

Lance J.M. Steinhart, P.C.  
Attorney At Law  
6455 East Johns Crossing  
Suite 285  
Duluth, Georgia 30097

ORIGINAL

Also Admitted in New York  
and Maryland

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

January 12, 2001

**VIA OVERNIGHT DELIVERY**

Secretary Bureau  
Commonwealth of Pennsylvania  
Public Utility Commission  
Commonwealth Avenue & North  
Room B-20, North Office Bldg  
Harrisburg, Pennsylvania 17105  
(717) 787-4222

DOCUMENT  
FOLDER

RECEIVED

JAN 12 2001  
A PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

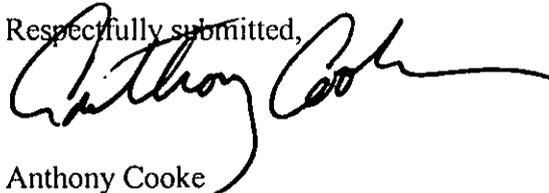
Re: MVX.COM Communications, Inc. - Docket No. A-310872

Dear Sir/Madam:

Pursuant to Commission Staff request and Commission Order in Docket No. A-310872, enclosed please find for filing an original and seven (7) copies of replacement tariff pages 2, 3, 71, 72, 73, 74, 111, 112 and 113 of MVX.COM Communications, Inc.'s Compliance Local Exchange Tariff. The replacement pages incorporate the revised language for Lifeline Service and Link Up America Service.

I have also enclosed an extra copy of this 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 additional information, please do not hesitate to call me. Thank you.

Respectfully submitted,



Anthony Cooke  
Director of Government Affairs for  
Lance J.M. Steinhart  
Attorney for MVX.COM Communications, Inc.

Enclosures

cc: Dick van Aggelen

**DOCKETED**

JAN 24 2001

**ORIGINAL**

TABLE OF CONTENTS

Description

TABLE OF CONTENTS .....	1
CHANGE SHEET.....	2
EXPLANATION OF SYMBOLS .....	4
APPLICATION OF TARIFF .....	5
1.0 - DEFINITIONS .....	6
2.0 - RULES AND REGULATIONS.....	10
3.0 - SERVICE AREAS.....	42
4.0 - SERVICE CHARGES .....	44
5.0 - NETWORK SERVICE DESCRIPTIONS .....	45
6.0 - PENNSYLVANIA TELECOMMUNICATIONS RELAY SERVICE.....	55
7.0 - LOCAL SERVICE PRICES LIST .....	56
8.0 - DIRECTORY ASSISTANCE SERVICES .....	70
9.0 - LIFELINE SERVICE.....	71
10.0 - EXCHANGE AREAS.....	75
11.0 - MISCELLANEOUS SERVICES .....	104
12.0 - TELEPHONE MESSAGE SERVICES .....	107
13.0 - RESERVED FOR FUTURE USE.....	110
14.0 - LINK UP AMERICA SERVICE.....	111
15.0 - SPECIAL PROMOTIONS / CONTRACTS & ICB.....	113

DOCUMENT  
FOLDER

Issued: December 6, 2000  
Issued by:

Dick van Aggelen, Regulatory Manager  
MVX.COM Communications, Inc.  
101 Rowland Way, Suite 300  
Novato, CA 94945

