

July 12, 2012

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**PUBLIC SERVICE COMMISSION**

Darrell Nitschke  
Executive Secretary  
Public Service Commission  
600 East Boulevard Avenue – Dept. 408  
Bismarck, ND 58505-0480

Dear Mr. Nitschke:

Enclosed is an update to Halstad Telephone Company NORTH DAKOTA P.S.C. PRICE SCHEDULE NO. 2 containing terms, conditions and rates for Intrastate Access Services.

The filing consists of the tariff material to become effective July 13, 2012, as indicated on the following check sheet:

NORTH DAKOTA P.S.C. PRICE SCHEDULE NO. 2 – 1<sup>st</sup> Revised Page 1

The filing changes provisions applicable to Originating Toll VoIP - PSTN Traffic pursuant to the April 25, 2012 Second Order on Reconsideration of the Federal Communications Commission's Report and Order and Further Notice of Proposed Rulemaking in CC Docket Nos. 96-45 and 01-92; GN Docket No. 09-51; WC Docket Nos. 03-109, 05-337, 07-135 and 10-90; and WT Docket No. 10-208, adopted October 27, 2011 and released November 18, 2011 (FCC 11-161).

Questions related to this filing may be addressed to me at 651-621-8631.

Sincerely,



Patrick D. Holton  
Telecommunications Consultant

Enclosures

cc: Tom Maroney, Halstad Telephone Company

**2** **PU-12-185** Filed: 7/12/2012 Pages: 5  
Update of VOIP-PSTN price schedule No. 2

Halstad Telephone Company

ACCESS SERVICE TARIFF

CHECK SHEET

Title page and pages 1 to 140 inclusive of this tariff are effective as of date shown. Original and revised pages as named below contain all changes from the original tariff that are in effect on the date hereof.

<u>Page</u>	<u>Revision</u>	<u>Effective Date</u>
1	1st	7-13-12
23	1st	7-13-12
24	1st	7-13-12
67	1st	7-13-12
134	1st	7-1-12

Tom Maroney, CEO  
Halstad Telephone Company  
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ACCESS SERVICE TARIFF

SECTION 2. GENERAL REGULATIONS (Cont.)

2.3 Obligations of the Customer (Cont.)

2.3.10 Jurisdictional Report Requirements (Cont.)

(C) Identification and Rating of VoIP – PSTN Traffic

(1) Scope

VoIP-PSTN Traffic is defined as traffic exchanged between the 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 as described in Section 6.1 of this Tariff. 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.

(2) Rating of VoIP-PSTN Traffic

The Relevant 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 rates as specified in Section 10 of this Tariff following#.

(C)

(3) Calculation and Application of Percent-VoIP-Usage Factor

(a) The Telephone Company will determine the number of VoIP-PSTN Traffic minutes of use (MOU) to which interstate rates will be applied under (2), 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.

(C)

# Per FCC Second Order on Reconsideration as noted in Section 6.1, intrastate access rates will apply to originating intrastate VoIP traffic from July 13, 2012 to June 30, 2014.

(N)

ACCESS SERVICE TARIFF

SECTION 2. GENERAL REGULATIONS (Cont.)

2.3 Obligations of the Customer (Cont.)

2.3.10 Jurisdictional Report Requirements (Cont.)

(C) Identification and Rating of VoIP – PSTN Traffic (Cont'd)

(3) Calculation and Application of Percent-VoIP-Usage Factor  
(Cont'd)

- (b) The customer will calculate and furnish to the Telephone Company an originating# PVU-C factor representing the whole number percentage of the customer's total originating intrastate access MOU that the customer receives from the Telephone Company and that is terminated in IP format and that would be billed by the Telephone Company as intrastate originating access MOU. (C)
- (c) The customer will calculate and furnish to the Telephone Company a terminating PVU-C factor representing the whole number percentage of the customer's total terminating intrastate access MOU that the customer sent to Telephone Company and which originated in IP format and that would be billed by the Telephone Company as intrastate terminating access MOU.
- (d) The customer shall not modify their reported PIU factor to account for VoIP - PSTN Traffic.
- (e) The Telephone Company will calculate two factors (the "PVU-TC terminating factor" and "PVU-TC originating factor") representing the percentage of the Telephone Company's total intrastate switched access MOU that the Telephone Company terminates and originates, respectively on its network in IP format. These factors, if greater than 0%, will be posted on the Telephone Company's web site.
- (f) The Telephone Company will use the PVU-C and PVU-TC factors to calculate two PVU factors that represent the percentage of total intrastate access MOU exchanged in TDM format (directly or indirectly) between the Telephone Company and the customer that originate or terminate in IP format, whether at the Telephone Company's end, at the customer's end, or at both ends.

# Per FCC Second Order on Reconsideration as noted in Section 6.1, intrastate access rates will apply to originating intrastate VoIP traffic from July 13, 2012 to June 30, 2014. (N)

ACCESS SERVICE TARIFF

SECTION 6. SWITCHED ACCESS SERVICE

6.1 General

Switched Access Service, which is available to customers for their use in furnishing their services to end users, provides a two-point electrical communications path between a customer designated premise and an end user's premises. It provides for the use of common terminating, switching and trunking facilities, and common subscriber plant of the Telephone Company. Switched Access Service provides for the ability to originate calls from an end user's premises to a customer designated premise, and to terminate calls from a customer designated premise to an end user's premises in the LATA where it is provided.

Rates and charges for Switched Access Service depend generally on its use by the customer, i.e., for MTS or WATS services, or MTS-WATS equivalent services, and whether it is provided in a Telephone Company end office that is equipped to provide equal or non equal access. Rates and charges for Switched Access Service are located in Section 10 of this Tariff. Rates and charges for services other than Switched Access Service, e.g., a customer's interLATA toll message service, may also be applicable when Switched Access Service is used in conjunction with these other services.

The following provision applies to the treatment of Toll VoIP - PSTN Traffic pursuant to the Federal Communications Commission's Part 51 Interconnection Rules and in compliance with the Federal Communications Commission's Report and Order and Further Notice of Proposed Rulemaking in CC Docket Nos. 96-45 and 01-92; GN Docket No. 09-51; WC Docket Nos. 03-109, 05-337, 07-135 and 10-90; and WT Docket No. 10-208, adopted October 27, 2011 and released November 18, 2011 (FCC 11-161). In the absence of an interconnection agreement between the Telephone Company and the customer specifying the treatment of Toll VoIP-PSTN Traffic, the Telephone Company will bill the customer the applicable Interstate switched access rates and charges<sup>1</sup> specified in Section 10 of this Tariff, following, on all jurisdictionally Intrastate voice traffic identified as Toll VoIP-PSTN Traffic.<sup>2</sup> These provisions only apply to those Issuing Carriers shown as providing the Service in Section 10 of this Tariff Following. (C)

<sup>1</sup> Including Interstate Transport structure.

<sup>2</sup> Pursuant to the FCC's April 25, 2012 Second Order on Reconsideration in the above referenced dockets, originating intrastate Toll VoIP – PSTN traffic shall be billed using relevant intrastate access rates from July 13, 2012 to June 30, 2014. (N)