
Missouri Public

REC'D JAN 22 2002

Service Commission

MISSOURI ALTERNATE OPERATOR SERVICES & INTEREXCHANGE
TELECOMMUNICATIONS TARIFF

OF

TELEFYNE INCORPORATED

This tariff contains the descriptions, regulations, and rates applicable to the furnishing of service and facilities for alternate operator services and interexchange telecommunications services provided by TELEFYNE INCORPORATED ("TELEFYNE") within the State of Missouri.

TELEFYNE operates as a competitive telecommunications company within the State of Missouri.

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COMPETITIVE TELECOMMUNICATIONS COMPANY WAIVERS

TELEFYNE INCORPORATED is classified as a competitive telecommunications company in Missouri for which the following statutory and regulatory requirements are waived pursuant to Section 392.420, RSMo Cum. Supp. 1990:

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Statutes

| | | |
|---------------------|--|---|
| Section 392.240 (1) | - Ratemaking | REC'D JAN 22 2002 Service Commission |
| Section 392.270 | - Property valuation | |
| Section 392.280 | - Depreciation accounts | |
| Section 392.290 | - Issuance of securities | |
| Section 392.310 | - Stock and debt issuance | |
| Section 392.320 | - Stock dividend payments | |
| Section 392.330 | - Issuance of securities, debt and notes | |
| Section 392.340 | - Reorganizations | |

Commission Rules

| | |
|--------------------------|------------------------------|
| 4 CSR 240-10.020 | - Depreciation fund income |
| 4 CSR 240-30.010 (2) (C) | - Rate schedules |
| 4 CSR 240-30.040 (1) | - uniform system of accounts |
| 4 CSR 240-30.040 (2) | - uniform system of accounts |
| 4 CSR 240-30.040 (3) | - uniform system of accounts |
| 4 CSR 240-30.040 (5) | - uniform system of accounts |
| 4 CSR 240-30.040 (6) | - uniform system of accounts |
| 4 CSR 240-33.030 | - Minimum charges rule |

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SYMBOLS

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The following symbols are used for the purposes indicated below:

- C - Changed regulation.
- D - Delete or discontinue.
- I - Increase in a rate.
- M - Moved from another tariff location.
- N - New.
- R - Reduction in a rate.
- T - Change in text but no change in rate or regulation.

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TARIFF FORMAT

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A. Sheet Numbering - Sheet numbers appear in the upper right corner of the page. Sheets are numbered sequentially. However, new sheets are occasionally added to the tariff. When a new sheet is added between sheets already in effect, a decimal is added. For example, a new sheet added between sheets 14 and 15 would be 14.1.

B. Sheet Revision Numbers - Revision numbers also appear in the upper right corner of each page. These numbers are used to determine the most current sheet version on file with the PSCM. For example, the 4th revised Sheet 14 cancels the 3rd revised Sheet 14. Because of various suspension periods, deferrals, etc. the PSCM follows in its tariff approval process, the most current sheet number on file with the Commission is not always the tariff page in effect. Consult the Check Sheet for the sheet currently in effect.

C. Paragraph Numbering Sequence - There are nine levels of paragraph coding. Each level of coding is subservient to its next higher level:

- 2.
- 2.1.
- 2.1.1.
- 2.1.1.A.
- 2.1.1.A.1.
- 2.1.1.A.1.(a).
- 2.1.1.A.1.(a).I.
- 2.1.1.A.1.(a).I.(i).
- 2.1.1.A.1.(a).I.(i).(1).

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SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS ^{Service}Commission

Authorized User - A person, firm, corporation, or any other entity authorized by the Customer to communicate utilizing the Carrier's service.

Collect Billing - A billing arrangement whereby the originating caller may bill the charges for a call to the called party, provided the called party agrees to accept the charges.

Commission - The Public Service Commission of Missouri, unless otherwise clearly indicated by the context.

Company or Carrier - TELEFYNE INCORPORATED unless otherwise clearly indicated by the context.

Consumer or Customer - A person, firm, partnership, corporation or other entity which arranges for the Company to provide, discontinue or rearrange telecommunications services on behalf of itself or others; uses the Company's telecommunications services; and is responsible for payment of charges, all under the provisions and terms of this price list.

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SECTION 1 - TERMS AND ABBREVIATIONS, CON'T.

Day - From 8:00 AM up to but not including 5:00 PM local time Monday through Friday.

