



December 28, 2011

Ms. Beth Salak  
Director, Division of Competitive Markets and Enforcement  
Attention: Tariff Section  
Florida Public Service Commission  
2540 Shumard Oak Boulevard  
Tallahassee, Florida 32399-0850

Re: TX866

Dear Ms. Salak:

Attached for filing, please find the following revised pages for the Embarq Communications, Inc., d/b/a CenturyLink Communications, Access Service Price List. This filing is submitted with a proposed effective date of December 29, 2011. The Company's tariffs are available on its website at [www.centurylink.com/tariffs](http://www.centurylink.com/tariffs).

Check Sheet	3rd Revised Check Sheet 1	Section 2	Original Sheet 27.3
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	1st Revised Sheet 2		Original Sheet 27.5
Section 2	1st Revised Sheet 27		Original Sheet 27.6
	Original Sheet 27.1		1st Revised Sheet 53
	Original Sheet 27.2		

This filing proposes the addition of tariff language for implementation of the intercarrier compensation regime for certain VoIP-PSTN traffic as mandated in the Federal Communications Commission's November 18, 2011 Report and Order and Further Notice of Proposed Rulemaking in WC Docket Nos. 10-90, etc. (FCC 11-161).

Commission consideration and timely approval of these pages are respectfully requested. If you have questions or need additional information regarding this filing, please contact Sandy Khazraee at 850-847-0173 or me at 913-345-7717.

Sincerely,

A handwritten signature in cursive script that reads "Kristal E. Myers".

Kristal E. Myers  
Manager, Access Tariffs

Attachments

Pc: Sandy Khazraee  
Susan Masterton  
John Felz

FL 2011-10V

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ACCESS SERVICE

CHECK SHEET

The Title Page and Pages listed below are inclusive and effective as of the date shown. Original and revised pages as named below contain all changes from the original price list sheets that are in effect on the date shown on each page.

\*Asterisk indicates changes in current price list filing.

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2. General Regulations (Cont'd)

2.3 Obligations of the Customer (Cont'd)

2.3.10 Determination of Intrastate Charges for Mixed Intrastate and Interstate Access Service

When mixed intrastate and interstate Access Service is provided, all charges (i.e., nonrecurring, monthly and/or usage) including optional features charges, will be prorated between interstate and intrastate. The percentage provided in the reports as set forth in 2.3.9 (B) preceding will serve as the basis for prorating the charges. The percentage of an Access Service to be charged as interstate is applied in the following manner:

- (A) For monthly and nonrecurring chargeable rate elements, multiply the percent intrastate use times the quantity of chargeable elements times the stated price list rate per element.
- (B) For usage sensitive (i.e., access minutes, calls and queries) chargeable rate elements, multiply the percent intrastate use times actual use (i.e., measured or Company assumed average use) times the stated price list rate.

The intrastate percentage will change as revised usage reports are submitted as set forth in 2.3.9 preceding.

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(M) **Material omitted from this page now appears on Original Page 27.6.**

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**2. General Regulations (Cont'd)**

**2.3 Obligations of the Customer (Cont'd)**

**2.3.11 Identification and Rating of VoIP-PSTN Traffic**

**(A) Scope**

*VoIP-PSTN Traffic is defined as traffic exchanged between a Telephone Company end user and the customer in Time Division Multiplexing ("TDM") format that originates and/or terminates in Internet Protocol ("IP") format. This section governs the identification of VoIP-PSTN Traffic that is required to be compensated at interstate access rates, unless the parties have agreed otherwise, by the Federal Communications Commission in its Report and Order in WC Docket Nos. 10-90, etc., FCC Release No. 11-161 (November 18, 2011)("FCC Order"). Specifically this section establishes the method of separating VoIP-PSTN Traffic from the customer's traditional intrastate access traffic, so that VoIP-PSTN Traffic can be billed in accordance with the FCC Order.*

**(B)** *VoIP-PSTN Traffic identified in accordance with this tariff section will be billed at rates equal to the Telephone Company's applicable tariffed interstate switched access rate as specified in Embarq Communications, Inc. Tariff F.C.C. No. 1, Section 8.*

