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1720 Windward Concourse
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Alpharetta, Georgia 30005

RECEIVED
RECORDS MANAGEMENT
02 MAR 26 AM 9:31
STATE OF WASH.
UTIL. AND TRANSP.
COMMISSION

Also Admitted in New York
and Maryland

Telephone: (770) 232-9200
Facsimile: (770) 232-9208

March 25, 2002

VIA OVERNIGHT DELIVERY

W-020376
(P) 4-24-02

Ms. Carole Washburn
Executive Secretary
State of Washington
Utilities and Transportation Commission
1300 S. Evergreen Park Dr., SW
Olympia, WA 98504

Re: ACCXX COMMUNICATIONS, LLC

Dear Ms. Washburn:

Enclosed please find one original and two (2) copies of ACCXX COMMUNICATIONS, LLC's Application and Petition for Registration of and Classification as a Competitive Telecommunications Company and Approval of its Price List.

I have also enclosed an extra copy of this cover letter to be date stamped and returned to me in the enclosed self-addressed postage prepaid envelope.

If you have any questions or if I may provide you with any additional information, please do not hesitate to contact me. Thank you.

Respectfully submitted,


Lance J.M. Steinhart
Attorney for ACCXX COMMUNICATIONS, LLC

Enclosures

cc: Michael A. Conway

PART A - GENERAL INFORMATION AND APPROVED PRICE LIST

PART B - REGISTRATION APPLICATION

PART C - COMPETITIVE CLASSIFICATION

PART D - PRICE LIST

PART E - DECLARATION OF APPLICANT

PART A - GENERAL INFORMATION AND APPROVED PRICE LIST

PART B - REGISTRATION APPLICATION

APPLICATION AND PETITION FOR REGISTRATION OF AND CLASSIFICATION AS A COMPETITIVE TELECOMMUNICATIONS COMPANY AND APPROVAL OF ITS PRICE LIST FILED WITH THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

1300 S.Evergreen Park Drive SW, P.O. Box 47250, Olympia, WA 98504-7250

In the matter of the Application and Petition) (For WUTC Use)
of **ACCXX COMMUNICATIONS, LLC** for)
Registration as a Telecommunications Company)
Classification as a Competitive Telecommunications Company)

RECEIVED
REGISTRATION DIVISION
02 MAR 26 AM 9:31
STATE OF WASH.
UTIL. AND TRANSP.
COMMISSION

Part A: REGISTRATION APPLICATION

Application is hereby made to the Washington Utilities and Transportation Commission for an order Authorizing **ACCXX COMMUNICATIONS, LLC** to register as a telecommunications company, classification as a competitive telecommunications company and approval of its price list. The following general information and specific exhibits are furnished in support thereof:

General Information

1. APPLICANT

Applicant

Name: **ACCXX COMMUNICATIONS, LLC**

Unified Business Number (UBN): 602 189 137

(If you don't know your UBN, contact the Dept.of Licensing at (360) 664-1400)

Phone #: (813) 864-8081

Fax #: (813) 223-1559

Email: info@accxx.com

Consumer Complaint No #: (800) 245-7353

Debit Card Complaint No#: (800) 245-7353

Web-Site: www.accxx.com

2. BUSINESS (MAILING) ADDRESS:

**100 S. Ashley Drive, Suite 870
Tampa, Florida 33602**

3. NAME AND ADDRESS OF REGISTERED AGENT:

**TCS Corporate Services, Inc.
1780 Barnes Blvd., S.W., Bldg. G
Tumwater, WA 98512-0410**

4. FORM OF ORGANIZATION (CHECK ONE):

Individual Partnership Limited Liability Company State of Incorporation **Delaware.**
Date and Term or duration thereof **Perpetual**

5. DESCRIPTION OF THE PROPERTY OWNED BY APPLICANT:

The Applicant has an office with tables, chairs, telephone, and other office equipment in the State.

6. If a corporation, attach and mark as "Attachment 1" the names and addresses of the ten common stockholders of applicant owning the greatest number of shares of common stock and the number of such shares owned by each as follows:

Name and Address	Shares Owned	% of All Shares Outstanding	% of Voting Control
------------------	--------------	--------------------------------	---------------------

See Attachment 1.

7. OFFICERS AND DIRECTORS APPLICANT.

Name/Position

Address

Michael A. Conway Manager

100 S. Ashley Drive, Suite 870, Tampa, Florida 33602

8. AFFILIATED INTERESTS OF APPLICANT.

(Please attach and mark "Attachment 2" any management contract(s).)

