

#4301

RECEIVED

2011 DEC -2 PM 3: 22



PUBLIC UTILITIES COMMISSION

John L. Conroy
Vice President – Regulatory Affairs

234 Washington Street
Providence, RI 02903

Phone 401 525-3060
Fax 401 525-3064
john.l.conroy@verizon.com

December 2, 2011

Ms. Luly E. Massaro, Commission Clerk
Rhode Island Public Utilities Commission
89 Jefferson Boulevard
Warwick, Rhode Island 02888

Dear Ms. Massaro:

We are filing, herewith, for effect January 1, 2012, tariff material consisting of:

RI PUC No. 20

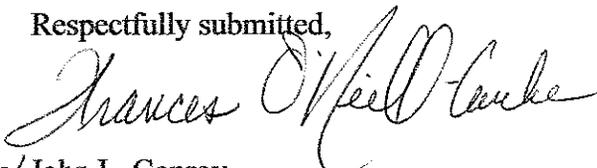
Part/Section	Revision of Page(s)	Original of Page(s)
TOC	2	N/A
2	15	16

This filing reflects implementation of the intercarrier compensation regime for certain VoIP - PSTN traffic that was recently mandated by the Federal Communications Commission ("FCC") in its November 18, 2011 Report and Order and Further Notice of Proposed Rulemaking in WC Dockets No. 10-90, etc. In accordance with that Order, the new regime reflected in the enclosed tariff revisions will take effect January 1, 2012.

If you have any questions regarding this filing, please contact Frances O'Neill-Cunha of my staff at 401-525-3560.

Enclosed are an original and nine copies of the tariff material. Please return a copy of this letter with your stamp of receipt.

Respectfully submitted,


for John L. Conroy

Attachments

2.	General Regulations	1	
2.1.	Application of Tariff.....	1	
2.1.1.	Scope.....	1	
2.1.1.B.	Blocking of Traffic.....	1	
2.2.	Use of Service.....	2	
2.2.1.	General.....	2	
2.2.2.	Lawful Use.....	2	
2.2.3.	Access Service Connections.....	2	
2.2.4.	Title or Ownership Rights.....	2	
2.2.5.	Minimum Periods of Service.....	2	
2.3.	Responsibility of the Telephone Company.....	3	
2.3.1.	Limitations.....	3	
2.3.2.	Liability.....	3	
2.3.3.	Provision of Service.....	4	
2.3.4.	Installation and Point of Termination of Service.....	5	
2.4.	Customer Notification and Coordination.....	6	
2.4.1.	Changes and Substitutions.....	6	
2.4.2.	Refusal and Discontinuance of Service.....	6	
2.4.3.	Service Affecting Activities.....	7	
2.4.4.	Provision and Ownership of Telephone Numbers.....	7	
2.4.5.	Interference or Impairments.....	8	
2.4.6.	Customer Coordination with Respect to Network Contingencies.....	8	
2.5.	Responsibility of the Customer.....	9	
2.5.1.	Scope.....	9	
2.5.2.	Liability.....	9	
2.5.3.	Ownership of Facilities and Theft.....	10	
2.5.4.	Equipment Space and Power.....	10	
2.5.5.	Availability for Testing.....	11	
2.5.6.	Coordination with Respect to Network Contingencies.....	11	
2.5.7.	Balance, Current and Noise.....	11	
2.5.8.	Design of Customer Services.....	11	
2.5.9.	References to the Telephone Company.....	11	
2.5.10.	Jurisdictional Report Requirements.....	12	
2.5.10.F.	Changes in Projected PIUs.....	13	
2.5.10.G.	Apportionment.....	14	
2.5.10.I.	Jurisdictional Audits.....	14	
2.5.11.	Determination of Intrastate Charges for Mixed Interstate and Intrastate Access Service.....	15	
2.5.12.	Identification and Rating of VoIP-PSTN Traffic.....	15	(N)
2.5.12.A.	Scope.....	15	
2.5.12.B.	Rating of VoIP-PSTN Traffic.....	15	
2.5.12.C.	Calculation and Application of Percent-VoIP-Usage Factor.....	15	
2.5.12.D.	Initial PVU Factor.....	16	
2.5.12.E.	PVU Factor Updates.....	16	
2.5.12.F.	PVU Factor Verification.....	16	(N)

2. General Regulations
2.5 Responsibility of the Customer

2.5.11 Determination of Intrastate Charges for Mixed Interstate and Intrastate Access Service	
A.	When mixed interstate and intrastate access service is provided, all charges (i.e., nonrecurring, monthly and usage) including optional feature charges, will be prorated between interstate and intrastate. The percentages will serve as the basis for calculating the appropriate charges. The intrastate percentages will change as revised usage reports are submitted. The percentages of an access service to be charged as intrastate are applied in the following manner.
1.	For monthly and nonrecurring chargeable rate elements associated with access services, multiply the intrastate percent times the quantity of chargeable elements times the stated tariff rate per element.
2.	For usage sensitive (i.e., access minutes and calls) chargeable rate elements, calculate charges by multiplying the percent intrastate use times actual use (i.e., measured or Telephone Company assumed average use) times the appropriate tariff rates.