**(C) Calculation and Application of Percent-VoIP-Usage Factors**

*Telephone Company will determine the number of VoIP-PSTN Traffic minutes of use ("MOU") to which interstate rates will be applied under (B) preceding, by applying an originating Percent VoIP Usage ("PVU") factor to the total intrastate access MOU originated by a Telephone Company end user and delivered to the customer and by applying a terminating PVU factor to the total intrastate access MOU terminated by a customer to the Telephone Company's end user.*

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2. General Regulations (Cont'd)

2.3 Obligations of the Customer (Cont'd)

2.3.11 Identification and Rating of VoIP-PSTN Traffic (Cont'd)

(C) Calculation and Application of Percent-VoIP-Usage Factors (Cont'd)

- (1) *The customer will calculate and furnish to the Telephone Company an originating PVU factor representing the whole number percentage of the customer's total originating intrastate access MOU that the customer exchanges with the Telephone Company in the state that is received from the Telephone Company and that is terminated in IP format and that would be billed by the Telephone Company as intrastate access MOU.*
- (2) *The customer will calculate and furnish to the Telephone Company a terminating PVU factor representing the whole number percentage of the customer's total terminating intrastate access MOU that the customer exchanges with the Telephone Company in the state that is sent to the Telephone Company and which originated in IP format and that would be billed by the Telephone Company as intrastate access MOU.*
- (3) *The customer shall not modify their reported PIU factor to account for VoIP-PSTN traffic.*
- (4) *Both the customer provided originating PVU and the terminating PVU shall be based on information such as the number of the customer's retail VoIP subscriptions in the state (e.g. as reported on FCC Form 477), traffic studies, actual call detail or other relevant and verifiable information which will be provided to Telephone Company upon request.*
- (5) *The customer shall retain the call detail, work papers and information used to develop the PVU factors for a minimum of one year.*
- (6) *If the customer does not furnish the Telephone Company with a PVU factor, the Telephone Company will utilize a PVU equal to zero.*

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**2. General Regulations (Cont'd)**

**2.3 Obligations of the Customer (Cont'd)**

**2.3.11 Identification and Rating of VoIP-PSTN Traffic (Cont'd)**

**(D) Initial Implementation of PVU Factors**

- (1) *If the PVU factors cannot be implemented in the Telephone Company's billing systems by December 29, 2011, once the factors can be implemented, the Telephone Company will adjust the customer's bills to reflect the PVU factors prospectively in the next bill period, if the PVU factors are provided by the customer to the Telephone Company prior to April 15, 2012.***
- (2) *The Telephone Company may choose to provide credits based on the reported PVU factors on a quarterly basis until such time as the billing system modifications can be implemented.***

**(E) PVU Factor Updates**

***The customer may update the PVU factors quarterly using the method set forth in (C)(1) and (2) preceding. If the customer chooses to submit such updates, it shall forward to the Telephone Company, no later than 15 days after the first of January, April, July and/or October of each year, revised PVU factors based on data for the prior three months, ending the last day of December, March, June and September, respectively. The revised PVU factors will serve as the basis for future billing and will be effective on the next bill date, and shall serve as the basis for subsequent monthly billing until superseded by new PVU factors. No prorating or backbilling will be done based on the updated PVU factors.***

**(F) PVU Factor Verification**

- (1) *Not more than twice in any year, the Telephone Company may request from the customer an overview of the process used to determine the PVU factors, the call detail records, description of the method for determining how the end user originates or terminates calls in IP format, and other information used to determine the customer's PVU factors furnished to the Telephone Company in order to validate the PVU factors supplied. The customer shall comply, and shall reasonably supply the requested data and information within 15 days of the Telephone Company's request.***

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**2. General Regulations (Cont'd)**