End User - Any person, firm, partnership, corporation, or other entity using the Company's services, the rates for which are described in this tariff. For the provision of operator services, the End User does not typically contract directly with TELEFYNE for provisioning or termination of service.

Evening - From 5:00 PM up to but not including 11:00 PM local time Sunday through Friday.

LEC - Local Exchange Company

Night/Weekend - From 11:00 PM up to but not including 8:00 AM Sunday through Friday, and 8:00 AM Saturday up to but not including 5:00 PM Sunday.

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SECTION 1 - TERMS AND ABBREVIATIONS, CON'T.

Person-to-Person Call - A service whereby the person originating the call specifies a particular person to be reached, or a particular person, station, room number, department, or office to be reached through a PBX attendant or an agreed upon alternate.

PSCM - Public Service Commission of Missouri.

TELEFYNE - Used throughout this tariff to refer to TELEFYNE INCORPORATED.

Subscriber - The person, firm, corporation, or other legal entity which arranges for services of the Company for use by end users. The Subscriber is responsible for compliance with the terms and conditions of this tariff. A Subscriber may also be a Customer when the Subscriber uses services of the Company.

V & H Coordinates - Geographic points which define the originating and terminating points of a call in mathematical terms so that the airline mileage of the call may be determined. Call mileage is used for the purpose of rating calls.

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SECTION 2 - RULES AND REGULATIONS**2.1 Undertaking of the Company**

TELEFYNE's services and facilities are furnished for communications originating at specified points within the state of Missouri under terms of this tariff. TELEFYNE installs, operates, and maintains the communications services provided herein under in accordance with the terms and conditions set forth under this tariff. TELEFYNE may act as the Customer's or Subscriber's agent for ordering access connection facilities provided by other carriers or entities (such as the local exchange company), when authorized by the Customer or Subscriber, to allow connection of a Customer's or Subscriber's location to the TELEFYNE network.

2.2 Limitations

- 2.2.1** Service is offered subject to the availability of the necessary facilities and equipment, or both facilities and equipment, and subject to the provisions of this tariff.
- 2.2.2** TELEFYNE reserves the right to discontinue or limit service when necessitated by conditions beyond its control, or when the Customer or Subscriber is using service in violation of provisions of this tariff, or in violation of the law.

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SECTION 2 - RULES AND REGULATIONS, CON'T.

2.2 Limitations, con't.

- 2.2.3 The Company does not undertake to transmit messages, but offers the use of its facilities when available, and will not be liable for errors in transmission or for failure to establish connections.
- 2.2.4 All facilities provided under this tariff are directly or indirectly controlled by TELEFYNE and neither the Customer nor Subscriber may transfer or assign the use of service or facilities without the express written consent of the Company. Such transfer or assignment shall only apply where there is no interruption of the use or location of the service or facilities.
- 2.2.5 Prior written permission from the Company is required before any assignment or transfer. All regulations and conditions contained in this tariff shall apply to all such permitted assignees or transferees, as well as all conditions of service.

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SECTION 2 - RULES AND REGULATIONS, CONT'D
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2.3 Use

Service Commission

Services provided under this tariff may be used for any lawful purpose for which the service is technically suited.

2.4 Liabilities of the Company

2.4.1 TELEFYNE's liability for damages arising out of mistakes, interruptions, omissions, delays, errors, or defects in transmission which occur in the course of furnishing service or facilities, in no event shall exceed an amount equivalent to the proportionate charge to the Customer for the period during which the faults in transmission occur.

2.4.2 The Company shall not be liable for any claim or loss, expense or damage (including indirect, special or consequential damage), for any interruption, delay, error, omission, or defect in any service, facility or transmission provided under this tariff, if caused by any person or entity other than the Company, by any malfunction of any service or facility provided by any other carrier, by an act of God, fire, war, civil disturbance, or act of government, or by any other cause beyond the Company's direct control.

2.4.3 The Company shall not be liable for, and shall be fully indemnified and held harmless by Customer and Subscriber against any claim or loss, expense, or damage (including indirect, special or consequential damage) for defamation, libel, slander, invasion, infringement of copy-right or patent, unauthorized use of any trademark, trade name or service mark, unfair competition, interference with or misappropriation or violation of any contract, proprietary or creative right, or any other injury to any person, property or entity arising out of the material, data, information, or

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SECTION 2 - RULES AND REGULATIONS, CON'T

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2.4 Liabilities of Company, con't.