Effective: February 6, 2001

**CHANGE SHEET**

List of Changes made by this Supplement

<u>Page</u> <u>Number</u>	<u>Revision</u>								
1	Original	26	Original	51	Original	76	Original	101	Original
2	Original	27	Original	52	Original	77	Original	102	Original
3	Original	28	Original	53	Original	78	Original	103	Original
4	Original	29	Original	54	Original	79	Original	104	Original
5	Original	30	Original	55	Original	80	Original	105	Original
6	Original	31	Original	56	Original	81	Original	106	Original
7	Original	32	Original	57	Original	82	Original	107	Original
8	Original	33	Original	58	Original	83	Original	108	Original
9	Original	34	Original	59	Original	84	Original	109	Original
10	Original	35	Original	60	Original	85	Original	110	Original
11	Original	36	Original	61	Original	86	Original	111	Original
12	Original	37	Original	62	Original	87	Original	112	Original
13	Original	38	Original	63	Original	88	Original	113	Original
14	Original	39	Original	64	Original	89	Original		
15	Original	40	Original	65	Original	90	Original		
16	Original	41	Original	66	Original	91	Original		
17	Original	42	Original	67	Original	92	Original		
18	Original	43	Original	68	Original	93	Original		
19	Original	44	Original	69	Original	94	Original		
20	Original	45	Original	70	Original	95	Original		
21	Original	46	Original	71	Original	96	Original		
22	Original	47	Original	72	Original	97	Original		
23	Original	48	Original	73	Original	98	Original		
24	Original	49	Original	74	Original	99	Original		
25	Original	50	Original	75	Original	100	Original		

RECEIVED

JAN 12 2001

A PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Issued: December 6, 2000  
Issued by:

Dick van Aggelen, Regulatory Manager  
MVX.COM Communications, Inc.  
101 Rowland Way, Suite 300  
Novato, CA 94945

Effective: February 6, 2001

## SECTION 9.0 - LIFELINE SERVICE

### 9.1 Lifeline Service

#### 9.1.1 Description:

Lifeline Service is a Residence offering for low-income customers who qualify for this service in accordance with the following Regulations. Customers who qualify for Lifeline Service may also qualify for Link Up America Service.

#### 9.1.2 Regulations:

Lifeline Service is available to qualified residence customers and is provided via a residence individual Dial Tone Line. Lifeline Service is limited to only one Service per qualified customer or household. A potential Lifeline customer who has an outstanding final bill for telephone service which is less than (4) years old must pay the entire balance for any Basic Service final bill before being eligible for Lifeline Service.

Residence Lifeline Service consists of the following tariffed standard features and optional customer elected services at the applicable rates, charges and regulations for each feature and service provided:

- (a) One-Party Residence Unlimited Service and Local Measured Service, if available.
- (b) Directory Listing (standard only).
- (c) Non-Published or Non-Listed Telephone Number Service.
- (d) Access to Directory Assistance Service.
- (e) Touch-Tone Calling Service.
- (f) Access to Message Toll Telephone Service and Optional Dial Station-To-Station Calling Plan Services. However, the Residence Lifeline Dial Tone Line will be blocked from dial station access to 976/556/900 and any other type of Audiotex Service.
- (g) Access to Operator Services.
- (h) Voluntary Toll Restriction Option.
- (i) Line Up America (if eligible).
- (j) Access to 800/888 Services.
- (k) Access to Call Trace.
- (l) Access to Alerting and Reporting Systems (9-1-1 dialing).
- (m) Access to Pennsylvania Telecommunications Relay Service.
- (n) Caller ID Per-call and Per-line Blocking.
- (o) One optional vertical service (1)

(1) When a Lifeline customer subscribes to the Company's or a private vendor's voice mail service as the optional vertical service, a second vertical service may be added if necessary to make the voice mail service function.

Issued: December 6, 2000  
Issued by:

Dick van Aggelen, Regulatory Manager  
MVX.COM Communications, Inc.  
101 Rowland Way, Suite 300  
Novato, CA 94945

Effective: February 6, 2001

## SECTION 9.0 – LIFELINE SERVICE

### 9.1 Lifeline Service (Cont'd)

#### 9.1.2 Regulations (Cont'd)

An applicant for Lifeline Service must be a current participant in one of the following Pennsylvania Department of Public Welfare (DPW) programs, federal public housing, and be able to provide proof of income which is at or below 150% of the annual United States Census Bureau Poverty Level Guidelines For All States (Except Alaska and Hawaii) and the District of Columbia. Recertification of Lifeline Service participants will be conducted biennially by the Company.

