

# DIVIDER

STATE OF NORTH DAKOTA  
INFORMATION TECHNOLOGY DEPARTMENT  
SFN 2053 (4-2002)

PU-2603-02-549  
VarTec Telecom, Inc.  
Toll Dialing Parity  
Application  
Filed 10/18/2002

Closed 1/17/2003

02

## DESCRIPTION



Public Service Commission  
Receipt of Payment

Receipt# 5442

Received: 6/24/2003 Check# 3510977 for \$179.61  
Subject: Utility Valuation

**Docket # PU-2603-02-549**

VarTec Telecom, Inc.  
1600 Viceroy Drive  
Dallas TX 75235

12 **PU-2603-02-549**

Pages: 1

Receipt# 5,442 \$179.61

by VarTec Telecom, Inc.

06/24/2003

**APPROVED**

DATE: 3-12-03  
KMF

MOTION

March 12, 2003

VarTec Telecom, Inc.  
Toll Dialing Parity  
Application

Case No. PU-2603-02-549

I move the Commission bill VarTec Telecom, Inc. for costs incurred to date in Case No. PU-2603-02-549, VarTec Telecom, Inc., Toll Dialing Parity, Application.



**Public Service Commission**  
State of North Dakota

---

COMMISSIONERS

Susan E. Wefald, President  
Leo M. Reinbold  
Anthony T. Clark

Executive Secretary  
Jon H. Mielke

600 E Boulevard Ave. Dept. 408  
Bismarck, North Dakota 58505-0480  
web: [www.psc.state.nd.us](http://www.psc.state.nd.us)  
e-mail: [sab@psc.state.nd.us](mailto:sab@psc.state.nd.us)  
TDD 800-366-6888  
Fax 701-328-2410  
Phone 701-328-2400

March 12, 2003

Kevin C Allen  
VarTec Telecom Inc  
1600 Viceroy Dr  
Dallas TX 75235

RE: Case No. PU-2603-02-549  
VarTec Telecom, Inc.  
Toll Dialing Parity  
Application

Enclosed is a copy of the statement approved at the March 12, 2003 Public Service Commission meeting for the expenses incurred to date in Case No. PU-2603-02-549.

Under N.D.C.C. 49-21-01.7, these expenses are billed through the Valuation Fund and must be paid for by the telecommunications company involved.

Please make your check payable to the *Public Service Commission*.

Sincerely,

Gloria Geiger  
Admin Staff Officer  
701-328-2401

Enc.

# Billing Statement

March 12, 2003

VarTec Telecom, Inc.  
Toll Dialing Parity  
Application

Case No. PU-2603-02-549

**Bill To:**

VarTec Telecom, Inc. ....\$179.61

**Expenses Incurred to Date:**

Advertising Costs \$179.61

**Send Payment and a Copy of this Statement To:**

Public Service Commission  
600 E Boulevard Ave Dept 408  
Bismarck ND 58505-0480

**Federal Tax ID 45-0309764**

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

VarTec Telecom, Inc.  
Toll Dialing Parity  
Application

Case No. PU-2603-02-549

Excel Telecommunications, Inc.  
Toll Dialing Parity  
Application

Case No. PU-967-02-627

**AFFIDAVIT OF SERVICE BY CERTIFIED MAIL**

STATE OF NORTH DAKOTA  
COUNTY OF BURLEIGH

**Sharon Helbling** deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **16th day of January, 2003**, she deposited in the United States Mail, Bismarck, North Dakota **one** envelope with certified postage, return receipt requested, fully prepaid, securely sealed and each containing a photocopy of:

**Order**

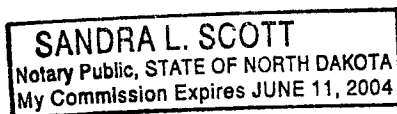
The envelopes were addressed as follows:

Kevin C Allen  
VarTec Telecom Inc  
Excel Telecommunications Inc  
1600 Viceroy Dr  
Dallas TX 75235  
**Cert. No. 7001 1940 0005 3425 2191**

Each address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me  
this **16th day of January, 2003**.

SEAL



*Sharon Helbling*  
\_\_\_\_\_  
*Sandra L Scott*  
\_\_\_\_\_  
Notary Public

10

PU-2603-02-549

Pages: 1

Affidavit of Publication

by Public Service Commission

01/16/2003

CC: Comm Legal PUD (3)

**MOTION**

**APPROVED**

DATE: 1-15-03  
KMF

**January 15, 2003**

**VarTec Telecom, Inc.  
Toll Dialing Parity  
Application**

**Case No. PU-2603-02-549**

**Excel Telecommunications, Inc.  
Toll Dialing Parity  
Application**

**Case No. PU-967-02-627**

I move the Commission adopt the Order approving Toll Dialing Parity plans in the above captioned toll dialing parity applications.

sdh

**STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION**

**VarTec Telecom, Inc.  
Toll Dialing Parity  
Application**

**Case No. PU-2603-02-549**

**Excel Telecommunications, Inc.  
Toll Dialing Parity  
Application**

**Case No. PU-967-02-627**

**ORDER**

**January 15, 2003**

Toll dialing parity (aka equal access or 1+ dialing) allows telephone subscribers to route intraLATA toll calls automatically, without the use of access codes, to any interexchange carrier of the subscriber's choice.

Under North Dakota Century Code § 49-21-08.1, every local exchange carrier is required to provide intraLATA dialing parity.

On October 18, 2002 VarTec Telecom, Inc. filed its plan for providing intraLATA and interLATA toll dialing parity. On November 27, 2002 VarTec Telecom, Inc. filed revisions to its toll dialing parity plan. On November 27, 2002 Excel Telecommunications, Inc. filed its toll dialing parity plan.

