

24. CONTRACT TARIFFS

24.2 CONTRACT NO. 11-002

(N)

DESCRIPTION: Contract for DS1 and DS3 Services
CONTRACT AVAILABILITY: Effective from February 12, 2011, through
March 14, 2011.
CONTRACT
EXPIRATION DATE: December 31, 2011
AVAILABLE MSAS: MSAs identified in Section 23

This contract provides for an Annual Incentive under this contract for DS1 and DS3 Services. The price reductions are taken from the month-to-month rates provided under Sections 7 and 17, preceding.

TERMS AND CONDITIONS REQUIRED TO RECEIVE THE ANNUAL INCENTIVE:

- As of the effective date of this contract tariff, the customer must have at least the minimum circuit counts for both DS1 and DS3 Services and cannot exceed the maximum circuit levels for either the DS1 or the DS3 Service as set forth in the table below:

<u>TYPE OF SERVICE</u>	<u>MINIMUM CIRCUITS</u>	<u>MAXIMUM CIRCUITS</u>
DS1	[REDACTED]	[REDACTED]
DS3	[REDACTED]	[REDACTED]

- If the customer fails to meet the circuit counts specified above, the Company will not provide an Annual Incentive for the Term.
- The customer's DS1 and DS3 services must be under the Company's Regional Commitment Program (RCP).

REDACTED

(N)

(Filed under Transmittal No. 438.)

Issued: February 11, 2011

Effective: February 12, 2011

1801 California Street, Denver, Colorado 80202

REDACTED

HIGHLY CONFIDENTIAL
PURSUANT TO PROTECTIVE
ORDER IN LIT 100870

24. CONTRACT TARIFFS

24.2 CONTRACT NO. 11-002 (Cont'd)

(N)

ANNUAL INCENTIVE:

REDACTED

The formula for the dollar discount available under this contract is: Annual Incentive = (either the actual Contributory Charge achieved or Maximum Contribution, whichever is less, minus the Minimum Spend) x the applicable Annual Incentive percentage.

The table below will be used to calculate the Annual Incentive:

ACTUAL CONTRIBUTORY CHARGES ACHIEVED AT END OF TERM	ANNUAL INCENTIVE PERCENTAGE
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REDACTED

The Annual Incentive is applied against Recipient Services which are those Contributory Charges generated during the term that are eligible for pricing flexibility [REDACTED]. The credits are applied only if the customer has no Contributory Charges, shortfall charges and/or termination charges in arrears.

The Company will calculate the customer's actual Contributory Charges at the end of the term and create a report totaling all of the Contributory Charges included in bills generated in the term. When the criteria needed to receive the Annual Incentive is met, the Company will apply the discount to the customer's account within 90 days after the expiration of this term.

(N)

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REDACTED

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ORDER IN IT-100820

24. CONTRACT TARIFFS

24.2 CONTRACT NO. 11-002 (Cont'd)

(N)

REDACTED

NO OTHER DISCOUNTS

The discounts provided with this Contract Tariff may not be combined with any other promotion, discount, revenue commitment plan, Contract Tariff or any discounts applied to QMOE Service under another agreement. However, notwithstanding the foregoing sentence, if the customer has enrolled in the Company provided Regional Commitment Program (RCP), prior to February 12, 2011, then the customer may continue to receive price reductions under the RCP in addition to the Annual Incentive discount for Contributory Charges under this Contract Tariff.

(N)

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ORDER IN 117-100820

REDACTED