

APPLICATION OF AUTHORITY

to provide Interexchange Telecommunications Services

**within the STATE OF NEBRASKA
COMTECH 21, LLC
One Barnes Park South
Wallingford, CT 06492**

June , 2000

Title Sheet

Nebraska Telecommunications Tariff

This tariff contains the descriptions, regulations, and rates applicable to the furnishing of service and facilities for telecommunications services provided by COMTECH 21, LLC, hereinafter in the text of this tariff referred to as COMTECH 21, LLC with principal offices at One Barnes Park South, Wallingford, CT 06492. This tariff applies for services furnished within the State of Nebraska. This tariff is on file with the Nebraska Public Service Commission, and copies may be inspected, during normal business hours, at the Company's principal place of business.

Issued: June 23, 2000

Effective: July 23, 2000

Issued by:

Marie Marcarelli, Manager
COMTECH 21, LLC
One Barnes Park South
Wallingford, CT 06492

Check Sheet

Sheets 1 through 17 inclusive of this tariff are effective as of the date shown at the bottom of the respective sheet(s). Original and revised sheets as named below comprise all changes from the original tariff and are currently in effect as of the date on the bottom of this page.

<u>Sheet</u>	<u>Revision</u>
1	Original
2	Original
3	Original
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Issued: June 23, 2000

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Received by NPSC
02/27/2020

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Symbols

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

D - Delete or Discontinue.

I - Change Resulting In An Increase to A Customer's Bill.

M - Moved From Another Tariff Location.

N - New.

R - Change Resulting In A Reduction to A Customer's Bill.

T - Change In Text or Regulations But No Change In Rate or Change.

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Tariff Format

- 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 the page. These numbers are used to determine the most current sheet version on file with the NEPSC. For example, the 4th revised Sheet 14 cancels the 3rd revised Sheet 14. Because of various suspension periods, deferrals, etc. the NEPSC follows in their 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 subordinate to its next higher level.
- 2.
 - 2.1
 - 2.1.1
 - 2.1.1.A.
 - 2.1.1.A.1.
 - 2.1.1.A.(a)
 - 2.1.1.A.1(a).1
 - 2.1.1.A.(a).1(I)
 - 2.1.1A.1.(a).1(I)(I)
- D. Check Sheets – When a tariff filing is made with the NEPSC, an updated check sheet accompanies the tariff filing. The check sheet lists the sheet contained in the tariff, with a cross-reference to the current revision number. When new pages are added, the check sheet is changed to reflect the revision. All revisions made in a given filing are designated by an asterisk (*). There will be no other symbols used on this sheet if these are the only changes made to it (i.e., the format, etc. remains the same, just revised revision levels on some pages). The tariff user should refer to the latest check sheet to find out if a particular sheet is the most current sheet on file with the NEPSC.

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Section 1 – Technical Terms and Abbreviations

Access Line - An arrangement which connects the Customer's location to a COMTECH 21, LLC switching center, if any.

Authorization Code – A numerical code, one or more of which are available to a Customer to enable him/her to access the carrier, and which are used by the carrier both to prevent unauthorized access to its facilities and to identify the Customer for billing purposes.

Billed Party - The person or entity that accepts responsibility for the payment of charges for a call over the Company's service.

Company or Carrier - COMTECH 21, LLC.

Customer - The person, firm, corporation or other entity which orders service and is responsible for payment of charges due and compliance with the company's tariff regulations.

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

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

Holidays - COMTECH 21, LLC's recognized holidays are New Year's Day, (January 1,) Presidents Day, (Feb), Easter Sunday, Memorial Day, Independence Day (July 4), Labor Day, (the first Monday in September) Thanksgiving Day (the fourth Thursday in November), and Christmas (December 25).

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.

LEC - Local Exchange Company.

Subscriber - The property, or property owner, to which COMTECH 21, LLC provides its services.

User - The person at the Subscriber's location who actually places the call over the Company's service.

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Section 2 – Rules and Regulations

2.1 Undertaking of COMTECH 21, LLC

COMTECH 21, LLC's services and facilities are furnished for communications originating at specified points within the State of Nebraska under terms of this tariff.

COMTECH 21, LLC installs, operates, and maintains the communications services provided hereunder in accordance with the terms and conditions set forth under this tariff. It may act as the Customer's agent for ordering access connection facilities provided by other carriers or entities, as legally defined in the rules and regulations of the Nebraska Public Service Commission, when authorized by the customer to allow connection of a customer's location to the COMTECH 21 service. The customer shall be responsible for all charges due for such service arrangements.

