

TARIFF DISTRIBUTION

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DATE: September 20, 2016

STATE: FCC

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TYPE OF DISTRIBUTION: Approved

PURPOSE: Revised Page 25-709 of PF 88

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1000	1	0104
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Issuing Officer: Kristen Shore, Executive Director - Regulatory

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The Title Page and Pages 1 to 29-48 inclusive of this tariff are effective as of the date shown. Original and revised pages as named below and Supplement Nos. 1 and 2 contain all changes from the original tariff that are in effect on the date hereof.

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7	20th	51	1st	95	1st
8	21st	52	1st	96	1st
9	1st	53	1st	97	1st
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11	10th	55	Original	99	1st
12	13th	56	19th	100	1st
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14	7th	58	2nd	102	2nd
15	15th	59	2nd	103	2nd
16	10th	60	1st	104	1st
17	3rd	61	1st	105	Original
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19	1st	63	1st	107	1st
20	Original	64	1st	108	1st
21	Original	65	1st	109	Original
22	8th	66	1st	110	1st
23	12th	67	1st	111	Original
23.1	4th*	68	1st	112	Original
24	1st	69	1st	113	Original
25	2nd	70	1st	114	Original
26	1st	71	1st	115	Original
27	1st	72	1st	116	Original
28	1st	73	1st	117	1st
29	1st	74	1st	118	Original
30	1st	75	2nd	119	Original
31	Original	76	2nd	120	Original
32	2nd	77	1st	121	Original
33	1st	78	1st	122	Original
34	5th	79	1st	123	Original
35	1st	80	2nd	124	Original
36	1st	81	1st	125	Original
37	2nd	82	1st	126	Original
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* New or Revised Page

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25. Pricing Flexibility Contract Offerings (Cont'd)

25.91 Contract Offer No. 88 – Access Service Offer (Cont'd)

25.91.5 Terms and Conditions (Cont'd)

- (I) Subject Services are subject to certain rates, charges and general terms and conditions in other sections of BellSouth Tariff F.C.C. No. 1 (Sections 2-General Regulations, 5-Ordering Options for Switched & Special Access Service, and 13-Additional Engineering, Additional Labor & Miscellaneous Services), and such terms and conditions may be modified through the filing of tariff changes at any time during the Contract Term. However, such tariff modifications will not change the Terms and Conditions described in this Contract Offer No. 88.

25.91.6 Credits and Waivers

(A) Spend Credits

"Spend-Eligible Charges" means the billed recurring and non-recurring charges, after application of any discounts or credits applicable to those recurring and non-recurring revenues (except those issued under this Contract Offer No. 88), as well as adjustments for overbilling, underbilling and billing dispute settlements for, in the aggregate, the Spend-Eligible Services, which are purchased by and billed to Customer and its Qualifying Affiliates (as each exists as of the Subscription Date) (or their Permitted Successors under the Eligible ACNAs. Spend-Eligible Charges shall specifically exclude the following: (N)

- (1) usage-based charges;
- (2) temporary service charges;
- (3) special construction charges;
- (4) fractional and partial recurring charges;
- (5) customer premise equipment charges;
- (6) charges for services provided by a non-Affiliate third party service provider;
- (7) taxes, surcharges or government-related charges;
- (8) Expanded Interconnection Terminations, Interconnection Tie Pairs or Cross-Connect charges under any Affiliate's Interconnection Agreement;