2nd Revised Contents Replacing 1st Revised Contents

MEMBER SERVICES TARIFF

CONNECTION WITH CERTAIN CUSTOMER-PROVIDED EQUIPMENT AND FACILITIES

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Box 1304, Tahoka, TX 79373

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CONNECTION WITH CERTAIN CUSTOMER-PROVIDED EQUIPMENT AND FACILITIES

I. GENERAL

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A. Application of Tariff

This Section contains regulations, rates and charges, for the connection of certain customer-provided equipment and facilities to the Cooperative's telecommunications network.

In addition to the provisions of this tariff Section, the General Rules and Regulations of the Cooperative as set forth in this Member Services Tariff are also applicable to all services and facilities of the Cooperative furnished for connection with customer-provided equipment and facilities as specified in this Section.

B. Basis of Connection

- 1. Customer-provided terminal equipment, protective circuitry, and communications systems may be used with the facilities furnished by the Cooperative for telecommunications services as provided in the following paragraphs of this Section and Section 3 of the Member Services Tariff. In all such cases the customer-provided terminal equipment or communications systems will be so constructed, maintained and operated as to work satisfactorily with the facilities of the Cooperative.
- 2. Satisfactory performance of the telecommunications network requires continuing functional compatibility of the network control signals and the switching equipment involved. To assure such continuing compatibility, network control signaling in the furnishing of telecommunications service shall be performed by equipment furnished, installed and maintained by the Cooperative unless the customer-provided terminal equipment or protective circuitry meet the requirements of Part 68 of the FCC Rules and Regulations.
- 3. Customer-provided terminal equipment or communications systems that serve a location which the Cooperative considers impracticable to serve because of hazard or inaccessibility may be connected with telecommunications service only by means of connecting equipment furnished by the Cooperative unless the customer-provided terminal equipment, communications systems, protective circuitry, or premise wiring meets the requirements of Part 68 of the FCC Rules and Regulations as specified in this Section, Part II.

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CONNECTION WITH CERTAIN CUSTOMER-PROVIDED EQUIPMENT AND FACILITIES

GENERAL (Continued) I.

C. Responsibility of the Cooperative

The Cooperative shall not be responsible for the installation, operation or maintenance of any customer-provided terminal equipment, protective circuitry, or communications systems. Telecommunications service is not represented as adapted to the use of customer-provided terminal equipment or systems. Where such are connected to Cooperative facilities, the responsibility of the Cooperative shall be limited to the furnishing of facilities suitable for telecommunications service; subject to this responsibility the Cooperative shall not be responsible for (1) the through transmission of signals generated by the customer-provided equipment, protective circuitry, or systems (2) or for the quality of, or defects in, such transmission, or (3) the reception of signals by customer-provided equipment, protective circuitry or systems.

The Cooperative will not be responsible to the TM customer or otherwise, if changes, as reasonably required in the operation of its business and which are not inconsistent with Part 68 of the FCC Rules and Regulations, in the Cooperative's communications facilities, equipment, operations or procedures renders the customer-provided terminal equipment, protective circuitry, or communications system obsolete or require modification or alteration of such equipment. The Cooperative will give at least 90 days notice in writing if such changes can reasonably be expected to occur, allowing the customer an opportunity to maintain uninterrupted service.

D. Liability of the Cooperative

- The Cooperative will not be responsible for any N loss or damage, nor for any impairment or failure of the service, arising from or in connection with the use of facilities of customers and not caused solely by the negligence of the Cooperative.
- The Cooperative will not be liable for damages arising out of injuries to persons or property from voltages or currents transmitted over the facilities of the Cooperative caused by customer-provided terminal equipment or protective circuitry.

