149.99	0.1606
	\$150 - \$199.99	0.1507
	\$200 - \$249.99	0.1374
	\$250 - \$299.99	0.1367
	\$300 - \$349.99	0.1264
	\$350 - \$399.99	0.0855
	\$400 - \$499.99	0.0783
	\$500 +	0.0725

<u>Outbound 1+ Switched</u>	<u>Monthly Revenue Commitment</u>	<u>Per Minute Rates</u>
	\$0 - \$29.99	0.2108
	\$30 - \$99.99	0.1908
	\$100 - \$149.99	0.1737
	\$150 - \$199.99	0.1630
	\$200 - \$249.99	0.1485
	\$250 - \$299.99	0.1478
	\$300 - \$349.99	0.1366
	\$350 - \$399.99	0.0921
	\$400 - \$499.99	0.0843
	\$500 +	0.0780

A monthly fee of \$1.00 per assigned toll-free number applies.

Calling Card: \$0.099

Directory Assistance: Customers will be charged \$0.95 per call for intrastate directory Assistance calls.

SECTION 4 - MISCELLANEOUS

4.1 General

Each Customer is charged individually for each call placed through the Company. Charges may vary by service offering, class of call, time of day, day of week, class of call and/or call duration.

4.2 Late Payment Charge

The company will charge a one-time 1.5% late payment fee on all invoices not paid by the due date identified on the Company bill.

4.3 Return Check Charge

The Company will assess a return check charge of up to \$20.00 whenever a check or draft presented for payment of service is not accepted by the institution on which it is written. This charge applies each time a check is returned to the Company by a bank for insufficient funds.

4.4 In-State Connection Fee

A monthly service charge will be applied to each intra-state long distance Customer's account to recover the Company's cost of LEC Network Access charges. This monthly charge is applied if a Customer has \$0.01 or more of new billable charges on their bill, including, but not limited to, monthly recurring charges, or minimum usage charges. This charge does not contribute towards any applicable minimum monthly charge. This charge is not applied to customers who also subscribe to Company's local exchange services. Customers in Lifeline programs are exempt from this service charge.

In-State Connection Fee (ISCF)	<u>Monthly Charge</u> \$1.63
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4.5 In-State Cost Recovery Charge

A monthly service charge will be applied to each intra-state long distance Customer's account in order to recover certain costs associated with the Company's compliance with annual regulatory compliance fees, foreign corporation maintenance and other costs. This monthly charge is applied if a Customer has \$0.01 or more of new billable charges on their bill, including, but not limited to, monthly recurring charges, or minimum usage charges. This charge applies strictly to intrastate usage. This charge does not contribute towards any applicable minimum monthly charge. Customers in Lifeline programs are exempt from this charge.

In-State Cost Recovery Charge (ISCRC)	<u>Amount</u> 2.99% of intrastate usage
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N/I

N/I

TITLE SHEET

KANSAS TELECOMMUNICATIONS TARIFF

This tariff contains the descriptions, regulations, and rates applicable to the furnishing of service or facilities for Telecommunications Services furnished by UCN, with principal offices at 14870 S. Pony Express Road, Bluffdale, UT 84065.

This tariff applies for services furnished within the State of Kansas. This tariff is on file with the Kansas State Corporation Commission, and copies may be inspected, during normal business hours, at the Company's principal place of business or at the Commission's headquarters, 1500 SW Arrowhead Road, Topeka, KS 66604-4027 (800-662-0027).

Issued: September 1, 2004

Effective: September 10, 2004

Paul Jarman
UCN, Inc.
14870 South Pony Express Road
Bluffdale, Utah 84065

SECTION 4 - RATES

4.1 Rates and Charges (Cont.)

4.1.24 Plan 24

Plan 24 is available to all customers. Plan 24 includes Outbound 1+, Inbound Toll Free and Calling Card service. Customers must meet their minimum usage requirement or they will be charged the difference. Outbound 1+ and Inbound Toll Free usage are billed for a 30-second minimum increment and 6-second additional increments thereafter. Calling card usage is billed in 60-second increments.

