

ACCESS SERVICE

16. Special Construction16.1 Special Construction Regulations of Tariff

- (A) All rates and charges quoted in the schedules of the Telephone Company provide for the furnishing of service or channels when suitable facilities are available or where the additional construction of the necessary facilities does not involve unusual costs.
- (B) Where the additional construction of necessary facilities involves unusual costs and the revenue to be derived from the service or channels is not, in the opinion of the Telephone Company, sufficient to warrant the Telephone Company assuming the unusual costs of providing the necessary construction, the customer may be required to pay all or a portion of such costs, the amount depending upon the circumstances on an individual case basis.¹
- (C) When construction is provided by a connecting telephone company, charges made to the customer will be based on the charges of the connecting telephone company.
- (D) Where a customer is so located that it is necessary to use private right-of-way to furnish a service or channels and the Telephone Company is unable to obtain the required right-of-way without cost, the customer may be required to pay the entire costs involved in securing and retaining such right-of-way.¹
- (E) When attachments are made to poles of other companies, the additional costs to the Telephone Company of such attachments is borne by the customer.
- (F) Title to all construction provided wholly or partly at a customer's expense is vested in the Telephone Company.
- (G) Construction charges are payable at the time application for service is signed or when the account is rendered, at the option of the Telephone Company.

NOTE: 1: Includes Federal Income Tax gross-up amount, as listed in Schedule Cal. P.U.C. No. A2.1.3,D.

(Continued)

	<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>
Decision No. _____	<u>President - CEO</u>	Resolution No. _____

ACCESS SERVICE

16. Special Construction (Cont'd)16.1 Special Construction Regulations of Tariff (Cont'd)

- (H) When circuitous routing or a type of construction not ordinarily required is provided at the customer's request, in cases where facilities would ordinarily be provided without construction charge to the customer, the excess cost of the construction is borne by the customer.¹

16.2 Types of Construction Specified by the Customer(A) Underground

- (1) When underground construction is desired by the customer where aerial facilities ordinarily would be provided without a construction charge to the customer, the following regulation apply:¹
- (a) Where cable is laid in conduit, the underground conduit is constructed and maintained by or at the expense of the customer. The construction charge made to the customer is based on the cost of the underground cable, including the cost of installing the cable, less the estimated cost to the Telephone Company of installing such aerial facilities as would be required for similar use.¹ The underground conduit shall be constructed in accordance with plans and specifications furnished by the Telephone Company.
- (b) The duct or ducts required in the underground conduit by the Telephone Company are reserved for its exclusive use.
- (c) When cable is laid in a trench, the construction charge made to the customer is based on the cost of the cable including the cost of installing the cable less the estimated cost to the Telephone Company of installing such aerial plant as would be required for similar use.¹

NOTE: ¹ Includes Federal Income Tax gross-up amount, as listed in Schedule Cal. P.U.C. No. A2.1.3,D.

(Continued)

	<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>
Decision No. _____	<u>President - CEO</u>	Resolution No. _____

ACCESS SERVICE

16. Special Construction (Cont'd)16.2 Types of Construction Specified by the Customer (Cont'd)(A) Underground (Cont'd)

(1) (Cont'd)

- (d) Cable installed in conduit or trench will be maintained and replaced at the expense of the Telephone Company. However, repairs to or replacements of cable made necessary by damages caused by the customer, their employees or representatives or water freezing in improperly drained conduits will be at the customer's expense.

(B) Change From Aerial to Underground¹

- (1) Where aerial facilities are used to provide service or channels to a customer and subsequently the customer desires that such facilities be placed underground, the change from aerial to underground is made subject to the following conditions:
- (a) The underground conduit or trench is provided in accordance with A.1., preceding.
- (b) The customer is charged the cost of dismantling and removing the aerial facilities.
- (c) The customer is charged the cost of the cable including its installation in the conduit or trench.
- (d) The cable is maintained and replaced at the expense of the Telephone Company. However, repairs to or replacements of cable made necessary by damages caused by the customer, their employees or representatives or by water freezing in improperly drained conduits will be at the customer's expense.

NOTE: ¹Includes Federal Income Tax gross-up amount, as listed in Schedule Cal. P.U.C. No. A2.1.3,D.

(Continued)

	<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>
Decision No. _____	<u>President - CEO</u>	Resolution No. _____

ACCESS SERVICE

16. Special Construction (Cont'd)16.3 Additional Charges¹

Equipment and arrangements requested by the customer and not otherwise provided for, are furnished wherever possible, if facilities are available and if not detrimental to any of the services furnished by the Telephone Company, and additional charges based upon the costs incurred, apply.

16.4 Federal Income Tax

For Contribution in Aid of Construction that have been made taxable to the Telephone Company by the Tax Reform Act of 1986, the Telephone Company will bill an additional fee which has resulted from the taxable income for payments that aid in our cost of construction, other contributions, and the fair market value of property contributions received in aid of construction, and the prior nonrecurring rates which will remain in effect.

NOTE: ¹Includes Federal Income Tax gross-up amount, as listed in Schedule Cal. P.U.C. No. A2.1.3,D.

(Continued)

	<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>
Decision No. _____	<u>President - CEO</u>	Resolution No. _____