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CONNECTION WITH CERTAIN CUSTOMER-PROVIDED EQUIPMENT AND FACILITIES

I. GENERAL (Continued)

E. Notification to the Cooperative

The customer shall give proper notice of intention to the Cooperative before any connection of terminal equipment or protective circuitry is made, providing to the Cooperative the line to which such connection is to be made, the FCC Registration Number and Ringer Equivalence of the registered terminal equipment or registered protective circuitry so as to comply with the FCC Rules and Regulations in accordance with Part III, A, 5 of this Section. The customer shall give notice to the Cooperative upon final disconnection of such equipment or circuitry from the particular line(s).

F. Responsibility of the Customer

- I. The customer indemnifies and saves the Cooperative harmless against claims for infringement of patents arising from combining such equipment or systems with, or using it in connection with, facilities of the Cooperative; and against all other claims arising out of any act or omission of the customer in connection with facilities provided by the Cooperative. See Save Harmless Agreement Section 13, Exhibit A.
- 2. The customer must provide all the electrical power necessary for the operation of customer-provided communications systems equipment and associated lines to the point of interconnection.
- 3. The customer shall provide premises wiring that is installed in compliance with Part 68 of the FCC Rules and Regulations and the National Electric Code.

For installation of premise wiring other than residential one and twoline service, wiring must comply with regulations as provided under this Section, Part II, Installation of Premise Wiring, and Part 68 of the FCC Rules and Regulations.

4. Where telecommunications service is available under this tariff for use in connection with customer-provided terminal equipment, protective circuitry, or communications systems, the operating characteristics of such equipment or system shall be such as not to interfere with any of the services offered by the Cooperative. Such use is subject to the further provisions that the customer-provided equipment or system does not endanger the safety of Cooperative employees or the public; damage, require change in or alteration of, the equipment or other facilities of the Cooperative; interfere with the proper functioning of such equipment or facilities; impair the operation of the telecommunications system or otherwise injure the public in its use of the Cooperative's service.

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TAHOKA, TEXAS

MEMBER SERVICES TARIFF

CONNECTION WITH CERTAIN CUSTOMER-PROVIDED EQUIPMENT AND FACILITIES

I. GENERAL (Continued)

F. Responsibility of the Customer (Continued)

- 5. Upon suitable notification to the customer, the Cooperative may make such tests and inspections as may be necessary to determine that the above requirements are being fulfilled in connection with the installation, operation and maintenance of customer-owned facilities or equipment. The Cooperative may interrupt the connection if at any time such action should become necessary in order to protect any of its services because of departure from these requirements.
- 6. Upon notice from the Cooperative that the customer-provided terminal equipment or protective circuitry is causing or is likely to cause hazard or interference to the telephone network the customer shall make such changes as shall be necessary to remove or prevent such hazard or interference.

However, where proper notice is not practicable, the Cooperative may temporarily discontinue service immediately if such action is deemed reasonable under the circumstances. The customer will be notified of such temporary discontinuance and afforded an opportunity to correct the conditions causing the temporary discontinuance.

The customer shall be responsible for the payment of Cooperative charges, as specified below, for visits by the Cooperative to the customer's premises where a service difficulty or trouble report results from customer-provided facilities whether or not such equipment or systems are legally connected in accordance with the terms of this Section.

7. Customers providing their own equipment or facilities shall reimburse the Cooperative for damages to facilities or equipment of the Cooperative caused by the negligence or willful act of the customer or resulting from improper use of the Cooperative facilities, or due to malfunction of any facilities or equipment provided by other than the Cooperative.

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MEMBER SERVICES TARIFF

CONNECTION WITH CERTAIN CUSTOMER-PROVIDED EQUIPMENT AND FACILITIES

- I. GENERAL (Continued)
 - G. Charges for Customer-Provided Equipment (CPE)
- 1. The Cooperative may provide a device with line test capability when deemed necessary by the Cooperative to provide line test capability.
- 2. Jack termination equipment may be provided by the Cooperative to meet the requirements established under Part 68 of the FCC Rules and Regulations for use with customer-provided legally connected equipment that meets the requirements for connection to the Cooperative's facilities as specified in this Section of this Tariff for:
 - a. Individual line service (Residence & Business)
 - b. Or when automatic answering and recording devices, recorder couplers, alarm couplers, and other similar devices are connected to the Cooperative's facilities in lieu of a main or extension telephone.
 - 4. Restoration or Maintenance of Service Charge

Where a service difficulty or trouble report results from customer-owned facilities and/or wiring whether or not such equipment or systems are legally connected in accordance with the terms of this Section.