Outbound 1+ Switched	<u>Monthly Minutes of Use</u>	<u>Per Minute Rates</u>
	0 - 999	0.1402
	1,000 - 1,999	0.1270
	2,000 - 2,999	0.1226
	3,000 - 3,999	0.1110
	4,000 - 4,999	0.1068
	5,000 - 5,999	0.1014
	6,000 - 6,999	0.0648
	7,000 - 7,999	0.0587
	8,000 +	0.0536

Inbound Toll Free	<u>Monthly Minutes of Use</u>	<u>Per Minute Rates</u>
	0 - 999	0.1554
	1,000 - 1,999	0.1407
	2,000 - 2,999	0.1333
	3,000 - 3,999	0.1286
	4,000 - 4,999	0.1207
	5,000 - 5,999	0.1103
	6,000 - 6,999	0.0705
	7,000 - 7,999	0.0639
	8,000 +	0.0583

A monthly fee of \$1.00 per assigned toll-free number applies.

Calling Card: \$0.099

Directory Assistance: Customers will be charged \$0.95 per call for intrastate directory Assistance calls.

Issued: March 20, 2006

Effective: March 27, 2006

Paul Jarman
UCN, Inc.
14870 South Pony Express Road
Bluffdale, Utah 8406

SECTION 4 - RATES

4.1 Rates and Charges (Cont.)

4.1.25 Plan 25

Plan 25 is available to all customers. Plan 25 includes Outbound 1+, Inbound Toll Free and Calling Card service. Customers must meet their minimum revenue commitment or they will be charged the difference. Outbound 1+ and Inbound Toll Free usage are billed for a 30-second minimum increment and 6-second additional increments thereafter. Calling card usage is billed in 60-second increments.

<u>Outbound 1+ Switched</u>	<u>Monthly Revenue Commitment</u>	<u>Per Minute Rates</u>
	\$0 - \$29.99	0.1702
	\$30 - \$99.99	0.1502
	\$100 - \$149.99	0.1370
	\$150 - \$199.99	0.1326
	\$200 - \$249.99	0.1210
	\$250 - \$299.99	0.1168
	\$300 - \$349.99	0.1114
	\$350 - \$399.99	0.0748
	\$400 - \$499.99	0.0687
	\$500 +	0.0636

<u>Outbound 1+ Switched</u>	<u>Monthly Revenue Commitment</u>	<u>Per Minute Rates</u>
	\$0 - \$29.99	0.1854
	\$30 - \$99.99	0.1654
	\$100 - \$149.99	0.1507
	\$150 - \$199.99	0.1433
	\$200 - \$249.99	0.1386
	\$250 - \$299.99	0.1307
	\$300 - \$349.99	0.1203
	\$350 - \$399.99	0.0805
	\$400 - \$499.99	0.0739
	\$500 +	0.0683

A monthly fee of \$1.00 per assigned toll-free number applies.

Calling Card: \$0.099

Directory Assistance: Customers will be charged \$0.95 per call for intrastate directory Assistance calls.

Issued: March 20, 2006

Effective: March 27, 2006

Paul Jarman
UCN, Inc.
14870 South Pony Express Road
Bluffdale, Utah 84065

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SECTION 5 - MISCELLANEOUS

5.1 General

Each Customer is charged individually for each call placed through the Company. Charges may vary by service offering, class of call, time of day, day of week, class of call and/or call duration.

5.2 Late Payment Charge

The company will charge a one-time 1.5% late payment fee on all invoices not paid by the due date identified on the Company bill.

5.3 Return Check Charge

The Company will assess a return check charge of up to \$20.00 whenever a check or draft presented for payment of service is not accepted by the institution on which it is written. This charge applies each time a check is returned to the Company by a bank for insufficient funds.