Toll dialing parity plans must be filed in accordance with 47 CFR §§ 51.209 – 51.215. In Case No. PU-2079-01-210 the Commission found that a toll dialing parity plan must:

1. include a full 2-PIC dialing parity offering;
2. identify the ND LATA(s) for which dialing parity will be provided;
3. include the provision and process for allowing a customer to subscribe to one interexchange carrier for intraLATA calling and to the same or another interexchange carrier for interLATA;
4. included the methods that will be used to enable subscribers to select interexchange carriers;
5. include the methods for interexchange carrier notification of the availability of 1+ and the process for participating in the 1+ offering;
6. include the process to be used by the customer for changing a PIC;

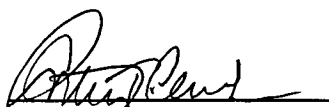
7. include the process used by the company to make PIC changes;
8. include the provision that PIC changes will be completed within 5 business days;
9. list the PIC change charge (maximum \$5);
10. include a LATA map with sufficient detail to locate LATA boundaries and an explanation of LATA calling areas and jurisdictions;
11. include a statement that customers that do not make carrier selection for intraLATA 1+ and interLATA 1+ calls will be advised that, until selection is made, toll calls dialed using 1+ area code prefixes will not be completed and they must dial toll calls utilizing access codes such as 101XXXX, 950, 800, etc.
12. include a statement that the company's business office practices, including the scripts the local exchange company uses with customers deciding on their options for carrier selection, will be competitively neutral;
13. include the provision that the company shall offer to read a randomly ordered list of interexchange carriers from which the customer may make a PIC choice; and
14. include a statement that public access lines are eligible for carrier selection in the same manner as interLATA carrier selection.

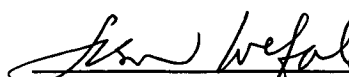
The Commission has reviewed the toll dialing parity plans that are subject of this proceeding and has determined that they comply with the requirements listed.

### Order

The Commission orders that the captioned toll dialing parity plans are APPROVED.

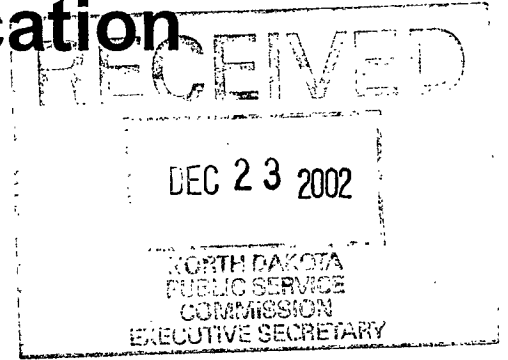
### PUBLIC SERVICE COMMISSION

  
Anthony T. Clark  
Commissioner

  
Susan E. Wefald  
President

  
Leo M. Reinbold  
Commissioner

# Affidavit of Publication



State of North Dakota )  
  )  
County of Burleigh    )

Laurie Thiel

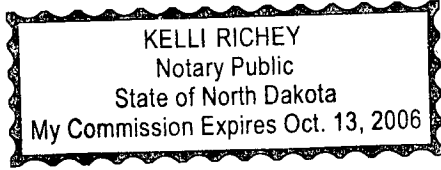
, being duly sworn, state as follows:

1. I am the designated agent, under the provisions and for the purposes of, Section 31-04-06, NDCC, for the newspapers listed on the attached exhibits.
2. The newspapers listed on the exhibits published the advertisement of:  
Var Tec Telecom, 1 time(s)  
as required by law or ordinance.
3. All of the listed newspapers are legal newspapers in the State of North Dakota and, under the provisions of Section 46-05-01, NDCC, are qualified to publish any public notice or any matter required by law or ordinance to be printed or published in a newspaper in North Dakota.

Signed: [Signature]

Subscribed and sworn to before me this 20th day of December A.D. 2002.

[Signature]



✓ **PU-2603-02-549** Pages: 1  
Affidavit of Publication  
by North Dakota Advertising Service, Inc.  
---CC: Comm Legal PUD (3)

**6** **PU-967-02-627** Pages: 1  
Affidavit of Publication  
by North Dakota Advertising Service, Inc.  
12/23/2002 CC: Comm Legal PUD (3)



# North Dakota Newspaper Association

1435 Interstate Loop  
Bismarck, ND 58503-0567  
Ph (701) 223-6397 • Fax (701) 223-8185

## INVOICE

23 2002

Order **17025-02123PP0**

Invoice # **9795**

December 20, 2002

Attn: JONH. MIELKE  
PUBLIC SERVICE COMMISSION  
600 E. BOULEVARD AVE.  
STATE CAPITOL  
BISMARCK, ND 58505

Advertiser: **Public Service Commission**

P.O.#:

Amount Due

**\$359.22**

Amount Paid

Voice: 328-4076

*Please detach and return this portion with your payment*

Public Service Commission Invoice # 17025-02123PP0-9795

Ad Size	Rate Type	Rate	Total	Discount (%)	Caption	Page	Run Date
<b>Bismarck Tribune (Bismarck ND)</b>							
55.00	SPR2	0.64	35.20	0.00	VarTec Telecom		12/11/02
<b>Devils Lake Daily Journal (Devils Lake ND)</b>							
59.00	SPR2	0.63	37.17	0.00	VarTec Telecom		12/11/02
<b>Dickinson Press (Dickinson ND)</b>							
61.00	SPR2	0.57	34.77	0.00	VarTec Telecom		12/11/02
<b>Fargo, The Forum (Fargo ND)</b>							
54.00	SPR2	0.71	38.34	0.00	VarTec Telecom		12/16/02
<b>Grand Forks Herald (Grand Forks ND)</b>							
54.00	SPR2	0.69	37.26	0.00	VarTec Telecom		12/10/02
<b>Jamestown Sun (Jamestown ND)</b>							
63.00	SPR2	0.54	34.02	0.00	VarTec Telecom		12/11/02
<b>Minot Daily News (Minot ND)</b>							
65.00	SPR2	0.54	35.10	0.00	VarTec Telecom		12/11/02
<b>Valley City Times-Record (Valley City ND)</b>							
60.00	SPR3	0.61	36.60	0.00	VarTec Telecom		12/11/02
<b>Wahpeton Daily News (Wahpeton ND)</b>							
61.00	SPR2	0.57	34.77	0.00	VarTec Telecom		12/11/02
<b>Williston Herald (Williston ND)</b>							
59.00	SPR2	0.61	35.99	0.00	VarTec Telecom		12/11/02

Gross Advertising	359.22	Total Misc	0.00	Amount Paid	0.00
Agency Discount		Tax	0.00	Adjustments	0.00
Other Discount	0.00	Total Billed	359.22	Payment Date	
Service Charge	0.00	Unbilled	0.00	Balance Due	359.22

7 **PU-2603-02-549**

Pages: 1

Affidavit of Publication

by North Dakota Advertising Service, Inc.

12/23/2002

CC: Comm Legal PUD (3)

6 **PU-967-02-627**

Pages: 1

Affidavit of Publication

by North Dakota Advertising Service, Inc.