#### Pennsylvania Department of Public Welfare Lifeline Service Programs

- Temporary Assistance for Needy Families (TANF)
- General Assistance (GA)
- Supplemental Security Income (SSI)
- Medicaid
- Food Stamps
- Low Income Home Energy Assistance Program (LIHEAP)

The DPW Programs listed above must be certified by DPW. Such certification by DPW will be provided only when a DPW client requests Lifeline Service based on the client's status as a participant in any of the above eligibility programs. Certification by DPW will be limited to confirmation of the client's program status (i.e., participation or non-participation). Participation by DPW is subject to execution of an agreement with DPW and the Company.

Lifeline Service will be provided to a customer only so long as such customer continues to meet the participation and certification guidelines listed above. At the time of initial establishment of Lifeline Service, the customer agrees to have his or her eligibility recertified as determined by the Company. When the Company is notified by the customer or determines through recertification that the Lifeline Service customer is no longer a participant in the DPW programs in listed above or otherwise low-income eligible, the customer will be notified (by telephone or letter) that the Lifeline Service rate is no longer applicable. Within the stated customer notification period (10 working days from the date of the notification), the customer can contact the Company to negotiate new Dial Tone Service arrangements at applicable tariff rates (no connection charges will apply for existing services or options retained). If the customer does not contact the Company by the end of the notification period, the Lifeline Service will be changed to applicable Exchange Area Dial Tone Line service at existing tariff rates (no connection charges will apply to existing services or options retained). Upon contacting the Company, the customer will have ten (10) working days to complete the low-income certification or recertification process in order to retain Lifeline Service.

**SECTION 9.0 - LIFELINE SERVICE**

**9.1 Lifeline Service (Cont'd)**

**9.1.2 Regulations (Cont'd)**

A Lifeline Service customer may not subscribe to any other type of residence Local Exchange Service at the same or other premises. Lifeline Service will not be provided via Foreign Exchange or Foreign Central Office Service arrangements.

Only services listed above will be provided to Lifeline customers. All other premium services offered by the Company will not be available.

Lifeline Service customers are required to apply for the Link Up America benefit when applicable.

Customer requested temporary suspension of Lifeline Service is not permitted.

Lifeline Service does not apply to applicants who are full time students living in university or college controlled housing.

The applicant must not be a dependent for Federal Income Tax purposes, unless he or she is 60 years of age or older.

Lifeline customers are subject to all Residence service regulations in this and other tariffs of the Company.

Residence Lifeline Service cannot be resold by the Lifeline customer or the Lifeline customer's agent(s).

Resale of Lifeline Services are subject to wholesale rate obligations under Section 251<sup>(c)</sup>(4) of the Telecommunications Act of 1996.

All outstanding charges, account balances and service restrictions apply to existing customers who qualify for Lifeline Service. Service restrictions will remain until the arrearage(s) have been paid in full.

Any Lifeline customer who has a past due balance of Toll Charges will be treated with the appropriate Chapter 64 regulations. The Residence Toll Restoral Charge applies to Lifeline Customers who are suspended for non-payment and who subsequently pay their outstanding toll charges and request toll restoral. If a Lifeline customer is toll restricted for a second occurrence the Company may, at its discretion, place the Lifeline customer on permanent toll restriction.

Toll-Blocking and Toll-Control services will be provided at no charge to Lifeline Service subscribers, to the extent that they are offered.

**SECTION 9.0 - LIFELINE SERVICE**

**9.1 Lifeline Service (Cont'd)**

**9.1.3 Lifeline Service Dial Tone Line Monthly Rate**

Applicable Residence Dial Tone monthly rate minus \$1.75 (1).

Lifeline Service customers will pay the applicable Subscriber Line Charge monthly rate minus \$3.50 (1)(2).

Lifeline Service is subject to all applicable state, local and federal taxes, and surcharges, and to all applicable tariff rates, charges, surcharges and regulations.

