

TARIFF DISTRIBUTION

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| G040 | 33.1 | 0004 |

A40. FAST PACKET TRANSPORT SERVICES

A40.13 BellSouth Metro Ethernet Service (Cont'd)

A40.13.2 Terms and Conditions (Cont'd)

F. Migration to AT&T Switched Ethernet Service

Customers subscribing to BellSouth Metro Ethernet Service may migrate to AT&T Switched Ethernet Service provided by the Company without incurring termination liability, subject to the following conditions: (T)

1. The new AT&T Switched Ethernet Service and the existing BellSouth Metro Ethernet Service must be billed to the same customer of record at the same customer locations. (T)
2. The customer's existing service must have been in place for at least 12 months. (T)
3. The minimum term for the new service must be at least 12 months and must be equal to or greater than the number of months remaining in the customer's existing Fast Packet Services Payment Plan (FPSPP) term. (T)
4. The speed (capacity/bandwidth) of the new service must be equal to or greater than that of the existing service. (T)
5. The customer must issue a disconnect order for the replaced BellSouth Metro Ethernet Service to be effective within 90 days after the AT&T Switched Ethernet Service installation date. The disconnect and new orders must be coordinated through the Company. (T)
6. If overlapping service is required, the period will be limited to not more than 90 days and billing will apply to both services during the time both services are available. (T)