See Attachment 2.

9. Subsidiaries owned or controlled by Applicant.

Applicant has no subsidiaries.

Attachment 1

Name and Address	Shares Owned	Percentage of all Shares Issued and Outstanding and Voting Control
Accxx Networks, L.L.C.	100	100%

The above Shareholders can be reached at 100 S. Ashley Drive, Suite 870, Tampa, Florida 33602. Phone Number: (813) 864-8081; Fax Number: (813) 223-1559.

Attachment 2

None

I certify or declare under penalty or perjury under the laws of the state of Washington that the information contained herein is true and correct and failure to provide correct information is a violation of Title 80 RCW and could result in revocation of registration as a telecommunications company.

Wherefore, the undersigned applicant requests that the Washington Utilities and Transportation Commission, enter an order granting the application, in accordance with the provisions of chapters 80.04 and 80.36 RCW.

Dated this 4th day of MARCH, 2002.

ACCXX COMMUNICATIONS, LLC
By *Michael A. Conway*
Michael A. Conway

Title Manager

State of Florida
County of Hillsborough

Michael A. Conway being first duly sworn, deposes and says that he/she is Manager of ACCXX COMMUNICATIONS, LLC, the applicant in the proceeding entitled above, that he/she read the foregoing application and knows the contents thereof; that the same are true to the best of his/her knowledge, except as to matters which are therein stated on information or belief, and as to those matters he/she believes them to be true.

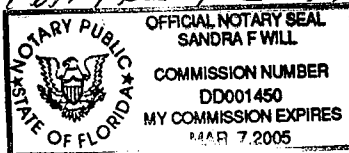
Subscribed and sworn to before this 4th day of MARCH, 2002.

Sandra F Will

Notary Public in and for the State of Florida, residing at:

100 S. DSALEY DR. SUITE 1000

TAMPA FL 33612



LIST OF EXHIBITS

EXHIBIT A - DESCRIPTION OF SERVICE

EXHIBIT B - BOND

EXHIBIT C - SERVICES

EXHIBIT - D, E, F & G - FINANCIAL STATEMENTS

EXHIBIT H - EQUIPMENT & FACILITIES

EXHIBIT I - OPERATIONS IN OTHER STATES

EXHIBIT J - COMPLIANCE WITH LAWS

EXHIBIT A - DESCRIPTION OF SERVICE

- a. **1+ Dialing.** This service permits Customers to originate call via switched or dedicated access lines, and to terminate intrastate calls. The customer dials "1+" followed by "ten digits" or dials "101XXXX" followed by "1+ ten digits".

Travel Cards. The Customer utilizes an 11 digit "toll-free" access number established by the Company to access a terminal. Upon receiving a voice prompt, the Customer uses push button dialing to enter an identification code assigned by the Company, and the ten digit number of the called party.

800/888 Service (Toll free). This service is inbound calling only where an 800, 888 or other toll-free prefix number rings into a Customer's premise routed to a specific telephone number or terminated over a dedicated facility.

Directory Assistance. Access to long distance directory assistance is obtained by dialing 1 + 555-1212 for listings within the originating area code and 1 + (area code) + 555-1212 for other listings. When more than one number is requested in a single call, a charge may apply for each number requested. A charge will be applicable for each number requested, whether or not the number is listed or published.

EXHIBIT B - BOND

The company will not require advance payments or deposits, therefore, no bond is required.

EXHIBIT C

See Attached Price List - PART D

EXHIBIT - D, E, F AND G - FINANCIAL INFORMATION

See Attached

Accxx Communications, LLC
100 S. Ashley
Suite 870
Tampa, Florida 33602

Balance Sheet

As of December 2001

3/12/02
2:20:07 PM

Assets	
Current Assets	\$567,865.53
Fixed Assets	\$91,204.97
Other Assets	\$73,062.04
Total Assets	<u>\$732,132.54</u>
Liabilities	
Current Liabilities	\$388,936.21
Long Term Liabilities	\$236,399.18
Total Liabilities	<u>\$625,335.39</u>
Equity	
Member's Equity	\$106,022.00
Current Year Earnings	\$775.15
Total Equity	<u>\$106,797.15</u>
Total Liability & Equity	<u>\$732,132.54</u>