**NOTE:**

- (1) The Dial Tone Line and Subscriber Line Charge monthly rate discounts will be reduced to the extent that application of the full discount would not result in rates that are less than zero.
- (2) \$4.35 for Interstate Pricecap Companies per FCC CALLS Order (FCC 00-193, May 31, 2000)

Issued: December 6, 2000  
Issued by:

Dick van Aggelen, Regulatory Manager  
MVX.COM Communications, Inc.  
101 Rowland Way, Suite 300  
Novato, CA 94945

Effective: February 6, 2001

**SECTION 14.0 - LINK UP AMERICA SERVICE**

**14.1 Link Up America Service**

**14.1.1 Description:**

Link Up America Service is a program designed to promote universal service by providing a discount on service connection charges for qualified low-income customers. Customers who qualify for Link Up America Service may also qualify for Lifeline Service.

**14.1.2 Regulations:**

Link Up America is available to residence customers who meet the following eligibility criteria:

- a) the applicant must not be a dependent for federal income tax purposes, unless he or she is 60 years of age or older.
- b) An applicant for Link Up America Service must be a current participant in one of the following Pennsylvania Department of Public Welfare (DPW) programs, federal public housing, and be able to provide proof of income which is at or below 150% of the annual United States Census Bureau Poverty Level Guidelines For All States (Except Alaska and Hawaii) and the District of Columbia. Recertification of Link Up America Service participants will be conducted biennially by Company.

**Pennsylvania Department of Public Welfare Link Up America Service Programs**

- Temporary Assistance for Needy Families (TANF)
- General Assistance (GA)
- Supplemental Security Income (SSI)
- Medicaid
- Food Stamps
- Low Income Home Energy Assistance Program (LIHEAP)

The DPW Programs listed above must be certified by DPW. Such certification by DPW will be provided only when a DPW client requests Link Up America Service based on the client's status as a participant in any of the above eligibility programs. Certification by DPW will be limited to confirmation of the client's program status (i.e., participation or non-participation). Participation by DPW is subject to execution of an agreement with DPW and Company.

- c) The Link Up America discount is applicable to one access line (dial tone line) when applied to the installation or relocation of main service at a customer's principal residence.

**SECTION 14.0 - LINK UP AMERICA SERVICE**

**14.1.2 Regulations (cont'd)**

- d) Link Up America applicants are not exempt from Company deposit requirements.
- e) Service will not be established at discounted rates prior to receipt of certification. Service will be established at full service connection charges. If certification is received within 60 days of original application, credit will be applied to provide the Link Up America discount.
- f) The Link Up America discount does not apply to applicants who are full time students living in university or college controlled housing.

**14.1.3 Rates**

The Link Up America Program provides for a 50% discount on the Service Connection Charge associated with the connection of a new residence exchange access line (dial tone line) as specified in the Company's tariff. The total amount of the discount may not exceed \$30.00 and the remaining charges will be billed to the Link Up America customer in monthly installments as specified in the Company's tariff.

**SECTION 15.0 - PROMOTIONAL OFFERINGS / CONTRACTS & ICB**

**15.1 Special Promotions**

The Company may from time to time engage in special promotional trial service offerings of limited duration (not to exceed ninety days on a per Customer basis for non-optional, recurring charges) designed to attract new subscribers or to increase subscriber awareness of a particular tariff offering. Customers will be notified of promotions via bill inserts and advertising campaigns. Requests for promotional offerings will be presented to the Commission on ten (10) days notice for its review and will be included in the Carrier's tariff as an addendum to the Carrier's price lists.

**15.2 Contract Rates/ Individual Case Basis (ICB) Arrangements**

In lieu of the rates otherwise set forth in this tariff, rates and charges, including minimum usage, installation, special construction and recurring charges for Carrier's services may be established at negotiated rates on an individual case basis (ICB). ICB rates, terms and conditions will be set forth in individual Customer contracts. However, unless otherwise specified, the terms, conditions, obligations and regulation set forth in this tariff shall be incorporated into, and be part of, said contract, and shall be binding on Carrier and Customer. Specialized rates or charges will be made available to similarly situated customers on a non-discriminatory basis.

Issued: December 6, 2000  
Issued by:

Dick van Aggelen, Regulatory Manager  
MVX.COM Communications, Inc.  
101 Rowland Way, Suite 300  
Novato, CA 94945

Effective: February 6, 2001