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CONNECTION WITH CERTAIN CUSTOMER-PROVIDED EQUIPMENT AND FACILITIES

I. GENERAL (Continued)

H. Violation of Regulations

When any customer-provided equipment, protective circuitry or communications system is used with telecommunications service in violation of any of the provisions in this tariff, the Cooperative will take such immediate action as necessary for the protection of its services, and will promptly notify the customer of the violation. The customer shall discontinue such use of the equipment or systems or correct the violation and shall confirm in writing to the Cooperative within 10 days, following the receipt of written notice from the Cooperative, that such use has ceased or that the violation has been corrected. Failure of the customer to discontinue such use or to correct the violation and to give the required written confirmation to the Cooperative within the time stated above shall result in termination of the customer's service until such time as the customer complies with the provisions of the tariff.

I. Lawfully Connected Equipment

- 1. Terminal equipment and/or protective circuitry lawfully connected directly to the Cooperative's exchange facilities in each exchange as of October 27, 1977, where compatible, may continue to be connected for the life of the equipment in the same or a compatible exchange without being registered, unless subsequently modified.
- 2. Entire PBX or Key telephone systems, including their equipment, premise wiring and protective apparatus (if any), directly connected to the Cooperative's exchange facilities in each exchange, on June 1, 1978, may remain lawfully connected to the telephone network for the life of the equipment without being registered, unless subsequently modified.
- 3. Installations of PBX or Key telephone systems including additions to existing systems, made before January 1, 1980, without being registered, may remain lawfully connected for life without being registered, unless subsequently modified provided that:
 - a. any premises wiring added conforms to the Part 68 Rules and Regulations,
 - b. any equipment added is of a type that was directly connected to the telephone network as of June 1, 1978.

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I. GENERAL (Continued)

I. Lawfully Connected Equipment (Continued)

- 4. Changes to PBX or Key telephone systems covered in Paragraph 2 and 3 above, may only be made by the manufacturer of the PBX or Key telephone system, or a representative authorized and trained by the manufacturer.
- 5. Terminal equipment and protective circuitry of a type lawfully connected directly to the Cooperative's exchange facilities in each exchange as of October 17, 1977, where compatible, was allowed to be connected thereafter in the same or compatible exchange until July 1, 1979, at which time all terminal equipment and protective circuitry, other than terminal equipment and protective circuitry covered in Paragraph I-1 above, must be registered in accordance with Part 68 of the FCC Rules and Regulations.
- 6. PBX or Key telephone systems of a type lawfully connected directly to the Cooperative's exchange facilities in each exchange as of October 17, 1977, where compatible, were allowed to be connected after June 1, 1978, in the same or compatible exchange until January 1, 1980. at which time all PBX or Key telephone systems covered in Paragraph I,2 and 3 above, must be registered in accordance with Part 68 of the FCC Rules and Regulations. All premises wiring must conform to rules specified in Part 68 of the FCC Rules and Regulations. Changes to PBX or Key telephone systems covered in this paragraph may only be made by the manufacturer of the PBX or Key telephone system, or a duly authorized agent of the manufacturer.
- 7. Terminal equipment, protective circuitry, and PBX or Key telephone systems, of a type not lawfully connected directly to the Cooperative's exchange facilities in each exchange on October 17, 1977, where compatible, may be directly connected after July 1, 1979, in the same or a compatible exchange only if the customer-provided terminal equipment, protective circuitry or PBX or Key telephone system has been registered in accordance with Part 68 of the FCC Rules and Regulations.
- 8. PBX or Key telephone systems of a type lawfully connected directly to the Cooperative's exchange facilities in each exchange as of October 17, 1977, or registered in accordance with Part 68 of the FCC Rules and Regulations, and are presently connected to the Cooperative's exchange facilities by protective apparatus, may remove such protective apparatus and connect directly if the following conditions are met:
 - a. Any premises wiring whose classification is changed thereby is qualified as if newly installed under Part 68 of the FCC Rules and Regulations.

