

LIST OF EFFECTIVE SHEETS

Sheets listed below are effective as of the date shown on each sheet.

<u>Revision Number</u>	<u>Sheet</u>
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Original	1
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(To be inserted by utility)

Advice Letter No. 365

Decision No. 07-01-024

Issued by

Harry H. Baker

NAME

President

TITLE

(To be inserted by Cal. P.U.C.)

Date Filed May 29, 2008

Effective August 4, 2008

Resolution No. _____

A36. CARRIER SELECTION PROCESS FOR EQUAL ACCESS

36.1 GENERAL INFORMATION

36.1.1 APPLICABILITY

Applicable to all end-user intrastate telecommunications services, both within a service area (intraLATA) and between service areas (interLATA), except those shown in Special Conditions 36.3.

36.1.2 TERRITORY

Within the exchange area of all exchanges as said areas are defined on maps filed as part of the tariff schedules.

36.2 RATES

Carrier Selection	<u>Non-Recurring Charge</u>
Per Telephone Exchange Service Line or Trunk*	
IntraLATA Service	\$5.26
InterLATA Service	@
IntraLATA/InterLATA Service - single carrier, same transaction**	2.63

@This PIC is charged in accordance with NECA's Tariff F.C.C. No. 5 and is reported to NECA. The charges are set forth in www.neca.org/source/NECA_AccessSupport1206.asp, Tariff 5, Section 17.4.4 (I).

*This charge is billed to the end user who is the customer to the Telephone Exchange Service. Primary interexchange carrier (PIC) charges conform with California Public Utilities Code 2889.5. See Special Conditions 36.3.A.3. and A.4., following, for application of charges due to end user PIC misassignment.

**This rate is in addition to the applicable NECA charge.

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36.3 SPECIAL CONDITIONS

A. The Carrier Selection Process is an arrangement whereby:

1. An end user or an agent may select an interexchange carrier (IC) or exchange carrier (EC) to place intraLATA toll calls without the 10XXX(X) access code. This IC or EC is referred to as the end user's intraLATA primary interexchange carrier (IPIC).
2. An end user or an agent may select an interexchange carrier (IC) to place interLATA, intrastate calls without the 101XXX(X) access code. This IC is referred to as the end user's primary interexchange carrier (PIC).
3. The Utility will accept a PIC and/or IPIC from the IC and/or EC by telephone, if the end user or agent participates in the telephone conversation.
4. Carriers shall not submit and shall not honor service provider change requests submitted more than 60 days after the customer authorized the transfer, unless a written contract between a facilities-based carrier and the customer clearly states that the actual transfer will occur more than 60 days into the future.

An agent is the person or persons who has legal authority to subscribe service(s) provided by the Utility for the end user.

B. PIC or IPIC Charge Application

1. New end users must presubscribe to the IPIC and/or PIC of their choice at the time an order is placed for service. The IPIC may be an IC or EC.
2. If an IPIC and/or PIC is not chosen at the time the order for service is submitted, the end user or agent will be sent a list of ICs and ECs approved by the CPUC to offer intraLATA and/or interLATA service. There will be no charge for this initial selection if made within six months of implementation on intraLATA Presubscription. Until the end user or agent chooses an intraLATA and/or interLATA carrier, he may access an intraLATA and/or interLATA carrier of his choice by dialing the appropriate 101XXX(x) carrier identification code.
3. If an end user or agent in a single transaction, requests the same carrier for intraLATA and interLATA service, charges as set forth in Rates 36.2. preceding will be applied to the end user.

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36.3 SPECIAL CONDITIONS - Continued

C. End User/Agent Choice Discrepancy

1. At the time an IC and/or EC submits an end user and/or agent list to the Utility, the IC and/or EC will certify that it has on file, or has instituted steps designed to obtain, a signed letter of agency (LOA) or confirmation of choice from the end user or agent.
2. When an end user or agent indicates more than one PIC or more than one IPIC per access line, the Utility will contact the end user or agent for clarification.
3. If an end user or agent disputes a change in their interLATA and/or intraLATA interexchange carrier for which the end user or agent was billed a PIC or IPIC charge, in accordance with the California Public Utilities Code Section 2889.5(a)(7)(b), and (7)(h):
 - a. The end user will, at the expense of the IC that initiated the change, be reestablished to its previous PIC or IPIC.
 - b. The IC or EC that requested the unauthorized PIC or IPIC change will be responsible for crediting the end user with two Carrier Selection Charges as set forth in Rates 36.2. preceding.
4. In the event an end user is incorrectly presubscribed due to misassignment on the part of the Utility, no charge shall apply.

D. Customer Access Records Exchange (CARE) Lists

The Utility will accept IC and EC customer lists identifying end users and agents who have made individual arrangements with the IC or EC to designate the IC or EC as their PIC or IPIC. The list must be in the form of magnetic tape or paper format.

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36.3 SPECIAL CONDITIONS - Continued

E. Provisions

1. If the IC and/or EC elects to discontinue Feature Group D service, the IC and/or EC is obligated to contact in writing all end users and agents who have selected the canceling IC and/or EC as their PIC and/or IPIC, they must:
 - a. Inform the end users and agents of the cancellation;
 - b. Request the end users and agents to select a new IC and/or EC;
 - c. State that the canceling IC and/or EC will pay for the change charge.
2. The Utility will bill the IC and/or EC the amount equal to the product of the Carrier selection Charge, as set forth in Rates 36.2. preceding, multiplied by the total number of end users and agents assigned to the IC and/or EC at the time the IC and/or EC notifies the Utility of discontinuance of Feature Group D.
3. For a change in identity which results in a change in the IC's and/or EC's carrier identification code (CIC) assigned to the end user, the IC and/or EC will be charged the amount of the Carrier Selection Charge, as set forth in Rates 36.2. preceding, multiplied by the total number of end user's and agent's access lines assigned to the IC and/or EC.

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