5.4 In-State Connection Fee

A monthly service charge will be applied to each intra-state long distance Customer's account to recover the Company's cost of LEC Network Access charges. This monthly charge is applied if a Customer has \$0.01 or more of new billable charges on their bill, including, but not limited to, monthly recurring charges, or minimum usage charges. This charge does not contribute towards any applicable minimum monthly charge. This charge is not applied to customers who also subscribe to Company's local exchange services. Customers in Lifeline programs are exempt from this service charge.

In-State Connection Fee (ISCF)	<u>Monthly Charge</u> \$1.50
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5.5 In-State Cost Recovery Charge

A monthly service charge will be applied to each intra-state long distance Customer's account in order to recover certain costs associated with the Company's compliance with annual regulatory compliance fees, foreign corporation maintenance and other costs. This monthly charge is applied if a Customer has \$0.01 or more of new billable charges on their bill, including, but not limited to, monthly recurring charges, or minimum usage charges. This charge applies strictly to intrastate usage. This charge does not contribute towards any applicable minimum monthly charge. Customers in Lifeline programs are exempt from this charge.

In-State Cost Recovery Charge (ISCRC)	<u>Amount</u> 2.99% of intrastate usage
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N/I

N/I

Issued: March 20, 2006

Effective: March 27, 2006

Paul Jarman
 UCN, Inc.
 14870 South Pony Express Road
 Bluffdale, Utah 84065

Cause No. PUD 200300401
Order No. 480389
UCN, Inc.

O.C.C. Tariff No. 2
1st Revised Title Page
Cancels Original Title Page

TITLE PAGE

TARIFF CONTAINING REGULATIONS AND RATES
FOR END USER

INTRASTATE INTEREXCHANGE TELECOMMUNICATIONS SERVICES

OF

UCN, INC.

14870 South Pony Express Road
Bluffdale, Utah 84065
Toll-Free: (866) 541-0000

Within

THE STATE OF OKLAHOMA

For Customer Inquiries and Complaints, Please Write to or Call the Following:

UCN, INC.
d/b/a buyersonline

Customer Service Center
14870 South Pony Express Road
Bluffdale, Utah 84065
Toll-Free Business Customers: (800) 669-3319
Toll-Free Residential Customers: (800) 363-6177
Toll-Free Fax Number: (866) 800-0007

Issued: December 13, 2004

Effective: December 13, 2004

Paul Jarman, President
14870 South Pony Express Road
Bluffdale, Utah 84065

SECTION 3 - DESCRIPTION OF SERVICE AND RATES

3.6 Rates and Charges (Cont.)

NR

3.6.24 Plan 24

Plan 24 is available to all customers. Plan 24 includes Outbound 1+, Inbound Toll Free and Calling Card service. Customers must meet their minimum usage requirement or they will be charged the difference. Outbound 1+ and Inbound Toll Free usage are billed for a 30-second minimum increment and 6-second additional increments thereafter. Calling card usage is billed in 60-second increments.

Outbound 1+ Switched	<u>Monthly Minutes of Use</u>	<u>Per Minute Rates</u>
	0 - 999	0.1934
	1,000 - 1,999	0.1752
	2,000 - 2,999	0.1474
	3,000 - 3,999	0.1024
	4,000 - 4,999	0.0927
	5,000 - 5,999	0.0922
	6,000 - 6,999	0.0848
	7,000 - 7,999	0.0835
	8,000 +	0.0763

Inbound Toll Free	<u>Monthly Minutes of Use</u>	<u>Per Minute Rates</u>
	0 - 999	0.2103
	1,000 - 1,999	0.1905
	2,000 - 2,999	0.1505
	3,000 - 3,999	0.1114
	4,000 - 4,999	0.1008
	5,000 - 5,999	0.0997
	6,000 - 6,999	0.0922
	7,000 - 7,999	0.0903
	8,000 +	0.0825

A monthly fee of \$1.00 per assigned toll-free number applies.

