

# ORIGINAL

COMTECH 21, LLC

Arizona Tariff No. 1 - Telephone  
Original Sheet 1

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Title Sheet

Arizona Telecommunications Tariff

This tariff contains the descriptions, regulations, and rates applicable to the furnishing of service and facilities for telecommunications services provided by COMTECH 21, LLC, with principal offices at One Barnes Park South, Wallingford, CT 06492. This tariff applies for services furnished within the State of Arizona. This tariff is on file with the Arizona Corporation Commission, and copies may be inspected, during normal business hours, at the Company's principal place of business.

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By: Marie Marcarelli, Manager

COMTECH 21, LLC  
One Barnes Park South  
Wallingford, CT 06492

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Original Sheet 2

## CHECK SHEET

Sheets 1 through 18 inclusive of this tariff are effective as of the date shown at the bottom of the respective sheet(s). Original and revised sheets as named below comprise all changes from the original tariff and are currently in effect as of the date on the bottom of this page.

<u>SHEET</u>	<u>REVISION</u>
1	Original
2	Original
3	Original
4	Original
5	Original
6	Original
7	Original
8	Original
9	Original
10	Original
11	Original
12	Original
13	Original
14	Original
15	Original
16	Original
17	Original

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## Symbols

The following are the only symbols used for the purpose indicated below:

D - Delete and Discontinue.

I - Change Resulting In An Increase To A Customer's Bill.

M - Moved From Another Tariff Location.

N - New.

R - Change Resulting In A Reduction To A Customer's Bill.

T - Change In Text of Regulation But No Change In Rate or Charge.

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## Tariff Format

- A. Sheet Numbering – Sheet numbers appear in the upper-right corner of the page. Sheets are numbered sequentially. However, new sheets are occasionally added to the tariff. When a new sheet is added between sheets already in effect, a decimal is added. For example, a new sheet added between Sheets 14 and 15 would be 14.1.
- B. Sheet Revision Numbers – Revision numbers also appear in the upper-right corner of the page. These numbers are used to determine the most current sheet version on file with the AZCC. For example, the 4<sup>th</sup> revised Sheet 14 cancels the 3<sup>rd</sup> revised Sheet 14. Because of various suspension periods, deferrals, etc. the AZCC follows in their tariff approval process, the most current sheet number on file with the Commission is not always the tariff page in effect. Consult the Check Sheet for the sheet currently in effect.
- C. Paragraph Numbering Sequence – There are nine levels of paragraph coding. Each level of coding is subordinate to its next higher level:
- 2.
  - 2.1
  - 2.1.1
  - 2.1.1.A.
  - 2.1.1.A.1.
  - 2.1.1.A.(a)
  - 2.1.1.A.1(a).1
  - 2.1.1.A.(a).1(I)
  - 2.1.1A.1.(a).1(I)(I)
- D. Check Sheets – When a tariff filing is made with the Arizona Corporation Commission, an updated check sheet accompanies the tariff filing. The check sheet lists the sheet contained in the tariff, with a cross-reference to the current revision number. When new pages are added, the check sheet is changed to reflect the revision. All revisions made in a given filing are designated by an asterisk (\*). There will be no other symbols used on this sheet if these are the only changes made to it (i.e., the format, etc. remains the same, just revised revision levels on some pages). The tariff user should refer to the latest check sheet to find out if a particular sheet is the most current sheet on file with the Arizona Corporation Commission.

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Section 1- Technical Terms and Abbreviations

Access Line - An arrangement which connects the customer's location to a COMTECH 21, LLC service.

Authorization Code - A numerical code, one or more of which are assigned to a Customer to enable him/her to access the carrier, and which are used by the carrier both to prevent unauthorized access to its facilities and to identify the Customer for billing purposes.

Company or Carrier - COMTECH 21, LLC.

Customer - The person, firm, corporation or other entity which orders service and is responsible for payment of charges due and compliance with the Company's tariff regulations.

Day- From 8:00 a.m. up to but not including 5:00 p.m. local time, Monday through Friday.

Evening - From 5:00 PM up to but not including 11:00 PM local time Sunday through Friday.

Holidays - COMTECH 21, LLC's recognized holidays are New Year's Day, (January 1,) Presidents Day, (Feb), Easter Sunday, Memorial Day, Independence Day (July 4), Labor Day, (the first Monday in September) Thanksgiving Day (the forth Thursday in November), and Christmas (December 25).

Night/Weekend - From 11:00 PM up to but not including 8:00 AM Sunday through Friday, and 8:00 AM Saturday up to but not including 5:00 PM Sunday.

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# ORIGINAL

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## Section 2 – Rules and Regulations

### 2.1 Undertaking of COMTECH 21, LLC

COMTECH 21, LLC services and facilities are furnished for intrastate communications originating at specified points within the State of Arizona under terms of this tariff.

COMTECH 21, LLC installs, operates, and maintains the communications services provided hereunder in accordance with the terms and conditions set forth under this tariff. It may act as the Customer's agent for ordering access connection facilities provided by other carriers or entities, when authorized by the Customer, to allow connection of a Customer's location to the COMTECH 21, LLC point of presence. The Company's services are provided on a monthly basis, unless ordered on a longer-term basis, and are available twenty-four hours per day.

