



June 6, 2013
Via Overnight Delivery & Email

Mr. Darrell Nitschke, Executive Secretary
North Dakota Public Service Commission
600 East Boulevard Avenue
Department 408
Bismarck, ND 58505-0480



**RE: BullsEye Telecom, Inc.
Revision for North Dakota Price List No. 2 (Access)**

Dear Mr. Nitschke:

Enclosed for filing please find the original and one (1) copy of the above referenced tariff filing submitted on behalf of BullsEye Telecom, Inc. This filing revises language under Identification and Rating of VoIP-PSTN Traffic and revises the terminating switched access rates to mirror interstate access rates and rate structure in compliance with the requirements of the Federal Communications Commission Report and Order in WC Docket No. 10-90, *et.al.*, FCC No. 11-161. The Company respectfully requests an effective date for this filing of July 1, 2013.

The following tariff pages are included:

3 rd Revised Page 2	Updates Check Sheet
1 st Revised Page 26.1	Revises Identification & Rating of Toll VoIP-PSTN Traffic
1 st Revised Page 26.2	Revises Identification & Rating of Toll VoIP-PSTN Traffic
Original Page 26.2.1	Moves Text
1 st Revised Page 26.3	Deletes Initial PVU Factor
1 st Revised Page 64	Deletes Terminating Carrier Common Line Rate, Changes Note 1 Text
1 st Revised Page 65	Deletes Direct Trunked Transport, Reduces Terminating Access Rates, Changes Note 1 Text, Adds Note 2
2 nd Revised Page 66	Reduces Terminating Switched Access Rate, Revises Note 1 Text, Adds Note 2
1 st Revised Page 68	Changes Service Order Charges Text to Reference FCC Tariff Rates

This filing has also been submitted electronically to ndpsc@nd.gov.

Please acknowledge receipt of this filing by date-stamping the extra copy of this cover letter and returning it to me in the self-addressed, stamped envelope provided for that purpose. Any questions you may have regarding this filing should be directed to my attention at 407-740-3002 or via email to cwrightman@tminc.com. Thank you for your assistance in this matter.

Sincerely,

Connie Wightman
Consultant to BullsEye Telecom, Inc.

cc: C. Doebler - BullsEye Telecom
file: BullsEye Telecom - North Dakota - Access
tms: NDA1302

Enclosures
RN/sp

1 **PU-13-284** Filed: 6/6/2013 Pages: 10
Revised VOIP-PSTN traffic tariff

BullsEye Telecom, Inc.

Connie Wightman

COMPETITIVE ACCESS SERVICES

CHECK SHEET

The pages listed below of this price list are effective as of the date shown. Revised sheets contain all changes from the original price list that are in effect as of the date indicated.

PAGE	REVISION	PAGE	REVISION	PAGE	REVISION
1	1 st Revised	26	1 st Revised	48	Original
2	3 rd Revised *	26.1	1 st Revised *	49	Original
3	Original	26.2	1 st Revised *	50	1 st Revised
4	Original	26.2.1	Original *	51	Original
5	1 st Revised	26.3	1 st Revised *	52	Original
6	Original	26.4	Original	53	Original
7	Original	27	Original	54	Original
8	Original	28	Original	55	Original
9	Original	29	Original	56	Original
10	Original	30	Original	57	Original
11	Original	31	Original	58	Original
12	Original	32	Original	59	Original
13	1 st Revised	33	Original	60	Original
14	Original	34	Original	61	Original
15	Original	35	Original	62	Original
16	Original	36	Original	63	Original
17	Original	37	Original	64	1 st Revised *
18	Original	38	Original	65	1 st Revised *
19	Original	39	Original	66	2 nd Revised *
20	Original	40	Original	67	Original
21	Original	41	Original	68	1 st Revised *
22	Original	42	Original	69	Original
23	Original	43	Original	70	Original
24	Original	44	Original	71	Original
25	Original	45	Original		
		46	Original		
		47	Original		

* - indicates pages included in this filing

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Issued By: Vice President - Corporate Development
 BullsEye Telecom, Inc.
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COMPETITIVE ACCESS SERVICES

SECTION 2 - RULES AND REGULATIONS, (CONT'D)**2.9 Obligations of the Customer (Continued)****2.9.3 Identification and Rating of Toll VoIP-PSTN Traffic (continued)****C. Calculation and Application of Percent-VoIP-PSTN-Usage Factor**

The Company will determine the number of Relevant VoIP-PSTN Traffic minutes of use ("MOU") to which interstate rates will be applied under Section 2.9.3.B, above, by applying a Percent VoIP Usage ("PVU") factor to the total intrastate access MOU (however determined – either based on call detail information or PIU) exchanged between the Company and the Customer, until July 13, 2012 and after June 30, 2014. From July 13, 2012 through June 30, 2014, the PVU will be applied to only the terminating intrastate access MOU. The PVU will be derived and applied as follows:

