

ACCESS SERVICES TARIFF

XO Communications Services, Inc.

Regulations and Schedule of Charges for

Access Services

Within Indiana

This tariff is on file with the Indiana Utility Regulatory Commission and copies may be inspected during normal business hours at 11111 Sunset Hills Road, Reston, Virginia 20190.

ISSUED: July 20, 2006

EFFECTIVE: August 1, 2006

Kelly Faul, Regulatory Affairs Director
XO Communications Services, Inc.
11111 Sunset Hills Road
Reston, VA 20190

ACCESS SERVICES TARIFF

CHECK SHEET

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ACCESS SERVICES TARIFF

CHECK SHEET (Cont'd)

RESERVED FOR FUTURE USE

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Kelly Faul, Regulatory Affairs Director
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1111 Sunset Hills Road
Reston, VA 20190

ACCESS SERVICES TARIFF

APPLICATION OF TARIFF

This tariff sets forth the service offerings, rates, terms and conditions applicable to the furnishing of intrastate switched access within the State of Indiana by **XO Communications Services, Inc.** hereinafter referred to as ("the Company").

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ACCESS SERVICES TARIFF

EXPLANATION OF SYMBOLS, REFERENCE MARKS, AND ABBREVIATIONS OF
TECHNICAL TERMS USED IN THIS TARIFF.

Revisions of this tariff are coded through the use of symbols. These symbols appear in the right margin of the sheet. The symbols and their meanings are:

- (C) To signify changed in text, conditions or regulations.
- (D) To signify decrease.
- (I) To signify increase.
- (N) To signify a new rate, regulation, condition, or sheet.
- (O) To signify no change.
- (T) To signify temporary rates and/or surcharges.

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ISSUED: December 13, 2007

EFFECTIVE: January 1, 2008

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ACCESS SERVICES TARIFF

1. Definitions

Please refer to Company's Local Exchange Services Tariff, for applicable Definitions.

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ACCESS SERVICES TARIFF

2. REGULATIONS

Please refer to Company's Local Exchange Services Tariff, for applicable Regulations.

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ACCESS SERVICES TARIFF

3.0 JURISDICTIONAL REPORTING

3.1 Description and Requirements

The jurisdictional reporting requirements will be as specified below. When a Customer orders access service, its projected percent interstate usage (PIU) must be provided in whole numbers to the Company. These whole number percentages will be used by the Company to apportion the use and/or charges between interstate and intrastate until a revised report is received as set forth herein.

(a) Originating Access

Originating access minutes may be based on traffic originating at the state, LATA or local switching center level, provided that the traffic being measured is only traffic originating from the Company local switching center(s). The Customer must provide the Company with a projected PIU factor on a quarterly basis, as specified herein.

If no PIU for originating minutes is submitted, then the projected PIU will be set on a default basis of 50 percent interstate traffic and 50 percent intrastate traffic.

(b) Terminating Access

Terminating access minutes may be based on traffic terminating at the state, LATA or local switching center level, provided that the traffic being measured is only traffic terminating to the Company local switching center(s). The Customer must provide the Company with a projected PIU factor on a quarterly basis, as specified below. If no PIU for originating minutes is submitted, then the projected PIU will be set on a default basis of 50 percent interstate traffic and 50 percent intrastate traffic.

(c) Except where the Company measured access minutes are used, the Customer reported projected PIU factor as set forth above will be used until the Customer reports a different projected PIU factor, as set forth below. The revised report will serve as the basis for future billing and will be effective on the next bill date.

ACCESS SERVICES TARIFF

3.0 JURISDICTIONAL REPORTING (Cont'd)3.1 Description and Requirements (Cont'd)

- (d) Effective on the first of January, April, July and October of each year the Customer shall update its interstate and intrastate jurisdictional report. The Customer shall forward to the Company, to be received no later than 15 days after the first of such month, a revised report showing the interstate and intrastate percentage of use for the past three months ending the last day of December, March, June and September, respectively, for each service arranged for interstate use, based solely on the traffic originating from or terminating to the Company's local switching center. The revised report will serve as the basis for the next three months billing and will be effective on the bill date for that service. If the Customer does not supply the reports for those services where reports are needed, the Company will assume the percentage to be the same as that provided previously. For those cases in which a quarterly report has never been received from the Customer, the Company will assume the percentages to be the same as those provided in the access service request.

(e) Jurisdictional Reports Verification

For Switched Access Service, if a billing dispute arises or a regulatory commission questions the projected PIU factor, the customer will provide the data issued to determine the projected PIU factor. The Customer will supply the data within 30 days of the Company request.

The Customer shall keep records of call detail from which the percentage of interstate and intrastate use can be ascertained and, upon request of the Company, shall make the records available for inspection as reasonably necessary for purposes of verification of the percentages. The Company reserves the right to conduct an audit at any time during the year. The Customer, at its own expense, has the right to retain an independent auditing firm.

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4.0 SERVICE DESCRIPTIONS

4.1 Switched Access Service

4.1.1 Description of Services

Switched Access Service provides the ability to originate calls from an End User's Premises location to a Customer's Premises, and to terminate calls from a Customer designated Premises to an End User's Premises. Company Switched Access Service consists of the services offered pursuant to this Tariff. Service is offered via the Company's facilities and/or in combination with resold exchange services, transmission facilities provided by other certificated carriers, or a combination thereof.