### 2.2 Limitations

2.2.1 Service is offered subject to the availability of facilities and the provisions of this tariff.

2.2.2 COMTECH 21, LLC reserves the right to discontinue furnishing service, or limit the use of service necessitated by conditions beyond its control or when the Customer is using service in violation of the law or the provisions of this tariff.

2.2.3 All facilities provided under this tariff are directly controlled by COMTECH 21, LLC and the Customer may not transfer or assign the use of the service or facilities, except with the express written consent of the Company. Such transfer or assignment shall only apply where there is no interruption of the use or location of the service or facilities.

2.2.4 Prior written permission from the Company is required before any assignment or transfer. All regulations and conditions contained in this tariff shall apply to all such permitted assignees or transferees, as well as all conditions for service.

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## Section 2 – Rules and Regulations (Continued)

### 2.3 Liabilities of the Company

2.3.1 COMTECH 21, LLC's liability for damages arises out of mistakes, interruptions, omissions, delays, errors, or defects in the transmission occurring in the course of furnishing service or facilities, and not caused by the negligence of its employees or its agents, in no event shall exceed an amount equivalent to the proportionate charge to the Customer for the period during which the aforementioned faults in transmission occur.

2.3.2 COMTECH 21, LLC shall be indemnified and held harmless by the Customer against:

- (A) Claims for libel, slander, or infringement of copyright arising out of the material, data, information, or other content transmitted over the Company's facilities.
- (B) All other claims arising out of any act or omission of the Customer in connection with any service or facility provided by COMTECH 21, LLC.

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## Section 2 – Rules and Regulations (continued)

### 2.4 Interruption of Service

- 2.4.1 Credit allowance for an interruption of service which is not due to the Company's testing or adjusting, negligence of the Customer, or the failure of channels or equipment proved by the Customer, are subject to the general liability provisions set forth in 2.3.2 herein. It shall be the obligation of the Customer to notify the Company immediately of any interruption in service for which a credit allowance is desired. Before giving such notice, the Customer shall ascertain that the trouble is not being caused by any action or omission by the Customer and connected to the Company's facilities. The Company's service and facilities are provided on a monthly basis, unless ordered on a longer basis and are provided 24 hours per day, 7 days per week.
- 2.4.2 For purposes of credit computation for leased facilities, every month shall be considered to have 720 hours.
- 2.4.3 No credit shall be allowed for an interruption of a continuous duration of less than two hours.
- 2.4.4 The Customer shall be credited for an interruption of two hours or more at the rate of  $1/720^{\text{th}}$  of the monthly charge for the facilities affected for each hour or major fraction thereof that the interruption continues.

Credit Formula:       $\text{Credit} = \frac{A \times B}{720}$

"A"- outage time in hours

"B" - total monthly charge for affected facility.

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Section 2 – Rules and Regulations (continued)

**2.5 Restoration of Service**

The use and restoration of service shall be in accordance with the priority system specified in Part 64, Subpart D of the Rules and Regulations of the Federal Communications Commission.

**2.6 Returned Checks**

If the Company receives a check from a Customer in payment for service rendered or for any other reason of indebtedness and which is returned from the bank due to insufficient or uncollected funds, closed account, apparent tampering, missing signature or endorsement, or for any other reason, the Company shall apply a service charge of \$25.00.

The charge shall be applied to Customer's monthly billing in addition to any other charges which may apply under this Tariff. Payment rendered by check, which is subsequently dishonored shall not constitute payment until such time as repayment is made by valid means.

**2.7 Deposits**

The Company does not require a deposit from the customer.

**2.8 Taxes**

All state and local taxes (i.e. gross receipts tax, sales tax, municipal utility tax) are listed as separate line items and are not included in the quoted rates.

**2.9 Billing Entity Conditions**

When billing functions on behalf of COMTECH 21, LLC or its intermediary are performed by local exchange telephone companies, credit card companies or others, the payment of charge conditions and regulations of such companies and any regulations imposed upon these companies by regulatory bodies having jurisdiction apply.

**2.10 Timing of Calls**

The Billed Party's long distance usage charge is based on the actual usage of the COMTECH 21, LLC service. Usage begins when the called party picks up the receiver. Usage ends when either party hangs up. All calls with fractional durations are rounded to the next higher minute.

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## Section 2 – Rules and Regulations (continued)

### 2.11 Past Due Bills

All bill for services rendered are considered past due thirty (30) days from date of invoice. After 30 days past due, a 5 day notice to disconnect may be sent out and a reconnect charge may then apply.

### 2.12 Late Payments

A penalty of one and one half percent (1.5%) will be imposed on unpaid balances after thirty (30) days of the invoice date. In addition, the Company reserves the right to impose a late fee of \$15.00 on past due balances after thirty (30) days.

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Section 3 – Description of service

3.1 COMTECH 21, LLC Service Offerings

The Carrier provides outbound, switched, equal access, intrastate and domestic (interstate) and international voice long distance resale telecommunications services to small-to-medium sized businesses. The applicable rates for these services are set forth in Section 4 of this tariff.

3.2 Calculation of Distance

Usage charges for all mileage sensitive products are based on the airline distance between rate centers associated with the originating and terminating points of the call.

3.3 Directory Assistance

Carrier does offer directory assistance services to its Customer within the areas of termination of its services.

3.4 Travel Card Service

Travel Card Service is a card issued to Customers which allows them to use COMTECH 21, LLC's telecommunications service when they are away from their home or office telephones. There are non per call surcharges and the rates are set forth in Section 4.

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