

Indiana Bell
Telephone Company, LLC

AT&T TARIFF

IURC NO. 20
Part 21 Section 1

PART 21 - Access Services
SECTION 1 - General

Original Sheet 1

ACCESS SERVICE

Regulations, Rates and Charges
applying to the provision of Access Services
within a Local Access and Transport Area (LATA)
or equivalent Market Area for
connection to intrastate communications facilities
for customers within the
operating territory of the

INDIANA BELL TELEPHONE COMPANY, LLC

Access Services are provided by means of wire, fiber optics, radio and any other suitable technology or a combination thereof.

Concurrence Statement

Submitted herewith pursuant to CAUSE NO. 39369, THIRD ORDER ON CONTINUING THE LIFTING OF THE STAY OF PROCESSING PETITIONS TO MAINTAIN PARITY ACCESS AND ORDER ON LESS THAN ALL THE ISSUES, approved April 30, 1993 and placed into effect and made final June 2, 1993 AT&T Indiana hereby concurs and adopts by reference the terms and provisions of its interstate access tariff except as noted in the Table of Contents of the Indiana Bell Ameritech Operating Companies Tariff F.C.C. No. 2 Exception Statements.

In compliance with Cause No. 39369, AT&T Indiana states its concurrence with the FCC No. 2 with the reference to exceptions as noted above. Broadband Access Services have been detariffed from FCC No. 2 and are now located in the AT&T Interstate Access Guidebook, which can be found at www.att.com/guidebook. Page references for the Guidebook will be preceded by a [GB].

Exception Statements

Preface

The following exception statements correspond to AT&T Indiana's FCC #2 Check Sheet Access Tariff and identify FCC tariff pages where an exception exists for the purpose of clarifying those services offered in the Indiana Jurisdiction. Exceptions are given by section and describe those services or areas of the FCC No. 2 tariff that either do not apply to Indiana Jurisdiction or differ such that a statement explaining Indiana-specific regulations is required.

In some cases, entire FCC No. 2 pages will be replaced by an appropriate statement or page detailing the appropriate application of the service, administrative process, etc. in question to the Indiana Jurisdiction. Additionally, sections may include tariff exception pages applicable to Indiana Jurisdiction only.

When reference is made to a particular section's exceptions and a specific exception statement is not given, general exception statements of that section apply. General exception statements have been provided for the Preface and Sections 6 and 7 where the same exception applies throughout the section or tariff, in the case of the Preface.

General Tariff No. 2 Exceptions

1. Unless otherwise indicated read intra where inter is stated with the exception of Percent Interstate Use (PIU) where interstate should be read as interstate.
2. The terms International Boundary Point and Foreign Communications do not apply to Indiana Jurisdiction.
3. Service that is interstate only in nature does not apply to Indiana Jurisdiction. Service that applies specifically to any other Ameritech Operating Company, does not apply to Indiana Jurisdiction unless otherwise stated.
4. VoIP-PSTN Traffic

This section applies to VoIP-PSTN traffic exchanged between the Telephone Company and the customer in time division multiplexing ("TDM") format that originates and/or terminates in Internet protocol ("IP") format. VoIP-PSTN traffic originates and/or terminates in IP format if it originates from and/or terminates to an end-user customer of a service that requires Internet protocol-compatible customer premises equipment. The transitional Intercarrier Compensation framework for VoIP-PSTN traffic adopted by the Federal Communications Commission in its Report and Order, Release No. 11-161 (Nov. 18, 2011) ("FCC Order") directed that this intrastate VoIP-PSTN traffic be billed employing interstate rates.⁽¹⁾

The intrastate switched access rates in this tariff are the same as the interstate rates for Switched Access rate elements. Thus, no modifications to the rates and/or billing are necessary as a result of the VoIP-PSTN provisions of the FCC Order.

⁽¹⁾ Although the Telephone Company has taken the position that this tariff, by its own terms, already applies to VoIP-PSTN traffic, as defined herein, the Telephone Company has included this Section in the tariff out of an abundance of caution to prevent any claim that it does not so apply, and to implement the decision by the Federal Communications Commission in its Report and Order in WC Docket Nos. 10-90, etc., FCC Release No. 11-161 (Nov. 18, 2011) ("FCC Order") that VoIP-PSTN access traffic should be exchanged at interstate access rates (unless the parties have agreed otherwise). By its terms, the FCC Order is prospective only, and does not address preexisting law with regard to the applicability of intercarrier compensation or the enhanced service providers ("ESP") exemption to VoIP-PSTN Traffic. Including this section in the tariff in no way alters or otherwise affects the applicability of this tariff to VoIP-PSTN Traffic before the effective date of the FCC Order.

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