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(T)

Under this tariff, the Company is only responsible for the services and facilities it provides under this tariff, and it assumes no responsibility for any service provided by any other entity that purchases access to the Company network in order to originate or terminate its own services, or to communicate with its own Customers.

The provision of Company's Services is subject to and contingent upon the Company obtaining and retaining such approvals, consents, governmental authorizations, licenses and permits, as may be required or be deemed necessary by the Company. The Company shall use reasonable efforts to obtain and keep in effect all such approvals, consents, authorizations, licenses and permits that may be required to be obtained. The Company shall be entitled to take, and shall have no liability whatsoever for, any action necessary to bring the Services into conformance with any rules, regulations, orders decisions, or directives imposed by the Federal Communication Commission or other applicable agency, and the Customer shall fully cooperate in and take such action as may be requested by the Company to comply with any such rules, regulations, orders, decisions, or directives.

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4.0 SERVICE DESCRIPTIONS (Cont'd)4.1 Switched Access Service (Cont'd)4.1.2 Billing of Access Minutes

When recording originating calls over FGD with multifrequency address signaling, usage measurement begins when the first wink supervisory signal is forwarded from the Customer's facilities. The measurement of originating call usage over FGD ends when the originating FGD entry switch receives disconnect supervision from either the originating end user's local switching center (indicating that the originating end user has disconnected), or the Customer's facilities, whichever is recognized first by the entry switch.

For terminating calls over FGD with multifrequency address signaling, the measurement of access minutes begins when a seizure signal is received from the Carrier's trunk group at the point of presence within the LATA. The measurement of terminating call usage over FGD ends when a disconnect signal is received, indicating that either the originating or terminating user has disconnected.

When recording originating calls over FGD with SS7 signaling, usage measurement begins with the transmission of the initial address message by the switch for direct trunk groups and with the receipt of an exit message by the switch for tandem trunk groups. The measurement of originating FGD usage ends when the entry switch receives or sends a release message, whichever occurs first.

For terminating calls over FGD with SS7 signaling, the measurement of access minutes begins when the terminating recording switch receives the initial address message from the terminating end user. On directly routed trunk groups or on tandem routed trunk groups, the Company switch receives the initial address message and sends the indication to the Customer in the form of an answer message. The measurement of termination FGD call usage ends when the entry switch receives or sends a release message, whichever occurs first.

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4.0 SERVICE DESCRIPTIONS (Cont'd)

4.1 Switched Access Service (Cont'd)

4.1.3 Application of Rates

The rate for switched access is assessed based on the monthly usage charges for end-office switching and tandem switched transport. Usage rates are rates that are applied on a per access minute or per query basis.

4.1.4 Rates

(a) End Office Switching Charge:

<u>Per Access Minute of Originating Use</u>	<u>Per Access Minute of Termination Use</u>
\$ 0.012	\$ 0.012

(b) Tandem Switched Transport Charge

<u>Per Access Minute of Originating Use</u>	<u>Per Access Minute of Terminating Use</u>
\$0.012	\$ 0.012

4.1.5 800 Database Access Service: The Customer will be charged a per query based on a query of the 800-NXX-XXXX dialed and/or delivered to the Customer in conjunction with 800 Data Base Access Service.

Per Query \$0.011

4.2 Historic Invoices

The Company will furnish, upon the Customer's request, copies of invoices which were originally issued to the Customer more than thirteen months prior to the request or copies of invoices that are available on-line, but that customer does not wish to retrieve from the available on-line system. Customers can request the invoice in one of two formats: electronic copy (portable data file/.pdf) or CSV/CD of Call Detail Record. Customer will be charged based on the format requested and on a per invoice basis.

<u>Format</u>	<u>Rate Per Invoice</u>
<u>Electronic</u>	\$10.00

(N)

 (N)

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CSV/CD of CDR \$25.00

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ACCESS SERVICES TARIFF

4.0 SERVICE DESCRIPTIONS (Cont'd)

(N)

4.3 Service Order Changes

4.3.1 Service Order Change Charge

Customer will be assessed a non-recurring charge when it initiates a modification of a Service Order after its acceptance by XO. If a Service Order is modified after its acceptance by XO, per-Circuit change charges will apply as follows: \$50 for any change requested by Customer within five (5) days of Service Order acceptance; \$200 for any change requested by Customer between five (5) days of Service Order acceptance and five (5) days of the projected Start of Service Date; and \$400 for any change requested by Customer within five (5) days of the projected Start of Service Date. In addition, Customer must pay all third party charges imposed as a result of the change.

4.3.2 Service Order Cancellations

Customer will be assessed a non-recurring charge for each Circuit cancelled between the date of its acceptance by XO and the projected Start of Service Date. The cancellation charges will be as follows:

Circuit Type	Cancellation Charge - Per Circuit
DS1	\$750.00, plus one month's MRC
DS3	\$1,500.00, plus one month's MRC
All other Circuit types	One month's MRC and applicable installation charges

In addition to these charges, Customer must pay all third party charges imposed as a result of the cancellation.

(N)