

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

<u>TARIFF SECTION</u>	<u>PAGE NUMBER</u>	<u>PAGE REVISION</u>
1000	1	0104
1000	23.1	0004
1025	25-709	0001

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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.

<u>Page</u>	Number of Revision Except as <u>Indicated</u>	<u>Page</u>	Number of Revision Except as <u>Indicated</u>	<u>Page</u>	Number of Revision Except as <u>Indicated</u>
Title	1st	44	1st	88	1st
1	104th*	45	1st	89	1st
2	23rd	46	1st	90	1st
3	49th	47	1st	91	1st
4	10th	48	2nd	92	1st
5	12th	49	1st	93	2nd
6	24th	50	2nd	94	1st
7	20th	51	1st	95	1st
8	21st	52	1st	96	1st
9	1st	53	1st	97	1st
10	10th	54	1st	98	1st
11	10th	55	Original	99	1st
12	13th	56	19th	100	1st
13	16th	57	Original	101	2nd
14	7th	58	2nd	102	2nd
15	15th	59	2nd	103	2nd
16	10th	60	1st	104	1st
17	3rd	61	1st	105	Original
18	6th	62	1st	106	2nd
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
38	4th	83	1st	127	Original
39	2nd	84	2nd	128	Original
40	3rd	85	1st	129	Original
41	3rd	86	2nd	130	Original
42	1st	87	1st	131	Original
43	1st				

(This page filed under Transmittal No. 124)

* New or Revised Page

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EFFECTIVE: SEPTEMBER 20, 2016

ACCESS SERVICE
CHECK SHEET

<u>Page</u>	<u>Number of Revision Except as Indicated</u>	<u>Page</u>	<u>Number of Revision Except as Indicated</u>	<u>Page</u>	<u>Number of Revision Except as Indicated</u>
25-706	Original	26-18	Original	A-7	Original
25-707	Original	26-19	Original	A-8	Original
25-708	Original	26-20	Original	A-9	Original
25-709	1st*	26-21	Original	A-10	Original
25-710	Original	26-22	Original	A-11	Original
25-711	Original	26-23	Original	A-12	Original
25-712	Original	26-24	Original	A-13	Original
25-713	Original	26-25	Original	A-14	Original
25-714	Original	28-1	1st	A-15	Original
25-715	Original	28-2	Original	A-16	Original
25-716	Original	28-3	Original	A-17	Original
25-717	Original	28-4	Original	A-18	Original
25-718	Original	28-5	Original	A-19	Original
25-719	Original	28-6	Original	A-20	Original
25-720	Original	28-7	Original	A-21	Original
25-721	Original	28-8	Original	A-22	Original
25-722	Original	28-9	Original	A-23	Original
25-723	Original	28-10	Original	A-24	Original
25-724	Original	28-11	Original	A-25	Original
25-725	Original	28-12	Original	A-26	Original
25-726	Original	28-13	Original	A-27	Original
25-727	Original	28-14	Original	A-28	Original
25-728	Original	28-15	Original	A-29	Original
25-729	Original	28-16	Original	A-30	Original
25-730	Original	28-17	Original	A-31	Original
25-731	Original	28-18	Original	A-32	Original
25-732	Original	28-19	Original	A-33	Original
25-733	Original	28-20	Original	A-34	Original
25-734	Original	28-21	Original	A-35	Original
25-735	Original	28-22	Original	A-36	Original
25-736	Original	28-23	Original	A-37	Original
25-737	Original	28-24	Original	A-38	Original
25-738	Original	28-25	Original	A-39	Original
26-1	Original	28-26	Original	A-40	Original
26-2	Original	28-27	Original	A-41	Original
26-3	Original	28-28	Original	A-42	Original
26-4	Original	28-29	Original	A-43	Original
26-5	Original	28-30	Original	A-44	Original
26-6	Original	28-31	Original	A-45	Original
26-7	Original	28-32	Original	A-46	Original
26-8	Original	28-33	Original	A-47	Original
26-9	Original	28-34	Original	A-48	Original
26-10	Original	28-35	Original	A-49	Original
26-11	Original	29-1	Original	A-50	Original
26-12	Original	A-1	Original	A-51	Original
26-13	Original	A-2	Original	A-52	Original
26-14	Original	A-3	Original	A-53	Original
26-15	Original	A-4	Original	A-54	Original
26-16	Original	A-5	Original	A-55	Original
26-17	Original	A-6	Original	A-56	Original
				A-57	Original

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ACCESS SERVICE

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:

- (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;