12/23/2002

CC: Comm Legal PUD (3)

Notice Of Opportunity For Hearing  
December 4, 2002  
Case No. PU-2603-02-549

Bismarck	12-11
Devils Lake	12-11
Dickinson	12-11
Fargo	12-16
Grand Forks	12-10
Jamestown	12-11
Minot	12-11
Valley City	12-11
Wahpeton	12-11
Williston	12-11

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

VarTec Telecom, Inc.  
Toll Dialing Parity  
Application

Case No. PU-2603-02-549

Excel Telecommunications, Inc.  
Toll Dialing Parity  
Application

Case No. PU-967-02-627

**AFFIDAVIT OF SERVICE BY CERTIFIED MAIL**

STATE OF NORTH DAKOTA  
COUNTY OF BURLEIGH

**Sharon Helbling** deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **5th day of December, 2002**, she deposited in the United States Mail, Bismarck, North Dakota **one** envelope with certified postage, return receipt requested, fully prepaid, securely sealed and each containing a photocopy of:

**Notice of Opportunity for Hearing**

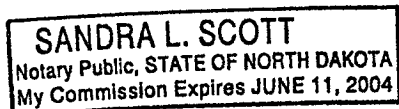
The envelopes were addressed as follows:

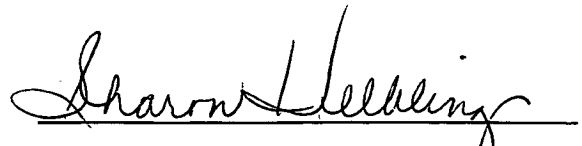
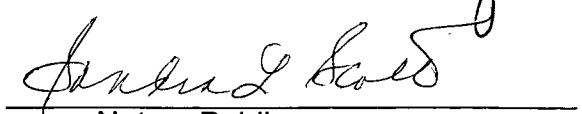
Kevin C Allen  
VarTec Telecom Inc  
Excel Telecommunications Inc  
1600 Viceroy Dr  
Dallas TX 75235  
**Cert. No. 7001 1940 0005 3425 2146**

Each address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me  
this **5th day of December, 2002**.

SEAL



  
  
Notary Public

6

PU-2603-02-549

Pages: 14

Affidavits of Service

by Public Service Commission

12/05/2002

CC. Comm Legal PUD (3)

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

VarTec Telecom, Inc.  
Toll Dialing Parity  
Application

Case No. PU-2603-02-549

Excel Telecommunications, Inc.  
Toll Dialing Parity  
Application

Case No. PU-967-02-627

AFFIDAVIT OF SERVICE BY ORDINARY MAIL OR E-MAIL

STATE OF NORTH DAKOTA  
COUNTY OF BURLEIGH

**Sharon Helbling** deposes and says that:

she is over the age of 18 years and not a party to this action and, on the **5th day of December, 2002**, she deposited in the United States Mail, Bismarck, North Dakota, envelopes by first class mail, fully prepaid, securely sealed, and/or e-mailed a copy of:

**Notice of Opportunity for Hearing**

To:

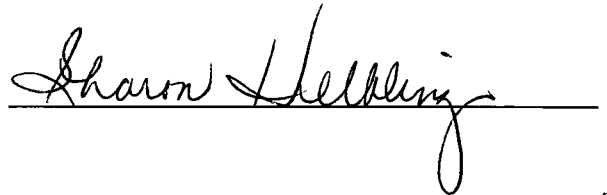
**See Attached List**

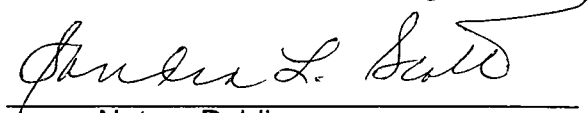
Each address shown is the respective addressee's last reasonably ascertainable post office address.

Subscribed and sworn to before me  
this **5th day of December, 2002**.

SEAL

SANDRA L. SCOTT  
Notary Public, STATE OF NORTH DAKOTA  
My Commission Expires JUNE 11, 2004

  
\_\_\_\_\_

  
\_\_\_\_\_

Notary Public

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William Brudvik

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Don Lee

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Mary Ann Neill  
Qwest Corporation  
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Denver CO 80202

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Parshall ND 58770

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Shane Hart  
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Parshall ND 58770

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Chris Morsefield  
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John Reiser  
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Marcy Dickerson  
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State Capitol  
Bismarck ND 58505

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K Vannin  
U S Geological Survey

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Orlando FL 32826

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Lenora Hall  
U S Geological Survey

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Valley Communications Inc  
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paulihland@wtc-mail.net  
Paul Ihland  
Wolverton Telephone Company  
Wolverton MN 56594

Jennifer Sikes  
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2500 Industrial Ave  
Hubbard OR 97032

Ann Faught  
Absaraka Co-op Tele Co  
Absaraka ND 58002

ACN Communications Services Inc  
32991 Hamilton Ct  
Farmington Hills MI 48334

Advanced Telcom Inc  
19 Old Courthouse Sq  
Santa Rosa CA 95404-4920

Arch Paging  
11437 Valley View Rd  
Eden Prairie MN 55344

Leeann Brunnette  
AT&T  
P O Box 71142  
Clive IA 50325-0142

Kimberly Nielsen  
AT&T Wireless  
7277 164th Ave NE RTC-1  
Redmond WA 98052

Jack Medaris  
Atlas Communications LTD  
P O Box 607  
Conshohocken PA 19428-0607

John Broten  
Bell Atlantic Communications Inc  
1320 N Court House Rd 9th Fl  
Arlington VA 22201

Jennifer Whitley  
Business Discount Plan Inc  
1 World Trade Ctr Ste 800  
Long Beach CA 90831-0800

C12 Inc  
200 Galleria Pkwy Ste 1200  
Atlanta GA 30339

Scott Geston  
Cable One of Fargo  
P O Box 10624  
Fargo ND 58106-0624

Citizens Telecomm Co of Minnesota  
3 High Ridge Park  
Stamford CT 06905

Citizens Telecomm Co of ND  
3 High Ridge Pk  
Stamford CT 06905

Robert Fallan  
Coast International  
14303 W 95th St  
Lenexa KS 66215-5210

Comcast Business Communications Inc  
650 Centerton Rd  
Moorestown NJ 08057

Daniel L Barth  
Comm South Companies Inc  
6830 Walling Ln  
Dallas TX 75231-7204

Molli Harper  
Commnet Cellular Inc  
8350 E Crescent Pkwy Ste 400  
Englewood CO 80111

Murray Barr  
Competitive Strategies Group Inc  
164 N Euclid Ave  
Oak Park IL 60302-2106

