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April 18, 2014

**VIA OVERNIGHT DELIVERY**
NJ BPU
CASE MANAGEMENT
Ms. Kristi Izzo
Secretary
State of New Jersey
Board of Public Utilities
44 South Clinton Avenue
9th Floor
Post Office Box 350
Trenton, New Jersey 08625-0350

Dear Secretary Izzo:

TT14040372

Enclosed for filing are an original and three copies of tariff pages that revise Teleport Communications America, LLC ("TCAL") Tariff B.P.U.-N.J.-No. 6.

The following pages are included in this filing:

Tariff B.P.U. N.J. – No. 6
Section 2 – Pages 28 - 30

This filing adjusts language related to the calculation of VoIP access charges. This filing is being made to give customers advance notice of FCC mandated changes and allow for ample time to provide new VoIP factors.

The enclosed tariff pages have an effective date of April 22, 2014.

Acknowledgement and date of receipt of this filing are requested. A postage-paid, pre-addressed envelope is enclosed for this purpose.

CMS
Beslow
DAG
RPA
TELEC

Sincerely,

Tim O'Hara

Enclosures
cc: Stefanie Brand, Esq., Division of the Ratepayer Advocate

## 2. GENERAL REGULATIONS

2.3 OBLIGATIONS OF THE CUSTOMER (continued)

2.3.10 Determination of Charges for Mixed Intrastate, Interstate and/or Local Usage (continued)

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

(B) Rating of VoIP-PSTN Traffic * (T)

The Relevant VoIP-PSTN Traffic terminating from or originating to the customer, or from the Company or other provider and facility rate elements identified in accordance with this tariff section will be billed at rates equal to the Company's applicable tariffed terminating interstate switched access rates as specified at http://serviceguide.att.com/ABS/ext/TariffDetails.cfm, if those interstate rates are lower than their respective New Jersey state access rates (Access Services Tariff). Conversely, if the New Jersey state access rates are lower, then this traffic will be billed utilizing the rates from the Access Services Tariff. Hereafter, these billed rates will be referred to in this Tariff as the relevant "VoIP Rates". (T)

* Section 2.3.10(B) describing the method of identifying and rating originating VoIP minutes of use will become effective on July 1, 2014. The advanced filing of this tariff change prior to July 1, 2014 effective date, is strictly for the benefit of our customers in providing advanced notice of these FCC mandated changes and ample time to submit their new VoIP factors. (N)

## 2. GENERAL REGULATIONS

2.3 OBLIGATIONS OF THE CUSTOMER (continued)

2.3.10 Determination of Charges for Mixed Intrastate, Interstate and/or Local Usage (continued)

Identification and Rating of VoIP-PSTN Traffic (continued)

(C) Calculation and Application of Percent-VoIP-Usage Factors

The Company will determine the number of Relevant VoIP-PSTN Traffic originating MOU and originating facility rate (T) elements, if applicable, to which VoIP rates will be (T) applied under subsection (B), above, by applying the Percent VoIP Usage ("PVU") factor to the intrastate access (T) originating MOU exchanged and facilities between the Company and the customer. The PVU factors will be derived and applied as follows:

(1) The customer will calculate and furnish to the Company a factor (the "PVUC") on an ACNA basis which would aggregate traffic from all Carrier (T) Identification Codes ("CICs") or Operating Company Numbers ("OCNs") associated with the ACNA. This PVUC represents the percentage (whole number) of the originating intrastate access MOU that the customer (T) receives from the Company end users in the state, | which is sent from the Company that is terminated in (T) IP format at the customer's end user. This PVUC 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 satisfactory to the Company.

(2) The Company will calculate and periodically update a factor (the "PVUT") representing the percentage (whole number) of the total intrastate access MOU that the Company exchanges with the customer end users in the state, which is received from the (T) Customer and terminated in IP format at the end user. This PVUT 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.

## 2. GENERAL REGULATIONS

2.3 OBLIGATIONS OF THE CUSTOMER (continued)

2.3.10 Determination of Charges for Mixed Intrastate, Interstate and/or Local Usage (continued)

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

(3) The Company will develop a Customer Percent VoIP Usage ("PVU") factor combining the Customer's PVUC factor with the Company's PVUT factor. (T)

a) The PVU calculation below is applied when the Company does not bill based on actual call detail records for the intrastate Company's IP traffic at VoIP Rates.

PVU = PVUC + [PVUT x (1-PVUC)] is applied to the Company's end user's originating intrastate MOU and facility rate elements (T)

Example: The customer reported that their PVUC as 40%. The Company's PVUT is 10%. This results in the following:
PVU = 40% plus (10% times (1-40%)) = 46%
This means that 46% of the originating Intrastate MOU exchanged between the customer and the Company's end users will be rated at VoIP Rates. (T)

b) The PVU calculation below is applied when the Company bills are based on the actual originating call detail records for the intrastate Company's IP traffic at VoIP Rates. (T)

The formula for usage will be as follows:

PVU = PVUC x (1-PVUT) applied to the Company's TDM end user's total terminating intrastate MOU.

PVU = PVUC + [PVUT x (1-PVUC)] is applied to the facility rate elements

Example: The Company has identified that there was 10,500 originating Intrastate MOU that were identified exchanged between the Customer and the Company's IP end users. The Customer reported that their PVUC as 40%. The Company's PVUT is 10%. This results in the following: (T)
PVU = 40% times (1-10%) = 36%
This means that 36% of the originating Intrastate MOU exchanged between the Customer and the Company's TDM end users will be rated at VoIP Rates and the terminating intrastate 10,500 MOU will also be rated at VoIP Rates. (T) (T) (T)
For the facility rate elements the formula that is applied to the intrastate dedicated facilities is as follows:
PVU = 40% plus (10% times (1-40%)) = 46%
Therefore 46% of the Intrastate facilities will be rated at VoIP Rates.