2.2 Limitations

2.2.1 Service is offered subject to the availability of facilities and the provisions of this tariff.

2.2.2 COMTECH 21, LLC reserves the right to discontinue furnishing service, or limit the use of service necessitated by conditions beyond its control or when using service in violation of the law or the provisions of this tariff.

2.2.3 All facilities provided under this tariff are directly controlled by COMTECH 21, and the Customer may not transfer or assign the use of the service or facilities, except with 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.

2.2.4 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 permitted assignees or transferees, as well as all conditions for service.

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Section 2 - Rules and Regulations (Continued)

2.3 Liabilities of the Company

- 2.3.1 COMTECH 21, LLC's liability for damages arising out of mistakes, interruptions, omissions, delays, errors, or defects in the transmissions occurring in the course of furnishing service or facilities, and not caused by the negligence of its employees or its agents, in no event shall exceed an amount equivalent to the proportionate charge to the customer for the period during which the aforementioned faults in transmission occur.
- 2.3.2 COMTECH 21, LLC shall be indemnified and held harmless by the customer against:
- (A) Claims for libel, slander, or infringement of copyright arising out of the material, data, information, or other content transmitted over the Company's facilities.
 - (B) All other claims arising out of any act or omission of the Customer in connection with any service or facility provided by COMTECH 21, LLC.

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Section 2 – Rules and Regulations (Continued)

2.4 Interruption of Service

- 2.4.1 Credit allowance for an interruption of service which is not due to the Company's testing or adjusting, negligence of the customer, or the failure of channels or equipment proved by the customer, are subject to the general liability provisions set forth in 2.3.1 herein. It shall be the obligation of the customer to notify the Company immediately of any interruption in service for which a credit allowance is desired. Before giving such notice, the customer shall ascertain that the trouble is not being caused by any action or omission by the customer within his control, or is not in wiring or equipment, if any, furnished by the customer and connected to the Company's facilities. The Company's service and facilities are provided on a monthly basis, unless ordered on a longer basis and are provided 24 hours per day, 7 days per week.
- 2.4.2 For purposes of credit computation, every month shall be considered to have 720 hours.
- 2.4.3 No credit shall be allowed for an interruption of a continuous duration of less than two hours.
- 2.4.4 The Customer shall be credited for an interruption of two hours or more at the rate of $1/720^{\text{th}}$ of the monthly charge for the facilities affected for each hour or major fraction thereof that the interruption continues.

Credit Formula:
$$\text{Credit} = \frac{A}{720} \times B$$

"A" - outage time in hours.

"B" - total monthly charge for affected facility.

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Section 2 – Rules and Regulations (Continued)

2.5 Restoration of Service

The use and restoration of service shall be in accordance with the priority system specified in Part 64, Subpart D of the Rules and Regulations of the Federal Communications Commission.

2.6 Returned Checks

If the Company receives a check from a Customer in payment for service rendered or for any other reason of indebtedness and which is returned from the bank due to insufficient or uncollected funds, closed account, apparent tampering, missing signature or endorsement, or for any other reason, the Company shall apply a service charge of \$25.00.

The charge shall be applied to Customer's monthly billing in addition to any other charges which is subsequently dishonored shall not constitute payment until such time as repayment is made by valid means.

The requirements of this paragraph shall be applicable only to new Customers who apply for service after the effective date of this tariff.

2.7 Deposits

The Company does not require a deposit from the customer.

2.8 Taxes

All states 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.

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Section 2 – Rules and Regulations (Continued)

2.9 Contested Charges

For consideration of any disputed charge, a Subscriber must submit in writing to COMTECH 21, LLC within thirty (30) days of the date the bill is issued, the call details and bases for any requested adjustment. COMTECH 21, LLC will promptly investigate and advise the Subscriber as to its findings and disposition. Any undisputed charges must be paid on a timely basis. Any disputed charges that cannot be resolved between a Subscriber and COMTECH 21, LLC may be appealed to the Commission.

2.10 Termination of Service

The Company shall have the right to terminate service on the grounds of late payment for invoices past thirty (30) days of due date. Customer will receive a five (5) day written notice of cancellation after the 30th day following the invoice date.

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Section 3 – Description of Service

3.1 COMTECH 21, LLC Service Offerings

The Carrier provides outbound, switched, Equal-Access, intrastate and domestic (interstate) and international voice long distance resale telecommunications services to small-to-medium sized businesses. The applicable rates for these services are set forth in Section 4 of this tariff.