Computer Integrated Communications Inc  
8502 Bells Mill Rd  
Potomac MD 20854-4071

Consolidated Telcom  
PO Box 1077  
Dickinson ND 58601-1077

D D D Calling Inc  
6300 Richmond Ave Ste 304  
Houston TX 77057

Keith Larson  
Dakota Central Telecom I  
PO Box 299  
Carrington ND 58421-0299

Dave Dircks  
DCN LLC  
P O Box 180  
Devils Lake ND 58301-0180

Dickey Rural Services Inc  
P O Box 69  
Ellendale ND 58436

DSLnet Communications LLC  
545 Long Wharf Dr  
New Haven CT 06511

Regulatory Dept  
Essential.com Inc  
5 Bragdon Ln Ste 200  
Kennebunk Me 04043

Evercom Systems Inc  
8201 Tristar Dr  
Irving TX 75063-2824

Lawrence Freedman  
Fleischman & Walsh  
1400 16th ST NW  
Washington DC 20036

Global Tel\*Link Corporation  
2609 Cameron St  
Mobile AL 36607-3104

Contact Communications  
937 W Main St  
Riverton WY 82501

Keith Larson  
Dakota Central Tele Coop  
PO Box 299  
Carrington ND 58421-0299

Robert Hill  
Daktel Communications LLC  
P O Box 299  
Carrington ND 58421-0299

Dickey Rural Communications Inc  
PO Box 69  
Ellendale ND 58436-0069

DIECA Communications Inc  
3420 Central Expy  
Santa Clara CA 95051-0703

Easton Telecom Services Inc  
3046 Brecksville Rd #A  
Richfield OH 44286-9399

Maria Abbagnaro  
Essex Communications Inc  
543 Main St  
New Rochelle NY 10801-7214

Dave Waters  
Fairpoint Communications Solutions  
521 E Morehead St Ste 250  
Charlotte NC 28202-2695

Ronald Rodemerk  
Frontier Comm International  
180 S Clinton Ave  
Rochester NY 14646-0500

Lucille Nilson  
Griggs County Telephone Company  
Cooperstown ND 58425

Group Long Distance Inc  
9500 Toledo Way  
Irvine CA 92618-1806

HJN Telecom Inc  
3235 Satellite Blvd Bldg 400 Ste 300  
Duluth GA 30096

Houlton Enterprises Inc  
2201 W Bdwy Ste 1  
Council Bluffs IA 51501

HTC Services Inc  
P O Box 55  
Halstad MN 56548

Julia Waysdorf  
ICG Telecom Group Inc  
161 Inverness Dr W  
Englewood CO 80112

IdeaOne Telecom Group LLC  
3239 39th St SW  
Fargo ND 58104

Ken Hanks  
International Telcom Ltd  
417 2nd Ave W  
Seattle WA 98119

Intrado Communications Inc  
6285 Lookout Rd  
Boulder CO 80301

David A. Huberman  
Intrado Communications Inc  
6285 Lookout Rd  
Boulder CO 80301

Russell Merbeth  
Ionex Communications North Inc  
15305 Dallas Pkwy Ste 1500  
Addison TX 75001-6768

IPVoice Communications Inc  
14860 Montfort Dr Ste 210  
Dallas TX 75254-6772

Nanette Edwards  
ITC DELTACOM INC  
4092 Memorial Pkwy SW  
Huntsville AL 35802-1382

Larry Barnes  
IXC/SSC-Regulatory Affairs  
1122 S Capital of TX Hwy  
Austin TX 78746-6426

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Ellendale ND 58436-0069

Katherine E Ford  
U S WEST  
1801 California St Ste 5100  
Denver CO 80202

KMAV AM/FM RADIO  
PO Box 216  
Mayville ND 58257-0216

KMC Telecom V Inc  
1545 Rt 206  
Bedminster NJ 07921

Myer Shark  
Knollwood Place Apts #221  
3630 Phillips Pkwy  
St Louis Park MN 55426

Thomas K Crowe  
Law Offices of Thomas K Crowe PC  
2300 M St NW Ste 800  
Washington DC 20037

Level 3 Communications LLC  
3555 Farnam St  
Omaha NE 68131

Local Telcom Holdings LLC  
485 Madison Ave 15th Fl  
New York NY 10022-5803

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Loretel Systems Inc  
13 E 4th Ave  
Ada MN 56510

Marilyn Foss  
MCI WorldCom Inc  
707 17th St Ste 3600  
Denver CO 80202

MCImetro Access Transmission Services  
707 17th ST Ste 3600  
Denver CO 80202

Midcontinent Communications  
410 South Phillips Ave  
Sioux Falls SD 57104

Gordon Wilhelmi  
Midstate Communications Inc  
PO Box 400  
Stanley ND 58784-0400

Minnesota Independent Equal Access  
Corp  
10300 6th Avenue N  
Plymouth MN 55441  
Dave Crothers  
NDATC  
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Mandan ND 58554-1144

New Edge Network Inc  
3000 Columbia House Blvd Ste 106  
Vancouver WA 98661

Dave Dircks  
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Rochester MI 48307-1837

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Lake Mary FL 32795-1419

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Mid-Rivers Telephone Coop Inc  
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Circle MT 59215

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Mike Strand  
MITS  
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Helena MT 59604-5237

Richard Thronson  
Nemont Telephone Cooperative Inc  
Scobey MT 59263

Nextel West Corp  
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Reston VA 20191-3436

Dave Dircks  
North Dakota Telephone Company  
PO Box 180  
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NOW Communications Inc  
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Colorado Springs CO 80903

Jeff Walker  
Preferred Carrier Services Inc  
14681 Midway Rd Ste 105  
Dallas TX 75001

Primus Telecommunications Inc  
1700 Old Meadow Rd 3rd Fl  
McLean VA 22102

QuantumShift Communications Inc  
101 Rowland Way Ste 300  
Novato CA 94945

Charles Steese  
Qwest Corporation  
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Denver CO 80202

Dean Polkow  
RCC Network Inc  
PO Box 2000  
Alexandria MN 56308-2000

Sandra Adams  
NewPath Holdings Inc  
4364 114th St  
Des Moines IA 50322  
Lisa Dabkowski  
SNET America Inc  
310 Orange St  
North Haven CT 06510-1719

SRT Communications Inc  
P O Box 789  
Minot ND 58702-0789

Harris Saele  
T P C Inc  
PO Box 180  
Devils Lake ND 58301-0180

Holly Sasscer  
Operator Communications Inc  
3530 Forest Ln Ste 200  
Dallas TX 75234-7910

