

TARIFF DISTRIBUTION

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PURPOSE: GB - Remove High Cost Areas Option from KY Conduit Occupancy

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A5. CHARGES APPLICABLE UNDER SPECIAL CONDITIONS

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A5. CHARGES APPLICABLE UNDER SPECIAL CONDITIONS

A5.11 Pole And Anchor Attachment (Cont'd)

A5.11.9 Rates And Charges

A. Pole And Anchor Attachments - General

1. Attachment charges commence on the first day of the second calendar month following the date that authorization is granted for such attachment; and cease as of the final day of the calendar month in which the attachment is physically removed.
2. A one month minimum charge is applicable for all attachment accommodations.
3. All attachment charges are payable in advance semi-annually on the first day of January and July.
4. Total attachment charges under A5.11.9.A.3. preceding shall be based upon the number of poles and/or anchors for which authorizations have been issued prior to the first day of January and July. Each semi-annual payment shall include a proration of the monthly attachment charges applicable for all attachments initially authorized by the Company during the preceding 6-month period.

B. Rates

1. Pole and Anchor Attachment

| | Annual Rate | USOC | |
|---|------------------------|-------------|------------|
| a. <i>Reserved for Future Use</i> (DELETED) | | | (T) (D) |
| b. <i>Reserved for Future Use</i> (DELETED) | | | (T) (D) |
| c. <i>Per Attachment -</i> | | | (T) |
| (1) Per foot of usable space | | | |
| (a) Two user | \$4.25 | NA | |
| (b) Three user | 4.25 | NA | |
| (2) Per anchor attached | | | |
| (a) Two user | - | NA | |
| (b) Three user | - | NA | |

A5. CHARGES APPLICABLE UNDER SPECIAL CONDITIONS

A5.12 Conduit Occupancy (Cont'd)

A5.12.8 Inspection Of Conduit Occupancy (Cont'd)

B. Unauthorized Occupancy (Cont'd)

2. For the purpose of determining the applicable charge, all unauthorized conduit occupancy shall be treated as having existed since the most recent reconciliation or for the period beginning with the date on which the attachee was initially authorized to occupy conduit of the same system, whichever period shall be the shorter; and the rates shall be twice the rate specified in A5.12.9.B. following in addition to twice the "make ready" charge that would have been imposed if the occupancy had been properly authorized. This charge shall be due and payable forthwith whether or not the attachee is permitted to continue the conduit occupancy.
3. No act nor failure to act by the Company with regard to any unauthorized use shall be deemed as a ratification of the unauthorized use; and if authorization should subsequently be issued, such authorization shall not operate retroactively nor constitute a waiver by the Company of any of its rights or privileges under this Tariff nor otherwise; provided, however, that the attachee shall be subject to all liabilities, obligations and responsibilities of this Tariff in regard to said unauthorized use from its inception.

A5.12.9 Rates And Charges

A. General

1. Occupancy charges commence on the first day of the second calendar month following the date that authorization is granted for such occupancy; and cease as of the final day of the calendar month in which the occupancy is physically removed.
2. A one-month minimum charge is applicable for all occupancy accommodations.
3. All occupancy charges are payable in advance semi-annually on the first day of January and July.
4. Total occupancy charges under A5.12.9.A.3. preceding shall be based upon the total duct footage for which authorizations have been issued prior to the first day of January and July. Each semi-annual payment shall include a proration of the monthly occupancy charges applicable for all occupancy initially authorized by the Company during the preceding 6-month period.

B. Rates

1. Conduit Occupancy, per foot of duct occupied

| | Annual Rate | USOC | |
|--------------------------|------------------------|-------------|-----|
| (a) (DELETED) | | | (D) |
| (b) (DELETED) | | | (D) |
| (c) Full duct, per foot | \$.30 | NA | (N) |
| (d) Inner duct, per foot | .20 | NA | (N) |

2. For purpose of determining the duct feet chargeable the duct considered occupied shall be measured from:
 The center to center of adjacent manholes
 The center of a manhole to the end of a duct not terminated in a manhole

A5. CHARGES APPLICABLE UNDER SPECIAL CONDITIONS

A5.12 Conduit Occupancy (Cont'd)

A5.12.9 Rates And Charges (Cont'd)

C. Nonrecurring Charges

1. Determination

Charges for all work performed by the Company or by its authorized representative in connection with the furnishing of conduit system accommodations as covered by this Tariff shall be based upon the full cost, plus 11.62 percent (%) of such amount, to the Company for performance of such work. Such charges will apply for, but not be limited to, preauthorization survey, make-ready work, rearrangement, inspection and removal of attachee's facilities, and supervision, at the option of the Company, of attachee performed work in and around the immediate vicinity of the conduit system. (T)

A5.12.10 Reserved for Future Use (T)

(DELETED) (D)