3.2 Calculation of Distance

Usage charges for all mileage sensitive products are based on the airline distance between rate centers associated with the originating and terminating points of the call.

3.3 Directory Assistance

Carrier does offer directory assistance services to its Customer within the areas of termination of its services.

3.4 Travel Card Service

Travel Card Service is a card issued to Customers which allows them to use COMTECH 21, LLC's telecommunications service when they are away from their home or office telephones. There are no per call surcharges and the rates are set forth in Section 4.

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Section 4 - Rates

This section sets forth the rates and charges applicable to Carrier's Service offering(s).

The total usage charge for each completed call consists of two charge elements (except as otherwise provided herein): fixed charge for the first 6 seconds and an additional charge for each 6 seconds or part thereof. The per call charge is calculated as a function of the duration of the initial period plus the remaining number (if any) of subsequent periods (6 seconds, or 0.1 minute) multiplied by the appropriate rate per minute (distance and time of day), and the arithmetic result is rounded up to the next cent.

No COMTECH 21, LLC volume discount applies for intrastate calls.

4.1 USAGE CHARGES

COMTECH 21, LLC Long Distance

State: NEBRASKA

Plan A
Switched Intrastate Outbound

First 6 Seconds	0.1553
Each Additional 6 Seconds	0.1553

Plan B

First 6 Seconds	0.1785
Each Additional 6 Seconds	0.1785

Plan C

First 6 Seconds	0.2098
Each Additional 6 Seconds	0.2098

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Section 4 Rates (Continued)

Plan A
Switched Interstate Outbound

First 6 Seconds	0.0690
Each Additional 6 Seconds	0.0690

Plan B

First 6 Seconds	0.0750
Each Additional 6 Seconds	0.0750

Plan C

First 6 Seconds	0.0790
Each Additional 6 Second	0.0790

Plan A
Switched Intrastate Inbound

First 6 Seconds	0.1595
Each Additional 6 Seconds	0.1595

Plan B

First 6 Seconds	0.1833
Each Additional 6 Seconds	0.1833

Plan C

First 6 Seconds	0.2154
Each Additional 6 Seconds	0.2154

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Section 4 Rates (Continued)

Plan A
Switched Interstate Inbound

First 6 Seconds	0.0690
Each Additional 6 Seconds	0.0690

Plan B

First 6 Seconds	0.0750
Each Additional 6 Seconds	0.0750

Plan C

First 6 Seconds	0.0790
Each Additional 6 Seconds	0.0790

Plan A
Dedicated Intrastate Outbound

First 6 Seconds	0.0871
Each Additional 6 Seconds	0.0871

Plan B

First 6 Seconds	0.1001
Each Additional 6 Seconds	0.1001

Plan C

First 6 Seconds	0.1177
Each Additional 6 Seconds	0.1177

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Section 4 Rates (Continued)

Plan A
Dedicated Interstate Outbound

First 6 Seconds	0.0325
Each Additional 6 Seconds	0.0325

Plan B

First 6 Seconds	0.0373
Each Additional 6 Seconds	0.0373

Plan C

First 6 Seconds	0.0439
Each Additional 6 Seconds	0.0439

Plan A
Dedicated Intrastate Inbound

First 6 Seconds	0.0869
Each Additional 6 Seconds	0.0869

Plan B

First 6 Seconds	0.0999
Each Additional 6 Seconds	0.0999

Plan C

First 6 Seconds	0.1174
Each Additional 6 Seconds	0.1174

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Section 4 – Rates (Continued)

Plan A
Dedicated Interstate Inbound

First 6 Seconds	0.0325
Each Additional 6 Seconds	0.0325

Plan B

First 6 Seconds	0.0373
Each Additional 6 Seconds	0.0373

Plan C

First 6 Seconds	0.0439
Each Additional 6 Seconds	0.0439

4.2 Directory Assistance

Directory assistance calls are charged at \$.55 per inquiry.

4.3 Account Code Option

COMTECH 21, LLC will charge a fee of \$25.00 per month for the account code feature.

4.4 Other COMTECH 21, LLC Charges

4.4.1 No COMTECH 21, LLC installation fees or deposit is applicable.

4.4.2 Monthly recurring charge - \$2.95

4.4.3 Returned Check Charge - \$25.00

4.4.4 Reconnection (after disconnection) charge - \$10.00

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