Premiere Network Services Inc  
1510 N Hampton Rd Ste 120  
DeSoto TX 75115

Scott Lee  
Protel Advantage Inc  
3145 Hafner Ct  
Shoreview MN 55126-3802

Heather Troxell  
Qwest Communications Corporation  
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Arlington VA 22203

Qwest Interprise America Inc  
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Overland Park KS 66251-6100

Randy Burckhard  
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Minot ND 58702-0789

Jack Medaris  
Telco Partners Inc  
P O Box 607  
Conshohocken PA 19428-0607

Al Bosch  
Tele-Beep Company  
PO Box 7072  
Bismarck ND 58502-7072

Tele-Tech Inc  
2900 W 11th St  
Sioux Falls SD 57104-3660

T-Netix Inc  
P O Box 701028  
Dallas TX 75370-1028

Kenneth Carlson  
Turtle Mountain Communications  
PO Box 729  
Langdon ND 58249-0729

United Communications HUB Inc  
225 S Lake Ave Ste 705  
Pasadena CA 91106

Kenneth Carlson  
United Telephone Mut Aid Corp  
Langdon ND 58249

Dennis Houston  
Universal Network Services of ND  
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1701 N Louise ave  
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Darrell Henderson  
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Company  
PO Box 39  
Bison SD 57620-0039

Telera Communications Inc  
910 E Hamilton Ave Ste 200  
Campbell CA 95008

Jonathan Marashlian  
The Helein Law Group P C  
8180 Greensboro Dr Ste 700  
McLean VA 22102

Touch America Inc  
40 E Bdwy  
Butte MT 59701

Renata Dias  
UKI Communications Inc  
701 SW 27th Ave Ste 701  
Miami FL 33135

Sam Billingsley  
United States Advanced Network Inc  
3080 Northwoods Cir  
Norcross GA 30071-1562

Christina Tygielski  
Universal Access Inc  
Sears Tower 233 S Wacker Dr Ste 600  
Chicago IL 60606-6307

Val-Ed Joint Venture LLP  
150 2nd St SW  
Perham MN 56573

Randy Houdek  
Venture Communications Inc  
PO Box 157  
Highmore SD 57345-0157

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P O Box 39  
Bison SD 57620-0039

Doris Cooper  
West River Long Distance Co  
PO Box 467  
Hazen ND 58545-0467

Mick Grosz  
West River Telecomm Coop  
PO Box 467  
Hazen ND 58545-0467

Western CLEC Corporation  
3650 131st Ave SE #400  
Bellevue WA 98006

Carolyn Fodor  
Winstar  
100 Galleria Bldg #212  
Southfield MI 48034

WTC Competitive Services Inc  
P O Box 129  
Wolverton MN 56594

Z-Tel Communications Inc  
601 S Harbour Island Blvd Ste 220  
Tampa FL 33602-5925

**Helbling, Sharon D.**

---

**From:** Helbling, Sharon D.  
**Sent:** Thursday, December 05, 2002 8:13 AM  
**To:** ndna (E-mail)  
**Subject:** Attached Notice of Opportunity for Hearing

**Colleen Park  
North Dakota Newspaper Association**

**Colleen:**

**Please have the attached Notice of Opportunity for Hearing published as a legal publication in the next issue of the ten North Dakota daily newspapers, and run it as a "News Item Only" article as well.**

**Bill the Public Service Commission directly along with a tear sheet for billing purposes.**

**If you have any questions, please call me at 701-328-4076.**

**Thank you.**

**Sharon Helbling  
Public Utilities Division**

12/5/2002

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**PU-2603-02-549**

Pages: 1

Notice e-mailed to NDNA requesting  
publication  
by Public Service Commission

12/05/2002

CC: Comm Legal PUD (3)

**APPROVED**

DATE: 12-4-02  
KMF

**MOTION**

**December 4, 2002**

**VarTec Telecom, Inc.  
Toll Dialing Parity  
Application**

**Case No. PU-2603-02-549**

**Excel Telecommunications, Inc.  
Toll Dialing Parity  
Application**

**Case No. PU-967-02-627**

I move the Commission issue a Notice of Opportunity for Hearing in the above captioned toll dialing parity applications.

sdh

STATE OF NORTH DAKOTA  
PUBLIC SERVICE COMMISSION

VarTec Telecom, Inc.  
Toll Dialing Parity  
Application

Case No. PU-2603-02-549

Excel Telecommunications, Inc.  
Toll Dialing Parity  
Application

Case No. PU-967-02-627

NOTICE OF OPPORTUNITY FOR HEARING

December 4, 2002

Toll dialing parity (aka equal access or 1+ dialing) allows telephone subscribers to route intraLATA toll calls automatically, without the use of access codes, to any interexchange carrier of the subscriber's choice.

Under North Dakota Century Code § 49-21-08.1, every local exchange carrier is required to provide intraLATA dialing parity.

On October 18, 2002 VarTec Telecom, Inc. filed its plan for providing intraLATA and interLATA toll dialing parity. On November 27, 2002 VarTec Telecom, Inc. filed revisions to its toll dialing parity plan. On November 27, 2002 Excel Telecommunications, Inc. filed its toll dialing parity plan.

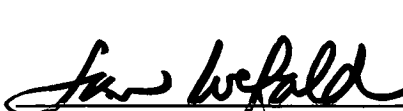
Toll dialing parity plans must be filed in accordance with 47 CFR §§ 51.209 – 51.215. In addition, the company's toll dialing parity plan should incorporate provisions adopted in the Commission's November 6, 2002 order in Case No. PU-2079-01-210.

Those interested are invited to comment on the dialing parity plans in writing. Persons desiring a hearing must file a written request identifying their interest in the proceeding and the reasons for requesting a hearing. Comments and requests for hearing must be received by **January 6, 2003**. If deemed appropriate, the Commission can determine the matter without a hearing.

For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; or Relay North Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials please notify Jon Mielke, Executive Secretary.

PUBLIC SERVICE COMMISSION

  
Anthony T. Clark  
Commissioner

  
Susan E. Wefald  
President

  
Leo M. Reinbold  
Commissioner



**VarTec Telecom, Inc.**

November 26, 2002

**VIA OVERNIGHT DELIVERY**

**Jon H. Mielke**  
Executive Secretary  
North Dakota Public Service Commission  
600 E. Boulevard Ave. Department 408  
Bismark, North Dakota 58505-0480



Re: Revised Toll Dialing Parity Plan  
VarTec Telecom, Inc.