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2.4.3 (continued)

other content revealed to, transmitted, or used by the Company under this tariff; or for any act or omission of the Customer or Subscriber; or for any personal injury or death of any person caused directly or indirectly by the installation, maintenance, location, condition, operation, failure, presence, use or removal of equipment or wiring provided by the Company, if not directly caused by negligence of the Company.

2.4.4 The Company shall not be liable for any defacement of or damages to the premises of a Customer or Subscriber resulting from the furnishing of service which is not the direct result of the Company's negligence.

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SECTION 2 - RULES AND REGULATIONS, CON'T. ^{Missouri Public}

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2.5 [Reserved for future use.]

2.6 [Reserved for future use.]

2.7 **Taxes**

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

2.8 **Terminal Equipment**

The Company's facilities and service may be terminated to Company-owned or Subscriber-owned equipment. The provision of equipment is subject to terms and conditions of the contractual arrangement between the Company and the Subscriber.

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SECTION 2 - RULES AND REGULATIONS, CON'T

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2.9 Installation

Service Commission

Service is installed upon mutual agreement between the Customer and the Company or the Subscriber and the Company. The service agreement does not alter rates specified in this tariff.

2.10 Billing and Payment For Service

A. Payment for Service

The Customer is responsible for payment of all charges for services and equipment furnished to the Customer or to an end user of the Customer by TELEFYNE. All charges due by the Customer are payable to the Company or to any agency duly authorized to receive such payments (such as a local exchange company).

B. Disputed Charges

Charges for the Company's services are due upon receipt. Amounts not paid within 21 days of the invoice will be considered past due. Customers may contact TELEFYNE with billing inquiries and disputes at the toll-free number printed on the Customer's bill. The Company will work to resolve disputes as expeditiously as possible.

For charges billed directly by the Company, notice from the Customer of unresolved disputes as to charges must be received orally or in writing by the Company within thirty (30) days after the date of the invoice. Otherwise, all charges will be considered correct and binding.

For charges billed through the Customer's local exchange carrier, notice from the Customer of unresolved disputed charges must be received orally or in writing by the Company within ninety (90) days after the date of the bill is issued. Otherwise, all charges will be considered correct and binding on the Customer.

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2.10 Billing and Payment For Service, Con't.

Service Commission

B. Disputed Charges, con't.

The Company will promptly investigate and advise all billed parties as to its findings concerning disputed charges. Adjustments to Customer's bills shall be made to the extent that circumstances exist which reasonably indicate that such changes are appropriate. Customers may contact the Missouri Public Service Commission in the event of an unresolved dispute at 200 Madison Street, Suite 800, Jefferson City, Missouri 65102, toll free phone (800)392-4211.

C. Validation of Credit

The Company reserves the right to validate the creditworthiness of Customers and billed parties through available verification procedures and to establish a maximum predetermined credit amount. Where a requested billing method cannot be validated or maximum credit amount established, the Company may refuse to provide service.

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SECTION 2 - RULES AND REGULATIONS, CON'T. REC'D JAN 22 2002

2.10 Billing and Payment For Service, Con't.

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D. Advance Payments

The Company does not require advance payments for service.

E. Deposits

The Company does not require deposits.

F. Return Check Charge

A return check charge of \$25.00 will be assessed for checks returned for insufficient funds. Any applicable return check charges will be assessed according to the terms and conditions of the Company or its billing agent and pursuant to Missouri law.

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2.11 Interconnection

Service Commission

Service furnished by TELEFYNE may be connected with the services or facilities of other carriers. Such service or facilities are provided under the terms, rates and conditions of the other carrier. The Subscriber or Customer is responsible for all charges billed by other carriers for use in connection with TELEFYNE's service. Any special interface equipment or facilities necessary to achieve compatibility between carriers is the responsibility of the Subscriber or Customer.

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2.12 Refusal or Discontinuance by Company

Service Commission

TELEFYNE may refuse or discontinue service under the following conditions provided that, unless otherwise stated, the Customer shall be given fifteen (15) days notice to comply with any rule or remedy any deficiency:

- (a) For non-compliance with or violation of any State, municipal, or Federal law, ordinance or regulation pertaining to telephone service.
- (b) For use of telephone service for any other property or purpose than that described in the application.
- (c) For neglect or refusal to provide reasonable access to TELEFYNE or its agents for the purpose of inspection and maintenance of equipment owned by TELEFYNE or its agents.
- (d) For noncompliance with or violation of Commission regulation or TELEFYNE's rules and regulations on file with the Commission, provided ten (10) days written notice is given before termination.
- (e) For nonpayment of delinquent bills (see Section 2.10), provided that suspension or termination of service shall not be made without ten (10) days written Carrier or billing agent notice to the Customer, except in extreme cases. At least twenty-four (24) hours prior to discontinuance, the Company will make reasonable efforts to speak with the Customer in order to advise the Customer of the proposed discontinuance and to advise the Customers of steps necessary to avoid discontinuance.
- (f) Without notice in the event of Customer or Authorized User use of equipment in such a manner as to adversely affect TELEFYNE's equipment or service to others.
- (g) Without notice in the event of tampering with the equipment or services owned by TELEFYNE or its agents.