Accxx Communications, LLC
100 S. Ashley
Suite 870
Tampa, Florida 33602

Profit & Loss Statement

1/1/01 through 12/31/01

3/12/02
2:20:56 PM

Income	
Telecom Sales	\$749,487.00
Commissions	\$100.58
Miscellaneous Income	\$99.94
Total Income	<u>\$749,687.52</u>
Cost of Sales	
Telecom Sales	\$541,532.03
Total Accxx Platform	\$5,498.37
Other Direct Expenses	\$14,343.36
Total Cost of Sales	<u>\$561,373.76</u>
Gross Profit	<u>\$188,313.76</u>
Expenses	
General & Administrative Exp	\$29,060.48
Operating Expenses	\$1,390.58
Wages & Salaries	\$138,187.35
Occupancy Costs	\$17,750.32
Miscellaneous	\$200.00
Contributions	\$300.00
Total Expenses	<u>\$186,888.73</u>
Operating Profit	<u>\$1,425.03</u>
Other Income	
Other Expenses	
Interest Expense	\$649.88
Total Other Expenses	<u>\$649.88</u>
Net Profit / (Loss)	<u>\$775.15</u>

EXHIBIT H - EQUIPMENT & FACILITIES

The Applicant does not intend to provide facilities-based service in Washington.

EXHIBIT I - OPERATIONS IN OTHER STATES

Applicant is authorized and providing service in California, Colorado, Florida, Iowa, Illinois, Indiana, Iowa, Kentucky, Michigan, Montana, New Jersey, New York, North Carolina, Oregon, Texas, Utah, Virginia and Wisconsin, and is in the process of obtaining nationwide authorization to provide interexchange service.

EXHIBIT J - COMPLIANCE WITH LAWS

Applicant, to the best of its knowledge, is in compliance, in all material respects, with all applicable federal, state and local telecommunications technical and business regulations.

PART C - COMPETITIVE CLASSIFICATION

PART C - COMPETITIVE SHOWING

ACCXX COMMUNICATIONS, LLC, pursuant to RCW 80.36.310 and WAC 480-120-023, hereby petitions for classification as a competitive telecommunications company and for the waiver of certain regulatory requirements. As evidenced below, the intrastate offerings of the Applicant are subject to effective competition and good cause exists to grant this petition.

(A) Services which petitioner contends are subject to effective competition:

All of the services offered by ACCXX COMMUNICATIONS, LLC are subject to effective competition.

(B) Names of Competing Service Providers:

Numerous companies provide long distance telecommunications services. Carriers that may compete with ACCXX COMMUNICATIONS, LLC include AT&T, MCI WorldCom, Sprint, U S West and others.

(C) Prices, Terms, and Conditions of Competing Services:

Terms and conditions of competing services are very similar. Many of these carriers offer a variety of long distance services. Calls are usually billed by long distance carriers based on call duration. Rates vary by time of day, day of week, mileage, volume and term commitment. Pricing differences are used for competitive purposes to attract customers. Competing carrier's rates and terms of services are contained in tariffs and/or price lists on file with the WUTC. ACCXX COMMUNICATIONS, LLC terms and conditions meet Washington regulatory requirements and are stated in the company's proposed price list on file with the Commission.

(D) Geographic Delineation of the Relevant Market:

ACCXX COMMUNICATIONS, LLC will offer service throughout the state of Washington where consumers have the option of choosing a long distance carrier through equal access presubscription.

(E) Market Share:

ACCXX COMMUNICATIONS, LLC currently has no customers in Washington. ACCXX COMMUNICATIONS, LLC does not expect to gain more than a modest share of telecommunications market in Washington.

(F) Ease of Market Entry:

Entry into the long distance business is accomplished with relative ease. Ease of market entry is apparent by the number of market participants and the growing number of start-up long distance companies, particularly switchless resellers.

(G) Statement of Extent of Captive Customer Base:

ACCXX COMMUNICATIONS, LLC will serve no captive customers. Potential ACCXX COMMUNICATIONS, LLC customers choosing to terminate their ACCXX COMMUNICATIONS, LLC service will be able to choose from existing alternate providers.

(H) Method of Notice of Price List Changes:

ACCXX COMMUNICATIONS, LLC will give the Commission and its customers at least ten (10) days notice of any price changes. ACCXX COMMUNICATIONS, LLC will amend its price list in compliance with Commission rules.