Dear Executive Secretary Mielke:

VarTec Telecom, Inc. ("VarTec") hereby submits an original and (7) seven copies of its revised IntraLATA Toll Dialing Parity Plan. VarTec intends for this plan to replace the filing submitted to the Commission by letter dated October 17, 2002. After communication with Commission staff, VarTec has made certain changes to its IntraLATA Toll Dialing Parity Plan to include the fourteen items required by the Commission as indicated in recent orders.

To verify receipt of this mailing, please date and file stamp copy of this correspondence (attached) and return it in the self-addressed postage prepaid envelope provided. Should you have any questions, or require additional information, please feel free to contact me directly at (214) 424-1513. Thank you for your time and consideration regarding this matter.

Respectfully submitted,

Kevin C. Allen  
Manager, Local Licensing  
and Public Policy

Enclosures

cc: Joel Ballew  
Director  
Licensing and Public Policy

2

**PU-2603-02-549**

Pages: 7

Revised Toll Dialing Parity Plan

by VarTec Telecom, Inc.

11/27/2002

CC: Comm Legal PUD (3)

**VARTEC TELECOM, INC.**  
**NORTH DAKOTA INTRALATA DIALING PARITY PLAN**

**I. OBJECTIVE / PURPOSE**

Pursuant to the Section 251(b) of the Telecommunications Act of 1996, VarTec Telecom, Inc. (“VarTec”) hereby files the following plan for the implementation of toll dialing parity (“the Plan”). This plan sets forth VarTec’s proposal for providing intraLATA and interLATA toll dialing parity within the State of North Dakota for customers subscribing to VarTec’s local exchange service. VarTec intends to implement this plan throughout its approved service area in the state in the Brainerd-Fargo LATA (636) and the Bismark LATA (638). ). A map illustrating the LATA boundaries is included as Attachment “A”.

The intent of the Plan is to permit Customers to route intraLATA and interLATA toll calls automatically, without the use of access codes, to any interexchange carrier (“IXC”) of the Customer’s choice that has established itself as an access Customer under VarTec’s Access Service Tariff. Public access lines (e.g., public and semi-public telephone service) will also be eligible for toll dialing parity at such time that the Company offers said services.

**II. IMPLEMENTATION SCHEDULE**

VarTec, having obtained certification from the State of North Dakota, proposes to begin providing local exchange service in various North Dakota markets. VarTec will notify various IXCs regarding VarTec’s plan when it is ready to launch local service in North Dakota. In addition, VarTec has developed an information package to send to each inquiring IXC, after notification, which explains how access service can be obtained.

**III. CARRIER SELECTION PROCEDURES**

VarTec will allow customers the opportunity to designate a presubscribed carrier for intraLATA and interLATA toll traffic whereby toll calls will automatically be directed to the designated carrier without additional action on the part of the customer

(e.g., access code dialing). In addition, customers will be able to utilize toll carriers on a call-by-call basis by dialing access codes.

VarTec does not intend to own facilities in the State of North Dakota to provide local exchange telecommunications services. Rather, VarTec intends to provide local exchange service using either unbundled local switching or local service resale. As such, intraLATA and interLATA toll dialing parity will be available in exchanges wherein multiple-Primary Interexchange Carrier (“PIC”) technology is implemented by the underlying service provider. VarTec will utilize multiple-PIC technology (full 2-PIC dialing parity) to allow customers to presubscribe to the same or a different participating telecommunications carrier for intraLATA and interLATA toll services. VarTec will use industry standard procedures such as Customer Account Record Exchange (“CARE”) to process the customer’s carrier selection, and PIC changes will be processed within five business days.

#### **IV. NEW CUSTOMERS**

Based on VarTec’s current business plan for its local exchange service offerings, the Company anticipates that the vast majority of VarTec’s local exchange customers will have also selected VarTec as the primary interexchange carrier for intraLATA and interLATA toll services. Customers who wish to select an interexchange service provider other than VarTec should contact VarTec’s Customer Care Center to request said carrier. VarTec’s Customer Care representatives will process customer-initiated PIC selections as designated by the customer for any participating carrier. Customers who contact VarTec requesting new telephone exchange service will be informed of the opportunity to choose an intraLATA and interLATA PIC. If requested by the Customer, VarTec will provide a list of participating telecommunication carriers, including VarTec, that are access Customers and are maintaining a relationship with VarTec pursuant to the provisions of the Company’s Access Services Tariff. The list of intraLATA and interLATA toll carriers will be presented in a competitively neutral manner to new Customers who do not make a positive choice for an intraLATA and/or an interLATA carrier.

Until a new customer or a customer ordering a new line makes a selection, the customers will be assigned a “no-PIC” and will have to dial an access code to make intraLATA and/or interLATA calls. New customers will have 30 days from the date they order local exchange service to make their free selection. No charge applies to PIC selections made within this time limit. After the time limit expires, the tariffed rate for PIC changes will apply.

## **V. EXISTING CUSTOMERS**

As indicated above, VarTec is a new local exchange carrier in North Dakota and, thus, has no existing Customer base. VarTec proposes to provide intraLATA and interLATA equal access as a feature of the Company’s North Dakota local exchange service upon launch of that service. Therefore, no notification to existing Customers is required.

Once VarTec acquires customers in North Dakota, existing customers who wish to select an interexchange service should contact VarTec’s Customer Care Center to request said carrier as described above. VarTec’s Customer Care representatives will process customer-initiated PIC selections as designated by the customer for any participating carrier. If requested by the Customer, VarTec will provide a list of participating telecommunication carriers, including VarTec, that are access Customers and are maintaining a relationship with VarTec pursuant to the provisions of the Company’s Access Services Tariff. The list of intraLATA and interLATA toll carriers will be presented in a competitively neutral manner to new Customers who do not make a positive choice for an intraLATA and/or an interLATA carrier. VarTec may charge a PIC Change Charge of no more than \$5.00 for each change in the customer’s interLATA or intraLATA presubscribed carrier. The PIC Change Charge will be set forth in the Company’s tariffs on file with the Commission.

## **VI. CARRIER NOTIFICATION**

Interexchange carriers that desire to become originating access Customers shall notify VarTec of their desire to obtain Exchange Access Service information via letter or

telephone call, by completing an Access Service Request (“ASR”) form or at the direction of the end-user Customer. VarTec will send each requesting carrier an information package describing VarTec’s service, processes and applicable tariffs. A list of participating carriers will be made upon request.