Calling Card: \$0.099

Directory Assistance: Customers will be charged \$0.95 per call for intrastate directory Assistance calls.

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SECTION 3 - DESCRIPTION OF SERVICE AND RATES

3.6 Rates and Charges (Cont.)

NR

3.6.25 Plan 25

Plan 25 is available to all customers. Plan 25 includes Outbound 1+, Inbound Toll Free and Calling Card service. Customers must meet their minimum revenue commitment or they will be charged the difference. Outbound 1+ and Inbound Toll Free usage are billed for a 30-second minimum increment and 6-second additional increments thereafter. Calling card usage is billed in 60-second increments.

<u>Outbound 1+ Switched</u>	<u>Monthly Revenue Commitment</u>	<u>Per Minute Rates</u>
	\$0 - \$29.99	0.2234
	\$30 - \$99.99	0.2034
	\$100 - \$149.99	0.1852
	\$150 - \$199.99	0.1574
	\$200 - \$249.99	0.1124
	\$250 - \$299.99	0.1027
	\$300 - \$349.99	0.1022
	\$350 - \$399.99	0.0948
	\$400 - \$499.99	0.0935
	\$500 +	0.0863

<u>Outbound 1+ Switched</u>	<u>Monthly Revenue Commitment</u>	<u>Per Minute Rates</u>
	\$0 - \$29.99	0.2403
	\$30 - \$99.99	0.2203
	\$100 - \$149.99	0.2005
	\$150 - \$199.99	0.1605
	\$200 - \$249.99	0.1214
	\$250 - \$299.99	0.1108
	\$300 - \$349.99	0.1097
	\$350 - \$399.99	0.1022
	\$400 - \$499.99	0.1003
	\$500 +	0.0925

A monthly fee of \$1.00 per assigned toll-free number applies.

Calling Card: \$0.099

Directory Assistance: Customers will be charged \$0.95 per call for intrastate directory Assistance calls.

Issued: March 22, 2006

Effective: March 22, 2006

Paul Jarman, President
14870 South Pony Express Road
Bluffdale, Utah 84065

NR

SECTION 4 - MISCELLANEOUS

4.1 General

Each Customer is charged individually for each call placed through the Company. Charges may vary by service offering, class of call, time of day, day of week, class of call and/or call duration.

4.2 Late Payment Charge

The company will charge a one-time 1.5% late payment fee on all invoices not paid by the due date identified on the Company bill.

4.3 Return Check Charge

The Company will assess a return check charge of up to \$17.50 whenever a check or draft presented for payment of service is not accepted by the institution on which it is written. This charge applies each time a check is returned to the Company by a bank for insufficient funds.

4.4 In-State Connection Fee

A monthly service charge will be applied to each intra-state long distance Customer's account to recover the Company's cost of LEC Network Access charges. This monthly charge is applied if a Customer has \$0.01 or more of new billable charges on their bill, including, but not limited to, monthly recurring charges, or minimum usage charges. This charge does not contribute towards any applicable minimum monthly charge. This charge is not applied to customers who also subscribe to Company's local exchange services. Customers in Lifeline programs are exempt from this service charge.

	<u>Monthly Charge</u>
In-State Connection Fee (ISCF)	\$1.95

4.5 In-State Cost Recovery Charge

A monthly service charge will be applied to each intra-state long distance Customer's account in order to recover certain costs associated with the Company's compliance with annual regulatory compliance fees, foreign corporation maintenance and other costs. This monthly charge is applied if a Customer has \$0.01 or more of new billable charges on their bill, including, but not limited to, monthly recurring charges, or minimum usage charges. This charge applies strictly to intrastate usage. This charge does not contribute towards any applicable minimum monthly charge. Customers in Lifeline programs are exempt from this charge.

	<u>Amount</u>
In-State Cost Recovery Charge (ISCRC)	2.99% of intrastate usage

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