(2) Request for Waivers of Regulatory Requirements - (Specify and mark "Attachment 3" - see sample).

(3) Prefiled Testimony - Attach as "Attachment 4" (please see sample).

Attachment 3
Sample Request for Waivers of Regulatory Requirements

RCW 80.04.300	Budgets to be filed by companies--Supplementary budgets
RCW 80.04.310	Commission's control over expenditures
RCW 80.04.320	Budget rules
RCW 80.04.330	Effect of unauthorized expenditure--Emergencies
RCW 80.04.360	Earnings in excess of reasonable rate--Consideration in fixing rates
RCW 80.04.460	Investigation of accidents
RCW 80.04.520	Lease of utility facilities
RCW 80.36.100	Tariff schedules to be filed and open to public
RCW 80.36.110	Tariff changes--Statutory notice--Exception
Chapter 80.08 RCW	Securities (except RCW 80.08.140, State not obligated)
Chapter 80.12 RCW	Transfers of Property
Chapter 80.16 RCW	Affiliated interests
Chapter 480-80 WAC	Tariffs
Chapter 480-140 WAC	Budgets
Chapter 480-143 WAC	Transfers of Property
Chapter 480-146 WAC	Securities and affiliated interests
WAC 480-120-026	Tariffs
WAC 480-120-031	Accounting
WAC 480-120-032	Accounting-Political information and political education activities
WAC 480-120-036	Finance--Securities, affiliated interest, transfer of property
WAC 480-120-046	Services offered
WAC 480-120-131	Reports of accidents

Attachment 4

Prefiled Testimony

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of the Petition of)	
ACCXX COMMUNICATIONS, LLC)	
for Classification as a Competitive)	DOCKET NO.
Telecommunications Company)	
.....)	

TESTIMONY OF

Michael A. Conway

Manager

March 21, 2002

1. PLEASE STATE YOUR NAME AND ADDRESS FOR THE RECORD.

My name is Michael A. Conway. My business address is 100 S. Ashley Drive, Suite 870, Tampa, Florida 33602.

2. BY WHOM ARE YOU EMPLOYED AND WHAT IS YOUR TITLE?

I am employed by ACCXX COMMUNICATIONS, LLC. My title is Manager.

3. WHAT ARE YOUR JOB RESPONSIBILITIES?

My responsibilities are to generally oversee the operations of the company and the regulatory compliance for the company.

4. WHAT IS THE PURPOSE OF YOUR TESTIMONY?

The purpose of my testimony is to describe the services ACCXX COMMUNICATIONS, LLC proposes to provide in the state of Washington in order to provide factual support for the company's Petition for Classification as a Competitive Telecommunications Company. The following testimony will demonstrate that ACCXX COMMUNICATIONS, LLC services are subject to effective competition, and, therefore, the Petition for Competitive Status should be granted.

5. PLEASE DEFINE THE RELEVANT MARKET WITHIN WHICH ACCXX COMMUNICATIONS, LLC SERVICES ARE OFFERED?

ACCXX COMMUNICATIONS, LLC's relevant market consists of the services described in Exhibit A of the Registration Application, which ACCXX COMMUNICATIONS, LLC plans to offer in the state of Washington.

6. DO OTHER CARRIERS PROVIDE THESE SERVICES IN THESE AREAS?

Yes. U S WEST, GTE, AT&T, MCI WorldCom, and Sprint, and numerous other carriers provide comparable, functionally equivalent services to these customer segments in the State of Washington.

7. WHAT IS THE GEOGRAPHICAL DELINEATION OF THE RELEVANT MARKET?

Service may be provided to customers throughout the state of Washington.

8. WHAT IS YOUR BEST ESTIMATE OF ACCXX COMMUNICATIONS, LLC'S SHARE OF THE RELEVANT MARKET AND HOW IS THAT EXPECTED TO CHANGE?

ACCXX COMMUNICATIONS, LLC currently has no customers in Washington. ACCXX COMMUNICATIONS, LLC does not expect to grow past a modest market share in the state of Washington.

9. PLEASE DESCRIBE THE EASE OF ENTRY INTO THE RELEVANT MARKET BY COMPETITORS.

Entry into the long distance business by competitors is accomplished with relative ease. Non-facility-based long distance services are now being offered by many carriers. As a result, competitors are able to enter the market with minimal capital investment. The current regulatory environment is also favorable to market entry. Few obstacles exist that would impede new companies from selling long distance services at competitive rates.