## **VII. PIC FREEZES**

PIC freezes may be provided at any time upon the customer’s request. PIC freezes may be removed with the use of a three-way call between the customer, the Company and the carrier. Carriers must still follow Federal Communication Commission and North Dakota Public Service Commission procedures for PIC changes (e.g., independent third party verification, written letter of agency, or electronic authorization). VarTec will provide nondiscriminatory access for its customers, including resellers, to telephone numbers, operator services, directory assistance and directory listings, when applicable. Excel will comply with all rules of the Commission and the Federal Communication Commission in implementing this Plan.

## **VIII. OTHER REQUIREMENTS**

The Company will not attempt to dissuade customers from presubscribing to another carrier’s intraLATA and/or interLATA toll service at the time when a customer calls to request that presubscribed intraLATA and/or interLATA service be switched to a new carrier.

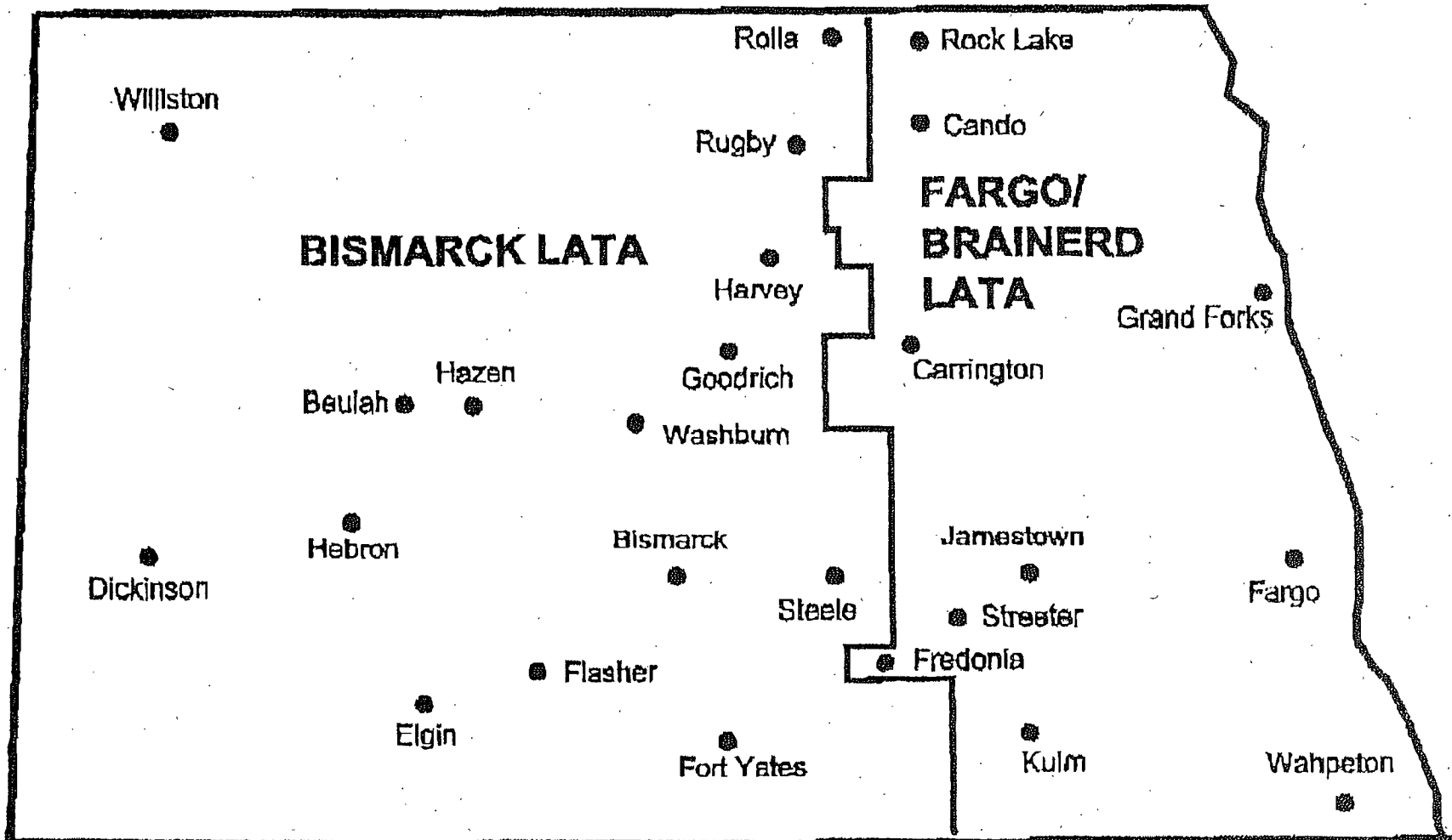
Commission authorization as a certified intraLATA and/or interLATA toll provider is required for a carrier to be placed on an alphabetical list of carriers willing to accept one-plus intraLATA and/or interLATA toll traffic within a particular area.

The Company will report any inappropriate business practices relating to intraLATA and/or interLATA presubscription to the North Dakota Public Service Commission.

A toll-free number will be made available to customers to contact the Company for a list of available intraLATA and/or interLATA toll providers. The Company will

implement this plan no later than thirty (30) days after approval by the North Dakota Public Service Commission.

Attachment "A"  
VarTec Telecom, Inc.  
North Dakota IntraLATA Dialing Parity Plan



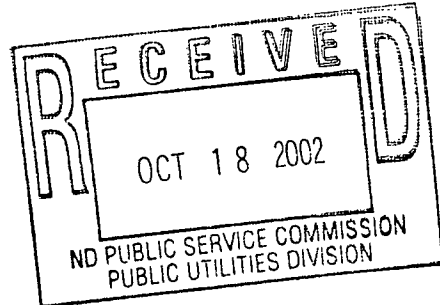


**VarTec Telecom, Inc.**

October 17, 2002

**VIA OVERNIGHT DELIVERY**

**Jon H. Mielke**  
Executive Secretary  
North Dakota Public Service Commission  
600 E. Boulevard Ave. Department 408  
Bismark, North Dakota 58505-0480



Re: Toll Dialing Parity Plan  
VarTec Telecom, Inc.

Dear Executive Secretary Mielke:

Pursuant to 47 CFR §§ 51.209-51.215 and the Commission's orders in Case No. PU-419-99-207, VarTec Telecom, Inc. ("VarTec") hereby submits an original and (7) seven copies of IntraLATA Toll Dialing Parity Plan. VarTec respectfully requests that the Commission accept this correspondence as the Company's application for approval of said Plan.