2.5.12 Identification and Rating of VoIP-PSTN Traffic	
A. Scope	— VoIP-PSTN Traffic is defined as traffic exchanged between a Verizon 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 (Nov. 18, 2011) (“FCC Order”). Specifically, this section establishes the method of separating such traffic (referred to in this tariff as “Relevant VoIP-PSTN Traffic”) from the customer’s traditional intrastate access traffic, so that such Relevant VoIP-PSTN Traffic can be billed in accordance with the FCC Order.
1.	This section will be applied to the billing of switched access charges to a customer that is a local exchange carrier only to the extent that the customer has also implemented billing of interstate access charges for Relevant VoIP-PSTN Traffic in accordance with the FCC Order.
B. Rating of VoIP-PSTN Traffic	— The Relevant VoIP-PSTN Traffic identified in accordance with this tariff section will be billed at rates equal to Verizon’s applicable tariffed interstate switched access rates as provided in FCC No. 11.
C. Calculation and Application of Percent-VoIP-Usage Factor	— Verizon will determine the number of Relevant VoIP-PSTN Traffic minutes of use (“MOU”) to which interstate rates will be applied under subsection (B), above, by applying a Percent VoIP Usage (“PVU”) factor to the total intrastate access MOU exchanged between a Verizon end user and the customer. The PVU will be derived and applied as follows:
1.	The customer will calculate and furnish to Verizon a factor (the “PVU-C”) representing the percentage of the total intrastate and interstate access MOU that the customer exchanges with Verizon in the State, that (a) is sent to Verizon and that originated in IP format; or (b) is received from Verizon and terminated in IP format. This PVU-C 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.

(N)

(N)

2. General Regulations
2.5 Responsibility of the Customer

2.5.12 Identification and Rating of VoIP-PSTN Traffic	
C.	(Continued)
2.	Verizon will, likewise, calculate a factor (the "PVU-V") representing the percentage of Verizon's total intrastate and interstate access MOU in the State that Verizon originates or terminates on its network in IP format. This PVU-V shall be based on information such as the number of Verizon'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.
3.	Verizon will use the PVU-C and PVU-V factors to calculate a PVU factor that represents the percentage of total intrastate and interstate access MOU exchanged between a Verizon end user and the customer that is originated or terminated in IP format, whether at Verizon's end, at the customer's end, or at both ends. The PVU factor will be calculated as the sum of: (A) the PVU-C factor and (B) the PVU-V factor times (1.0 minus the PVU-C factor).
4.	Verizon will apply the PVU factor to the total intrastate access MOU exchanged with the customer to determine the number of Relevant VoIP-PSTN Traffic MOUs. Example 1: The PVU-V is 10% and the PVU-C is 40%. The PVU factor is equal to $40\% + (10\% \times 60\%) = 46\%$. Verizon will bill 46% of the customer's intrastate access MOU at its applicable tariffed interstate rates. Example 2: The PVU-V is 10% and the PVU-C is 0%. The PVU factor is $0\% + (100\% \times 10\%) = 10\%$. Verizon will bill 10% of the customer's intrastate access MOU at Verizon's applicable tariffed interstate switched access rates. Example 3: The PVU-C is 100%. No matter what the PVU-V factor is, the PVU is 100%. Verizon will bill 100% of the customer's intrastate access MOU at Verizon's applicable tariffed interstate switched access rates.
5.	If the customer does not furnish Verizon with a PVU-C pursuant to the preceding paragraph 1, Verizon will utilize a PVU equal to the PVU-V.
D.	Initial PVU Factor — If the PVU factor is not available and/or cannot be implemented in Verizon's billing systems by January 1, 2012, once the factor is available and can be implemented Verizon will adjust the customer's bills to reflect the PVU retroactively to January 1, 2012. In calculating the initial PVU, Verizon will take the customer-specified PVU-C into account retroactively to January 1, 2012, <i>provided that</i> the customer provides the factor to Verizon no later than April 15, 2012; otherwise, it will set the initial PVU equal to the PVU-V, as specified in subsection (C)(5), above.
E.	PVU Factor Updates — The customer may update the PVU-C factor quarterly using the method set forth in subsection (C)(1), above. If the customer chooses to submit such updates, it shall forward to Verizon, no later than 15 days after the first day of January, April, July and/or October of each year, a revised PVU-C factor based on data for the prior three months, ending the last day of December, March, June and September, respectively. Verizon will use the revised PVU-C to calculate a revised PVU. The revised PVU factor will apply prospectively and serve as the basis for billing until superseded by a new PVU.
F.	PVU Factor Verification — Not more than twice in any year, Verizon may ask the customer to verify the PVU-C factor furnished to Verizon and customer may ask Verizon to verify the PVU-V factor and the calculation of the PVU factor. The party so requested shall comply, and shall reasonably provide the records and other information used to determine the respective PVU-C and PVU-V factors.

(N)

(N)