10. DOES ACCXX COMMUNICATIONS, LLC PROVIDE ANY OF ITS SERVICES TO A CAPTIVE CUSTOMER BASE?

No. ACCXX COMMUNICATIONS, LLC's customers may use another carrier's service at any time either by presubscribing to an alternative carrier or dialing the access code of an alternative carrier.

11. DO ALL OF ACCXX COMMUNICATIONS, LLC'S SERVICES IN WASHINGTON FACE COMPETITION FROM FUNCTIONALLY EQUIVALENT OR SUBSTITUTE SERVICES?

Yes, they do. ACCXX COMMUNICATIONS, LLC competes directly with numerous other companies which market similar services. These include both national carriers such as AT&T, MCI WorldCom, and US Sprint as well as numerous regional carriers. These carriers offer services that are direct substitutes for ACCXX COMMUNICATIONS, LLC's service.

12. HOW MANY CUSTOMERS DOES ACCXX COMMUNICATIONS, LLC SERVE IN WASHINGTON?

None, ACCXX COMMUNICATIONS, LLC does not provided service in Washington.

13. HOW LONG HAS ACCXX COMMUNICATIONS, LLC BEEN IN BUSINESS?

ACCXX COMMUNICATIONS, LLC was organized in the State of Delaware on March 1, 2001.

14. WHAT IS THE BASIS FOR THE REGULATORY WAIVERS THAT ACCXX COMMUNICATIONS, LLC HAS REQUESTED IN CONJUNCTION WITH ITS PETITION FOR CLASSIFICATION AS A COMPETITIVE TELECOMMUNICATIONS COMPANY?

The waivers are warranted due to the extent of competition in the Washington long distance market. The regulations we have requested to be waived are intended to protect ratepayers from utility actions which result in improper rate increases or other unfair treatment of customers. Since ACCXX COMMUNICATIONS, LLC provides its services subject to effective competition, with no captive customer base, it must adopt rates and service practices that are fair and reasonable. Should ACCXX COMMUNICATIONS, LLC charge excessive rates or engage in unfair treatment of its customers, those customers would simply choose another carrier. The waiver of the accounting and other financial requirements are also warranted by the competitive market. If a company's financial practices undermine its provision of services, the customer can go elsewhere for similar services.

In short, none of the regulations which ACCXX COMMUNICATIONS, LLC has requested to be waived provide the customer with any protection which is not already provided by the competitive marketplace. The net result of these regulations on a competitive company is increased administrative costs which must ultimately be borne by the ratepaying consumer. It is the company's hope that the Commission recognizes that competition negates the need for many of its regulations and that it will grant the waivers requested by ACCXX COMMUNICATIONS, LLC.

15. HOW WILL ACCXX COMMUNICATIONS, LLC PROVIDE NOTICE OF PRICE LIST CHANGES TO CUSTOMERS AND THE COMMISSION?

ACCXX COMMUNICATIONS, LLC will give the Commission and its customers at least ten (10) days notice of any price changes by filing a price list revision. ACCXX COMMUNICATIONS, LLC will amend its price list in compliance with Commission rules.

16. DOES THIS CONCLUDE YOUR TESTIMONY?

Yes, it does.

PART D - PRICE LIST

ACCXX COMMUNICATIONS, LLC

PRICE LIST #1

Page No. 1

ACCXX COMMUNICATIONS, LLC

100 S. Ashley Drive, Suite 870

Tampa, Florida 33602

(813) 864-8081 (Phone)

(800) 245-7353 (Customer Service)

Describing All Services Offered; and All Prices, Charges, Terms and Conditions
Pertaining Thereto

The Definitions (Section 1) and Rules and Regulations (Section 3) are identical to the
Definitions and Rules and Regulations provided by the Commission except as follows:

Section 11, Limitation of Liability

Date Issued: March 26, 2002
Issued by: ACCXX COMMUNICATIONS, LLC
By: Michael A. Conway

Effective Date: April 25, 2002
Title: Manager

ACCXX COMMUNICATIONS, LLC

PRICE LIST #1

Page No. 2

EXPLANATION OF SYMBOLS

- (C) - To signify changed conditions or regulation.
- (D) - To signify discontinued rate, regulation or condition.
- (I) - To signify increase.
- (K) - To signify that material has been transferred to another sheet or place in the price list.
- (M) - To signify that material has been transferred from another sheet or place in the price list.
- (N) - To signify new rate, regulation, condition or sheet.
- (O) - To signify no change.*
- (R) - To signify reduction.
- (T) - To signify a change in text for clarification

*The use of symbol "O" shall be discretionary unless its use in the interest of clarity is evident or specifically requested by the commission.

