

A40. DIRECTORY SERVICES FOR CARRIERS

LIST OF EFFECTIVE SHEETS

Sheets listed below are effective as of the date shown on each sheet.

<u>Revision Number</u>	<u>Sheet</u>
2nd	CS A*
2nd	1*
2nd	2*
2nd	3*
2nd	4*

* New or revised page

	<u>Issued By</u>	Date Filed <u>SEP 10 2003</u>
Advice Letter No. <u>839</u>	<u>Brian H. Strom</u>	Effective <u>OCT 24 2003</u>
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A40. DIRECTORY SERVICES FOR CARRIERS

40.1 GENERAL

40.1.1 APPLICABILITY

Any Carrier who is certificated by the California Public Utilities Commission to provide service within California's LATAs, may list their name, Company Code, telephone number and/or intraLATA rates in the Customer Guide section of the Utility's telephone directory.

40.2 RATES

	<u>Annual Rate</u>
(A) LISTING INFORMATION - per line	\$ 175.00
(B) CUSTOMER GUIDE PAGES	
(1) Full-page	9,600.00
(2) Half-page	5,390.00
(3) Quarter-page	2,695.00

40.3 SPECIAL CONDITIONS

(A) LISTING INFORMATION

- (1) For purposes of this tariff, "listing information" is limited to the Carrier's name, its code number for dialing ("Company Code") if applicable, and either one or two telephone numbers.
- (2) Carrier listing information will be displayed on a table containing similar information for Carriers.

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40.3 SPECIAL CONDITIONS - (Cont'd)

(A) LISTING INFORMATION - (Cont'd)

- (3) The listing of Carriers will be randomized, rather than alphabetical.
- (4) The Carrier's Company Code may be omitted at its request. When omission is requested, a footnote will state, "Service available only to customers who have established an account with this company."
- (5) There will be a maximum of two telephone numbers for each Carrier listing. Telephone numbers will be listed in numerical form only.
- (6) The following designations will be used to route Carrier's customer calls: All, Business, Residence, Business Only, Residence Only.

(B) CUSTOMER GUIDE PAGES

- (1) For purposes of this tariff, these rates are limited to the Carrier's rates and/or descriptions of services and does not include any form of: advertising; puffery; slogans; logos; comparisons to other companies' rates, services, or quality of service; or other promotional material. The Utility reserves the right to refuse to publish rates and/or service descriptions that do not comply with these requirements.
- (2) Space will be provided in the Customer Guide section of the Utility's directory on a full-page, half-page or quarter-page basis for inclusion of rates and/or services.
- (3) The Carrier shall include the following statement with its rates: "Rates are those in effect on (effective date). For updated rates, please call (Carrier telephone number)".
- (4) The rates shall be displayed according to established Customer Guide guidelines in regards to typeface, point size, columnization, and other features.

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40.3 SPECIAL CONDITIONS - (Cont'd)

(B) CUSTOMER GUIDE PAGES - (Cont'd)

- (5) Changes to previously published rates will be accommodated according to the Utility's telephone directory publishing schedules.
- (6) If the Carrier provides inaccurate rates, the Utility will not issue corrective material.

(C) OBLIGATIONS OF THE CUSTOMER

- (1) The Carrier will provide rates in "camera-ready" form. No transcription of the rates will be done by the Utility. The rates shall be provided to the Utility according to the Customer Guide production and publishing schedules.
- (2) The Carrier shall certify in writing that the rates and service descriptions it has provided are true and correct.
- (3) Prior to publication of each Customer Guide version, the Carrier shall approve the final "OK TO PRINT" copy of the listing information, rates and/or services.

(D) INDEMNIFICATION AND LIMITATION OF LIABILITY

- (1) The Carrier shall indemnify, hold harmless, and defend the Utility from and against any costs, damages, expenses (including reasonable attorney's fees), or liability arising in any manner out of any demand, claim, suit, or judgment for damages or injuries, however caused, which may arise out of the Utility's publishing of Carrier information.

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40.3 SPECIAL CONDITIONS - (Cont'd)

(D) INDEMNIFICATION AND LIMITATION OF LIABILITY - (Cont'd)

- (2) Precaution will be taken to avoid errors and omissions in publishing the listing information and rates in the Customer Guide. However, should any error or omission occur, the Utility's liability for such error or omission shall be limited to a pro-rata abatement of the charge paid by the Carrier to the Utility for Customer Guide services in the proportion that the error or omission reduces the value of the entire Customer Guide service provided for that customer. In no event shall such liability exceed the amount paid by the Carrier to the Utility for the Customer Guide service during the time it is in error, and in no event shall the Utility be liable for consequential damages.

(E) PAYMENT ARRANGEMENTS

- (1) The minimum period for which the Customer Guide service will be provided and for which charges apply is one year. A minimum period of one year applies for each additional period of service extended.

If the Carrier discontinues Customer Guide service prior to the end of each one-year period, refunds will not be provided for partial or unfulfilled Utility's telephone directory schedules.

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