- 1) Except as otherwise provided in Section 2.9.3.C. 3) below, the Customer will calculate and furnish to the Company a factor (the "PVU-A") representing the whole number percentage of the total intrastate access MOU that the Customer exchanges with the Company in the State, that (a) is terminating access sent to the Company and that originates in IP format; or (b) is originating access received from the Company and terminates in IP format until July 13, 2012 and after June 30, 2014. From July 13, 2012 through June 30, 2014, the PVU will represent only the terminating intrastate access MOU. This PVU-A 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. (T)
- 2) Except as otherwise provided in Section 2.9.3.C. 3) below, the Company will, likewise, calculate a factor (the "PVU-B") representing the percentage of the Company's total intrastate access MOU in the State that the Company originates or terminates in IP format until July 13, 2012 and after June 30, 2014. From July 13, 2012 through June 30, 2014, the PVU will represent only the terminating intrastate access MOU. This PVU-B shall be based on information such as the number of the Company'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. (T)

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SECTION 2 - RULES AND REGULATIONS, (CONT'D)

2.9 Obligations of the Customer (Continued)

2.9.3 Identification and Rating of Toll VoIP-PSTN Traffic (continued)

C. Calculation and Application of Percent-VoIP-PSTN-Usage Factor (continued)

- 4) The Company will apply the effective PVU factor to the applicable intrastate access MOU exchanged with the Customer to determine the number of Relevant VoIP-PSTN Traffic MOUs. (M)

Example 1: The PVU-A is 40% and the PVU-B is 10%. The effective PVU factor is equal to $40\% + (10\% \times 60\%) = 46\%$. The Company will bill 46% of the Customer's applicable intrastate access MOU in accordance with the Company's interstate switched access tariff.

Example 2: The PVU-A is 0% and the PVU-B is 10%. The effective PVU factor is equal to $0\% + (10\% \times 100\%) = 10\%$. The Company will bill 10% of the Customer's applicable intrastate access MOU in accordance with the Company's interstate switched access tariff.

Example 3: The PVU-A is 100%. No matter what the PVU-B factor is, the effective PVU is 100%. The Company will bill 100% of the Customer's applicable intrastate access MOU in accordance with the Company's interstate switched access tariff. (M)

Material now found on this page previously found on Original Page 26.2

COMPETITIVE ACCESS SERVICES

SECTION 3 - SWITCHED ACCESS SERVICE, (CONT'D)

3.9 Rates and Charges

3.9.1 Common Line Access Service

A. Carrier Common Line

- Per Originating Minute:

Note 1

(D)

3.9.2 Switched Transport Service

A. Nonrecurring Charges

1. Trunk Charges

Per Trunk:

ICB

Note 1: All originating access minutes are billed at a single per minute access rate found in Section 3.9.3A, **(T)** Local Switching. This composite rate includes the elements traditionally billed as Carrier Common Line.

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COMPETITIVE ACCESS SERVICES

SECTION 3 - SWITCHED ACCESS SERVICE, (CONT'D)

3.9 Rates and Charges (Continued)

3.9.2 Switched Transport Service (Continued)

B. [Reserved for future use] (D)

|
|
|
|
(D)

C. Usage Charges

1. Tandem Switched Transport

A. Originating (T)

Tandem Switched Transport, per Minute:	Note 1	
Tandem Switched Transport, per Minute, per Mile:	Note 1	
Tandem Switching, per Minute:	Note 1	

B. Terminating

Tandem Switched Transport, per Minute:	Note 2	(R)	
Tandem Switched Transport, per Minute, per Mile:	Note 2		
Tandem Switching, per Minute:	Note 2	(R)(T)	

Note 1: All originating access minutes are billed at a single per minute access rate found in Section 3.9.3A, (T)
 Local Switching. This composite rate includes the elements traditionally billed as Tandem Switched |
 Transport (T)

Note 2: All terminating access is assessed switched access charges pursuant to the Company's Federal Access (N)
 Tariff, FCC Tariff No. 3, as amended from time to time. This tariff can be found at the following link: |
<https://apps.fcc.gov/etfs/public/lecTariffs.action?idLec=283>. (N)

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COMPETITIVE ACCESS SERVICES

SECTION 3 - SWITCHED ACCESS SERVICE, (CONT'D)

3.9 Rates and Charges (Continued)

3.9.3 End Office Switching

A. Local Switching

Originating, Per Minute:	\$0.041	
Terminating, Per Minute:	Note 2	(R)

B. Transport Interconnection Charge

Per Minute:	Note 1
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C. Information Surcharge

Per Minute:	Note 1
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Note 1: All originating access minutes are billed at a single per minute access rate found in Section 3.9.3A, (T) Local Switching. This composite rate includes the elements traditionally billed as Transport | Interconnection Charge and Information Surcharge. (T)

Note 2: All terminating access is assessed switched access charges pursuant to the Company's Federal Access (N) Tariff, FCC Tariff No. 3, as amended from time to time. This tariff can be found at the following link: | <https://apps.fcc.gov/etfs/public/lecTariffs.action?idLec=283>. (N)

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COMPETITIVE ACCESS SERVICES

SECTION 3 - SWITCHED ACCESS SERVICE, (CONT'D)

3.9 Rates and Charges (Continued)

3.9.6 Service Order Charges

Service Order Charges are non-recurring charges to recover the administrative costs associated with initiating Access Service.

Switched access nonrecurring charges are billed at the rates and rate structure in the Company's Federal Access Tariff, FCC Tariff No. 3, as amended from time to time. This tariff can be found at the following link: <https://apps.fcc.gov/etfs/public/lecTariffs.action?idLec=283>.

(T)
|
(T)

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