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ACCXX COMMUNICATIONS, LLC

PRICE LIST #1

Page No. 3

SECTION 1 - DEFINITIONS

Authorized User: An end user authorized by the customer to use the service.

Collect Call: A billing arrangement where a call is billed to the called station.

Commission: Washington Utilities and Transportation Commission.

Customer: The person, firm, corporation or other entity which orders or uses service and, has agreed by signature or otherwise to honor the terms of the service herein, and is responsible for the payment of rates and charges for service to call customer locations and for compliance with price list regulations.

Measured Service: The provision of intrastate long distance measured time communications telephone service to customers who access the carrier's service at its switching and call processing equipment by means of access facilities obtained from a local exchange common carrier. Carrier is responsible for arranging for the access lines.

Operator Station: A call that is completed with the assistance of an operator and billed to the calling party.

Person-to-Person: A call for which the person originating the call specifies to the operator a particular person, department or extension is to be reached. Person-to-Person charges only apply when the call is completed to the requested party or when the calling party agreed to talk to another person.

Third Party Billing: Service option that allows a call to be billed to an account different from that of the calling or called party.

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ACCXX COMMUNICATIONS, LLC

PRICE LIST #1

Page No. 4

SECTION 2 - SERVICES, LOCATION, PRICES AND CHARGES

1. DESCRIPTION OF SERVICE

- a. **1+ Dialing.** The customer utilizes "1+" dialing, or "101XXXX" dialing followed by "1 + ten digits" for interLATA calls, or dials "101XXXX" followed by "1 + 7 digits" or "1 + 10 digits" for intraLATA calls.

Travel Cards. The Customer utilizes an 11 digit "toll-free" access number established by the Company to access a terminal. Upon receiving a voice prompt, the Customer uses push button dialing to enter an identification code assigned by the Company, and the ten digit number of the called party.

800/888 Service (Toll free). This service is inbound calling only where an 800, 888 or other toll-free prefix number rings into a Customer's premise routed to a specific telephone number or terminated over a dedicated facility.

Reserved for Future Use.

Date Issued: March 26, 2002
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ACCXX COMMUNICATIONS, LLC

PRICE LIST #1

Page No. 5

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By: Michael A. Conway

Effective Date: April 25, 2002
Title: Manager

ACCXX COMMUNICATIONS, LLC

PRICE LIST #1

Page No. 6

Directory Assistance. Access to long distance directory assistance is obtained by dialing 1 + 555-1212 for listings within the originating area code and 1 + (area code) + 555-1212 for other listings. When more than one number is requested in a single call, a charge will apply for each number requested. A charge will be applicable for each number requested, whether or not the number is listed or published.

Date Issued: March 26, 2002
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ACCXX COMMUNICATIONS, LLC

PRICE LIST #1

Page No. 7

- b. Timing of calls begins when the called station is answered, as determined by standard industry methods generally in use for ascertaining answer, including hardware answer supervision in which the local telephone company sends a signal to the switch or the software utilizing audio tone detection. The company does not bill for incomplete calls.

2. LOCATION OF SERVICE

- a. Statewide

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ACCXX COMMUNICATIONS, LLC

PRICE LIST #1

Page No. 8

3. PRICES AND CHARGES

1+ Dialing

\$0.15 per minute

A \$4.95 per month service charge applies.
Billed in one minute increments.

Travel Cards

\$.199 per minute

A \$.25 per call service charge applies.
Billed in one minute increments.

Toll Free

\$0.15 per minute

A \$10 per month per number service charge applies.
Billed in one minute increments.

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ACCXX COMMUNICATIONS, LLC

PRICE LIST #1

Page No. 9

Reserved for Future Use

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ACCXX COMMUNICATIONS, LLC

PRICE LIST #1

Page No. 10

Directory Assistance

\$.95 per call

Payphone Dial Around Surcharge

A dial around surcharge of \$.50 per call will be added to any completed INTRASTATE toll access code and subscriber toll-free 800/888 type calls placed from a public or semi-public payphone.