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SECTION 2 - RULES AND REGULATIONS, CONT.

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2.12 Refusal or Discontinuance by Company, continued

- (h) Without notice in the event of unauthorized or fraudulent use of service. Whenever service is discontinued for fraudulent use of service, TELEFYNE may, before restoring service, require the Customer to make, at his or her own expense, all changes in facilities or equipment necessary to eliminate illegal use and to pay an amount reasonably estimated as the loss in revenues resulting from such fraudulent use.
- (i) Without notice when necessary for the Company to comply with any order or request of any governmental authority having jurisdiction.

2.13 Credit Allowances for Interruption of Service

Credit allowances for interruptions of service caused by equipment or service failure are limited to the minimum initial period charges incurred for re-establishing the interrupted call.

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SECTION 2 - RULES AND REGULATIONS, CONFIDENTIAL
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2.14 Inspection, Testing and Adjustment

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Upon reasonable notice, the facilities provided by the Carrier shall be made available to the Carrier for tests and adjustments as may be deemed necessary by the Carrier for maintenance. No interruption allowance will be granted for the time during which such tests and adjustments are made when the interruption is less than twenty-four (24) consecutive hours.

2.15 Operator Services for Casual Callers and Traffic Aggregators

TELEFYNE services are available to End Users for a fee as described in the Rates section of this tariff. For operator services, TELEFYNE agrees that:

- a. TELEFYNE will not knowingly bill for incomplete calls and will remove any charge(s) for incomplete calls upon subscriber notification or carrier's knowledge of the charge(s) for incomplete calls.
- b. TELEFYNE will advise the caller and billed party (if different from the end user) that TELEFYNE is the operator service provider at the time of the initial contact.
- c. TELEFYNE will provide rate quotes, including all rate components and any additional charges, upon request at not charge.

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2.15 Operator Services for Casual Callers and Traffic Aggregators,
con't.

- d. TELEFYNE will allow only tariff charges approved by the Commission, or otherwise allowed by law for the provision of operator services, to appear on billings rendered by local exchange companies on behalf of carrier and will not collect location surcharges imposed by traffic aggregators.
- e. TELEFYNE will arrange for listing of its name on a LEC's billing of TELEFYNE charges, if the LEC has multi-carrier bill listing capability.
- f. TELEFYNE will direct all "00-" emergency calls to the local exchange carrier at no charge.

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SECTION 2 - RULES AND REGULATIONS, CON'T.

Service Commission

2.15 Operator Services for Casual Callers and Traffic Aggregators,
con't.

- g. TELEFYNE's contracts with traffic aggregators will contain provisions which require the items listed below.
- (1) Provide access to an end user's interexchange carrier of choice;
 - (2) Provide for the prominent posting or display, on or near the telephones to be utilized by end users, of material setting forth the name of the carrier, complaint procedures, instructions on reaching the LEC operator as well as other interexchange carriers, and procedures for emergency calls.

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SECTION 3 - DESCRIPTION OF SERVICE REC'D JAN 22 2002

3.1 General

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TELEFYNE offers operator assisted calling services to Customers for the placing of intrastate calls within the State of Missouri. Interstate service is offered in conjunction with intrastate service.

3.2 Timing of Calls

- 3.2.1 Billing for calls placed using TELEFYNE's service is based in part on the duration of the call. Timing of each call begins when the called party accepts the responsibility for payment and ends when the called party hangs up. Calls are billed in full minute increments unless otherwise specified.
- 3.2.2 Unless otherwise specified in this tariff, the minimum call duration for billing purposes is one minute.
- 3.2.3 The Company will not bill for unanswered calls. When an End User indicates that he/she was billed for an incomplete call, TELEFYNE will reasonably issue credit for the call.

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SECTION 3 - DESCRIPTION OF SERVICE, CON'
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3.3 Calculation of Distance

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Usage charges for all mileage sensitive products are based on the airline distance between the serving wire center locations associated with the originating and terminating points of the call.