**2.3 Obligations of the Customer (Cont'd)**

**2.3.11 Identification and Rating of VoIP-PSTN Traffic (Cont'd)**

**(F) PVU Factor Verification (Cont'd)**

- (2) *The Telephone Company may dispute the customer's PVU factor based upon:***
  - (a) *A review of the requested data and information provided by the customer.***
  - (b) *The Telephone Company's reasonable review of other market information, FCC reports on VoIP lines, such as FCC Form 477 or state level results based on FCC Local Competition Report or other relevant data.***
  - (c) *A change in the reported PVU factor by more than five percentage points from the preceding quarter.***
- (3) *If after review of the data and information, the customer and the Telephone Company establishes revised PVU factors, the customer and the Telephone Company will begin using those revised PVU factors with the next bill period.***
- (4) *If the dispute is unresolved, the Telephone Company may initiate an audit. The Telephone Company shall limit audits of the customer's PVU factor to no more than twice per year. The customer may request that the audit be conducted by an independent auditor. In such cases, the associated auditing expenses will be paid by the customer.***
  - (a) *In the event that the customer fails to provide adequate records to enable the Telephone Company or an independent auditor to conduct an audit verifying the customer's PVU factors, the Telephone Company will bill the usage for all contested periods using the most recent undisputed PVU factors reported by the customer. These PVU factors will remain in effect until the audit can be completed.***

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2. General Regulations (Cont'd)

2.3 Obligations of the Customer (Cont'd)

2.3.11 Identification and Rating of VoIP-PSTN Traffic (Cont'd)

(F) PVU Factor Verification (Cont'd)

(4) (Cont'd)

- (b) *During the audit, the undisputed PVU factors from the previous reporting period will be used by the Telephone Company.*
- (c) *The Telephone Company will adjust the customer's PVU factors based on the results of the audit and implement the revised PVU in the next billing period or quarterly report date, whichever is first. The revised PVU factors will apply for the next two quarters before new factors can be submitted by the customer.*
- (d) *If the audit supports the customer's PVU factors, the usage for the contested periods will be adjusted to reflect the customer's audited PVU factors.*

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2. General Regulations (Cont'd)

2.4 Payment Arrangements

2.4.1 Payment of Rates, Charges and Deposits

(A) *The Company will, in order to safeguard its interests, only require a customer which has a proven history of late payments to the Company or does not have established credit, to make a deposit prior to or at any time after the provision of a service to the customer to be held by the Company as a guarantee of the payment of rates and charges. No such deposit will be required of a customer which is a successor of a Company which has established credit and has no history of late payments to the Company. Such deposit may not exceed the actual or estimated rates and charges for the service for a two month period. The fact that a deposit has been made in no way relieves the customer from complying with the Company's regulations as to prompt payment of bills. At such time as the provision of the service to the customer is terminated, the amount of the deposit will be credited to the customer's account and any credit balance which may remain will be refunded.*

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2. General Regulations (Cont'd)

2.5 Definitions (Cont'd)

Subtending End Office of an Access Tandem

The term "Subtending End Office of an Access Tandem" denotes an end office that has final trunk group routing through that tandem.

Tandem-Switched Transport

The term "Tandem-Switched Transport" denotes switched access transport from the access tandem to an end office subtending that tandem. Tandem-switched transport consists of circuits used in common by multiple access customers from the tandem to the end office.

Toll Free Code (TFC)

The term "Toll Free Code" denotes a three-digit Numbering Plan Area (NPA) or Area Code that is specifically assigned by the telecommunications industry for use by Telecommunications Service Providers in the provision of telephone numbers that, unlike traditional telephone numbers and calls, when dialed are toll free to the originating caller. The specific codes assigned and used, or reserved for use, for this purpose are 800, 822, 833, 844, 855, 866, 877, and 888.

**Toll VoIP-PSTN Traffic**

***The term "Toll VoIP-PSTN Traffic" denotes a customer's interexchange voice traffic exchanged with the Telephone Company in Time Division Multiplexing format over PSTN facilities, which originates and/or terminates in Internet Protocol (IP) format. "Toll VoIP-PSTN Traffic" originates and/or terminates in IP format when it originates from and/or terminates to an end user customer of a service that requires IP-compatible customer premises equipment.***

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Transmission Path

The term "Transmission Path" denotes an electrical path capable of transmitting signals within the range of the service offering; e.g., a voice grade transmission path is capable of transmitting voice frequencies within the approximate range of 300 to 3000 Hz. A transmission path is comprised of physical or derived channels consisting of any form or configuration of facilities typically used in the telecommunications industry.

Trunk

The term "Trunk" denotes a communications path connecting two switching systems in a network, used in the establishment of an end-to-end connection.

Trunk Group

The term "Trunk Group" denotes a set of trunks which are traffic engineered as a unit for the establishment of connections between switching systems in which all of the communications paths are interchangeable.