Universal Service Fund Assessment

The Customer will be assessed a monthly Universal Service Fund Contribution charge on all telecommunications services, which in no event shall be less than the prevailing contribution percentage rate charged the Company on intrastate traffic by the Universal Service Administrative Company (or any successor) or any state agency or its administrator.

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ACCXX COMMUNICATIONS, LLC

PRICE LIST #1

Page No. 11

SECTION 3 - RULES AND REGULATIONS

1. **ADOPTION OF RULES OR REGULATORY AUTHORITIES**
 - a. The rules regulating Competitive Classified Companies presubscribed by the Commission are adopted and by this reference are made a part of this price list unless otherwise waived by order of the Commission.

2. **INTERCONNECTION**
 - a. Interconnection with the facilities or service of other carriers shall be under the applicable terms and conditions of the other carrier's tariffs. The customer is responsible for taking all necessary for taking all necessary legal steps for interconnecting customer-provided terminal equipment or communications systems with carrier's facilities. The customer shall secure all licenses, permits, right-of-way, and other arrangements necessary for such interconnection. Any special interface equipment of facilities necessary to achieve compatibility between the facilities of the carrier and other participating carriers shall be provided at the customer's expense.

3. **APPLICATION FOR SERVICE**
 - a. Application for service may be made verbally or in writing. The name(s) of the customer(s) desiring to use the service must be set forth in the application for service.

4. **DEPOSITS AND ADVANCE PAYMENTS**
 - a. Deposits and advance payments are not required.

5. **PAYMENT AND BILLING**
 - a. Service is provided and billed on a monthly basis in arrears.

 - b. Initial billing for set-up and installation charges or monthly service fees will not commence for any new customer until the customer has actually been placed in service.

 - c. Billing will be payable upon receipt and past due 15 days after issuance.

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ACCXX COMMUNICATIONS, LLC

PRICE LIST #1

Page No. 12

6. CANCELLATION BY CUSTOMER

- a. Cancellation of service by the customer can be made either verbally or in writing and is applied pursuant to WAC 480-120-081 (1) as follows:
- i. Where an application for service is canceled by the customer prior to the start of any design work or installation of facilities, no charge applies.
 - ii. When an application which requires special design work is canceled after the design work has begun, the company may collect charges equal to the cost incurred for the associated design work to date.
 - iii. if cancellation is requested after completion of an installation, it will be treated as a discontinuance of service. Any minimum contract requirements of prescribed service will be applicable.

7. DISCONNECTION OF SERVICE BY CARRIER

- a. The carrier may discontinue for any of the following reasons:
- i. Nonpayment of bills;
 - ii. Tampering with the company's property;
 - iii. Vacation of the premises by subscriber;
 - iv. Violation of rules, service agreements, or filed price list;
 - v. Use of subscriber equipment which adversely affects the company's service to its other subscribers;
 - vi. Fraudulent obtaining or use of service; or,
 - vii. Unlawful use of service or use of service for unlawful purposes.

Date Issued: March 26, 2002
Issued by: ACCXX COMMUNICATIONS, LLC
By: Michael A. Conway

Effective Date: April 25, 2002
Title: Manager

ACCXX COMMUNICATIONS, LLC

PRICE LIST #1

Page No. 13

- b. Except in case of danger to life or property, fraudulent use, impairment of service, or violation of law, the carrier will, prior to disconnection, mail written notice of the pending disconnection to the subscriber. The company will not disconnect service prior to the eighth business day following mailing of the notice. In the alternative, the company may provide delivered notice and disconnect not prior to 5:00 p.m. of the next business day, in accordance with WAC 480-120-081(5).
- c. Before service is disconnected, the company will make a good faith effort, by two attempts during reasonable hours, to reach the subscriber by telephone to advise the subscriber of the pending disconnection and the reasons therefore. The company will maintain a log or record of the attempts, showing the telephone number called and the time of call. In the alternative, the company may provide personal notice in accordance with WAC-120-081 (5). Telephone or personal contact need not be attempted when the company has attempted such contact in any two billing periods during a consecutive twelve-month period and the company has notified the subscriber in writing that telephone or personal contact will not be attempted in the future before disconnected service.
- d. All notices of delinquency or pending disconnection will include details pertinent to the situation and describe how the subscriber can make contact with the company to resolve any differences. All notices must accurately state amounts owing for service(s) which are subject to disconnection. A new notice will be required in cases where information is incorrect.
- e. Except in case of danger to life or property, no disconnection shall be made on Saturdays, Sundays, legal holidays, or on any other day which the company cannot reestablish service on the same or following day.
- f. When the company has reason to believe service is to other than the subscriber of record, the company shall undertake reasonable efforts to inform occupants of the service address of the impending disconnection. In this case, at the request of the service users, a minimum period of five business days will be allowed to permit the service users to arrange for continued service.