VarTec is a corporation duly organized and existing under the laws of the State of Texas. The Commission approved VarTec's application to provide facilities-based local exchange telecommunications services in Case No. PU-2603-01-529 (Certificate No. 4791). Any notices or correspondence regarding this matter may be addressed to the attention of the undersigned at the Company's principal address at 1600 Viceroy Drive, Dallas, Texas 75235.

To verify receipt of this mailing, please date and file stamp copy of this correspondence (attached) and return it in the self-addressed postage prepaid envelope provided. Should you have any questions, or require additional information, please feel free to contact me directly at (214) 424-1513. Thank you for your time and consideration regarding this matter.

Respectfully submitted,

Kevin C. Allen  
Manager, Local Licensing  
and Public Policy

Enclosures

cc: Joel Ballew  
Director  
Licensing and Public Policy

1 **PU-2603-02-549** Pages: 5  
Toll Dialing Parity Application  
by VarTec Telecom, Inc.  
10/18/2002 CC: Comm Legal PUD (3)

**VARTEC TELECOM, INC.**  
**NORTH DAKOTA INTRALATA DIALING PARITY PLAN**

**I. OBJECTIVE / PURPOSE**

Pursuant to the Section 251(b) of the Telecommunications Act of 1996, VarTec Telecom, Inc. (“VarTec”) hereby files the following plan for the implementation of toll dialing parity (“the Plan”). This plan sets forth VarTec’s proposal for providing intraLATA and interLATA toll dialing parity within the State of North Dakota for customers subscribing to VarTec’s local exchange service. VarTec intends to implement this plan throughout its approved service area in the state.

The intent of the Plan is to permit Customers to route intraLATA and interLATA toll calls automatically, without the use of access codes, to any interexchange carrier (“IXC”) of the Customer’s choice that has established itself as an access Customer under VarTec’s Access Service Tariff.

**II. IMPLEMENTATION SCHEDULE**

VarTec, having obtained certification from the State of North Dakota proposes to begin providing local exchange service in various North Dakota markets. VarTec will notify various IXCs regarding VarTec’s plan when it is ready to launch local service in North Dakota. In addition, VarTec has developed an information package to send to each inquiring IXC, after notification, which explains how access service can be obtained.

**III. CARRIER SELECTION PROCEDURES**

VarTec will allow customers the opportunity to designate a presubscribed carrier for intraLATA and interLATA toll traffic whereby toll calls will automatically be directed to the designated carrier without additional action on the part of the customer (e.g., access code dialing). In addition, customers will be able to utilize toll carriers on a call-by-call basis by dialing access codes.

VarTec does not intend to own facilities in the State of North Dakota to provide local exchange telecommunications services. Rather, VarTec intends to provide local exchange service using either unbundled local switching or local service resale. As such, intraLATA and interLATA toll dialing parity will be available in exchanges wherein multiple-Primary Interexchange Carrier (“PIC”) technology is implemented by the underlying service provider. VarTec will utilize multiple-PIC technology to allow customers to presubscribe to the same or a different participating telecommunications carrier for intraLATA and interLATA toll services.

#### **IV. NEW CUSTOMERS**

Based on VarTec’s current business plan for its local exchange service offerings, the Company anticipates that the vast majority of VarTec’s local exchange customers will have also selected VarTec as the primary interexchange carrier for intraLATA and interLATA toll services. Customers who wish to select an interexchange service provider other than VarTec should contact VarTec’s Customer Care Center to request said carrier. VarTec’s Customer Care representatives will process customer-initiated PIC selections as designated by the customer for any participating carrier. Customers who contact VarTec requesting new telephone exchange service will be informed of the opportunity to choose an intraLATA and interLATA PIC. If requested by the Customer, VarTec will provide a list of participating telecommunication carriers, including VarTec, that are access Customers and are maintaining a relationship with VarTec pursuant to the provisions of the Company’s Access Services Tariff. The list of intraLATA and interLATA toll carriers will be presented in a competitively neutral manner to new Customers who do not make a positive choice for an intraLATA and/or an interLATA carrier.

Until a new customer or a customer ordering a new line makes a selection, the customers will be assigned a “no-PIC” and will have to dial an access code to make intraLATA and/or interLATA calls. New customers will have 30 days from the date they order local exchange service to make their free selection. No charge applies to PIC

selections made within this time limit. After the time limit expires, the tariffed rate for PIC changes will apply.

## **V. EXISTING CUSTOMERS**

As indicated above, VarTec is a new local exchange carrier in North Dakota and, thus, has no existing Customer base. VarTec proposes to provide intraLATA and interLATA equal access as a feature of the Company's North Dakota local exchange service upon launch of that service. Therefore, no notification to existing Customers is required.

## **VI. CARRIER NOTIFICATION**

Interexchange carriers that desire to become originating access Customers shall notify VarTec of their desire to obtain Exchange Access Service information via letter or telephone call, by completing an Access Service Request ("ASR") form or at the direction of the end-user Customer. VarTec will send each requesting carrier an information package describing VarTec's service, processes and applicable tariffs. A list of participating carriers will be made upon request.

## **VII. PIC FREEZES**

PIC freezes may be provided at any time upon the customer's request. PIC freezes may be removed with the use of a three-way call between the customer, the Company and the carrier. Carriers must still follow FCC and North Dakota Public Service Commission procedures for PIC changes (e.g. independent third party verification, written letter of agency, or electronic authorization.) VarTec will provide nondiscriminatory access for its customers, including resellers, to telephone numbers, operator services, directory assistance and directory listings, when applicable. VarTec will comply with all rules of the Commission and the Federal Communication Commission in implementing this Plan.

## **VIII. OTHER REQUIREMENTS**

The Company will not attempt to dissuade customers from presubscribing to another carrier's intraLATA and/or interLATA toll service at the time when a customer calls to request that presubscribed intraLATA and/or interLATA service be switched to a new carrier.

Commission authorization as a certified intraLATA and/or interLATA toll provider is required for a carrier to be placed on an alphabetical list of carriers willing to accept one-plus intraLATA and/or interLATA toll traffic within a particular area.

The Company will report any inappropriate business practices relating to intraLATA and/or interLATA presubscription to the North Dakota Public Service Commission.

A toll-free number will be made available to customers to contact the Company for a list of available intraLATA and/or interLATA toll providers. The Company will implement this plan no later than thirty (30) days after approval by the North Dakota Public Service Commission.