The distance between the originating and terminating points is calculated by using the "V" and "H" coordinates of the serving wire centers as defined by BellCore (Bell Communications Research), in the following manner:

Step 1 - Obtain the "V" and "H" coordinates for the serving wire center of the Subscriber's switch and the destination point.

Step 2 - Obtain the difference between the "V" coordinates of each of the serving wire centers. Obtain the difference between the "H" coordinates.

Step 3 - Square the differences obtained in Step 2.

Step 4 - Add the squares of the "V" difference and "H" difference obtained in Step 3.

Step 5 - Divide the sum of the square obtained in Step 4 by ten (10). Round to the next higher whole number if any fraction results from the division.

Step 6 - Obtain the square root of the whole number obtained in Step 5. Round to the next higher whole number if any fraction is obtained. This is the distance between the originating and terminating serving wire centers of the call.

Formula:

$$\sqrt{\frac{(V_1V_2)^2 + (H_1H_1)^2}{10}}$$

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Missouri Public**SECTION 3 - DESCRIPTION OF SERVICE, CON'T****REC'D JAN 22 2002****3.4 TELEFYNE Operator Assisted Service****Service Commission**

Operator services may be provided on calls requiring special billing arrangements or other operator call completion assistance. Charges for calls placed through the carrier vary based on duration, distance, time of day, day of week, and class of service.

3.4.1 Operator Service Charges

In addition to usage charges, the following service charges are billed on a per call basis where appropriate:

(A) Station to Station - Collect

This charge applies in addition to the normal long distance usage charges for non-Person to Person calls billed Collect to the called station.

(B) Person to Person - Collect

This charge applies in addition to the normal long distance usage charges for calls placed to a particular party at the destination number and billed Collect to the called station. Charges do not apply unless the specified party or an acceptable substitute is available.

(C) Billed to Third Party or Credit Card

This charge applies in addition to the normal long distance usage charges for calls placed to a particular party at the destination number and billed to a third party or credit card.

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SECTION 4 - RATES

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4.1 General

Service Commission

Each Customer is charged individually for each call placed through the Carrier. Charges are computed on an airline mileage basis as described in Section 3.3 of this tariff.

The charges for TELEFYNE services may vary by the:

- distance between stations
- time of day and day of week
- duration of the call
- type of call
- level of operator assistance required.

Customers are billed based on their use of TELEFYNE's long distance service. No installation charges or fixed monthly recurring charges apply.

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SECTION 4 - RATES, CON'T.

REC'D JAN 22 2002

4.2 TELEFYNE Operator Assisted Service

Service Commission

TELEFYNE Intrastate Operator Assisted Service calls are billed in one (1) minute increments following an initial one (1) minute billing period.

4.2.1 Intrastate Usage Rates

| Mileage | DAY | | EVENING | | NIGHT/WKND | |
|---------|-----------------|-----------------|-----------------|-----------------|-----------------|-----------------|
| | Int'l Minute | Add'l Minute | Int'l Minute | Add'l Minute | Int'l Minute | Add'l Minute |
| 1-10 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 |
| 11-14 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 |
| 15-18 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 |
| 19-23 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 |
| 24-28 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 |
| 29-33 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 |
| 34-40 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 |
| 41-50 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 |
| 51-60 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 |
| 61-80 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 |
| 81-100 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 |
| 101-125 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 |
| 126-150 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 |
| 151-190 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 |
| 191-300 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 |
| 301-430 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 |
| 431+ | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 | \$0.400 |

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4.2 TELEFYNE Operator Assisted Service, continued

4.2.2 Operator Service Charges - Intrastate

Per Call Charges:

| | |
|---------------------------------|--------|
| Station to Station - Collect | \$3.00 |
| Billed to Third Party - Collect | \$3.00 |
| Person to Person - Collect | \$6.50 |

4.2.2 Local operator assisted calls

Operator assisted local calls are billed at a per-call rate of \$0.35 plus the appropriate operator assistance charge.

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SECTION 5 - SPECIAL PROMOTIONS

REC'D JAN 22 2002

5.1 Special Promotions

Service Commission

TELEFYNE may, upon Commission approval, offer customers specific rate incentives during specified promotional periods. TELEFYNE will provide written notice to the Commission at least 7 days prior to the commencement of a promotional program specifying the terms of the promotion, the specific service offered, the location, and the beginning and ending dates of the promotional period.

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