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PRICE LIST #1

Page No. 14

- g. Where service is provided to a hospital, medical clinic with resident patients, or nursing home, notice of pending disconnection shall be provided to the secretary, Washington State Department of Social and Health Services, as well as to the subscriber. Upon request from the secretary or his designee, a delay in disconnection of no less than five business days from the date of notice will be allowed so that the department may take whatever steps are necessary in its view to protect the interests of the resident patients.
 - h. The company may not immediately disconnect service if the customer has met the requirements of WAC 480-120-081(3) regarding a medical emergency.
 - i. Service will not be totally disconnected while a subscriber is pursuing any remedy or appeal provided for by Commission rules, provided any amounts not in dispute are paid when due.
 - j. Service will be restored when the causes of discontinuance have been removed and when payment or satisfactory arrangements for payment of all proper charges due from the customer has been made as provided for in the price list of the carrier.
8. INTERRUPTION OF SERVICE
- a. The company will follow the Commission's rules (WAC 480-120-520) in the case of major outage and/or service interruption.
 - b. It is the obligation of the customer to notify the carrier of any interruptions in service. Before giving such notice, the customer shall ascertain that the trouble is not being caused by any action or omission of the customer, not within the customer's control, or is not in writing or equipment connected to the terminal of the carrier.
 - c. All reported interruptions of service will be restored within two working days, excluding Sundays and holidays, except those caused by emergency situations, unavoidable catastrophes and force majeure.

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PRICE LIST #1

Page No. 15

9. RESTORATION OF SERVICE

- a. The use and restoration of service in emergencies shall be in accordance with Part 64, Subpart D of the Federal Communications Commission's Rules and Regulations, which specifies the priority system for such activities and in compliance with WAC 480-120-520.

10. TAX ADJUSTMENT

- a. The Company concurs in the Municipal Utility Occupation tax schedules of each Local Exchange Company tariff in the state of Washington to the extent those local taxes are both current and applicable to the services the Company provides. This amount will be separately stated on each bill to the customer.

11. LIMITATION OF LIABILITY

- a. The Company's liability for damages arising out of mistakes, omissions, interruptions, delays, errors, or defects in transmission occurring in the course of furnishing service or other facilities and not caused by the negligence of the Customer, commences upon activation of service and in no event shall exceed an amount equal to the proportionate charge to the Customer for the period of service during which mistakes, omissions, interruptions, delays, errors, or defects in transmission occur. For purposes of computing such amount, a month is considered to have 30 days.
- b. The Company is not liable for any act or omission of any other company or companies furnishing a portion of the service except its Underlying Carrier.
- c. The Company shall be indemnified and held harmless by the Customer against all other claims arising out of any act or omission of the Customer in connection with any service provided by the Company.
- d. No agents or employees of other carriers shall be deemed to be agents or employees of the Company.

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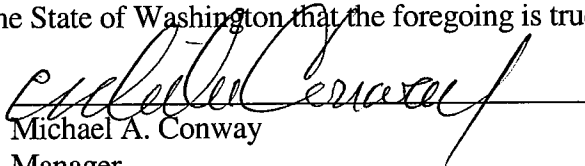
PART E - DECLARATION OF APPLICANT

DECLARATION OF APPLICANT

The Applicant, ACCXX COMMUNICATIONS, LLC, to the best of its knowledge, is in compliance, in all material respects, with all federal, state and local telecommunications technical and business regulations. I further understand that all of the information contained herein is true and correct and failure to provide correct information is a violation of Title 80 RCW and could result in revocation of registration as a telecommunications company.

The undersigned applicant requests that the Washington Utilities and Transportation Commission enter an order authorizing registration as a telecommunications company to provide service to the public in the State of Washington, approving the petition for classification as a competitive telecommunications company and approving the proposed Price List.

I declare under the penalty of perjury of the laws of the State of Washington that the foregoing is true and correct.


Michael A. Conway
Manager

Date Signed: 3-4-2007

City & State: Tampa & Florida