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CONNECTION WITH CERTAIN CUSTOMER-PROVIDED EQUIPMENT AND FACILITIES

- I. GENERAL (Continued)
 - I. Lawfully Connected Equipment (Continued)
 - 8. (Continued)
 - b. All equipments in the system are of a type directly connected to the telephone network as of October 17, 1977, or are registered in accordance with Part 68 of the FCC Rules and Regulations.
- 9. Terminal equipment not registered nor grandfathered in accordance with Part 68 of the FCC Rules and Regulations may be connected to the network pursuant to the tariff provisions in effect prior to October 17, 1977, requiring customer-provided protective circuitry registered in accordance with Part 68 of the FCC Rules and Regulations.
- 10. Modifications to systems and installations involving unregistered equipment are covered as follows:
 - a. The use of other than fully-protected premise wiring is considered a modification under Part 68 of the FCC Rules and Regulations. As an exception to the general requirement that no modification is permitted to unregistered equipment whose use is permitted under Part 68, certain modifications are authorized herein.
 - b. Other than fully-protected premises wiring may be used if it is qualified in accordance with the procedures and requirements as specified in this Section, Part II. B. Since there is no registrant of unregistered equipment, the training and authority required by the above referenced paragraph will have to be received from the equipment's manufacturer.

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CONNECTION WITH CERTAIN CUSTOMER-PROVIDED EQUIPMENT AND FACILITIES

I. GENERAL (Continued)

I. Lawfully Connected Equipment (Continued)

10. (Continued)

c. Existing separate, identifiable and discrete protective apparatus may be removed, or replaced with apparatus of lesser protective function, provided that any premises wiring to which the telephone network is thereby exposed conforms to Paragraph b. above. Minor modifications to existing unregistered equipments are authorized to facilitate installation of premises wiring, so long as they are performed under the responsible supervision and control of a person who complies with the requirements specified in Part II, B, below. Since there is no registrant of unregistered equipment, the training and authority required by Part II, B, will have to be received from the manufacturer of the equipment so modified.

II. INSTALLATION OF PREMISES WIRING

Premises wiring connects separately-housed equipment entities or system components to one another, or connects an equipment entity or system component with the telephone network interface, located at the customer's premises and not within an equipment housing.

A. Fully Protected Premises Wiring

- 1. Fully protected premises wiring is premises wiring which is either:
 - a. No greater than 25 feet in length (measured linearly between the points where it leaves equipment or connector housings) and registered as a component of and supplied to the user with the registered terminal equipment or protective circuitry with which it is to be used. Such wiring shall either be pre-connected to the equipment or circuitry, or may be so connected by the user (or others) if it is demonstrated in the registration application that such connection by the untrained will not result in harm, using relatively fail-safe means.

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CONNECTION WITH CERTAIN CUSTOMER-PROVIDED EQUIPMENT AND FACILITIES

II. INSTALLATION OF PREMISES WIRING (Continued)

- A. Fully Protected Premises Wiring (Continued)
 - 1. Fully protected premises wiring is premises wiring which is either: (Continued)
 - b. A cord which complies with the previous paragraph and which is extended once by a connectorized FCC-registered extension cord which itself complies with the previous subsection. Extension cords may not be used as a substitute for wiring which for safety reasons should be affixed to or embedded in a building's structure.
 - c. Wiring located in an equipment room with restricted access provided that this wiring remains exposed for inspection and is not concealed or embedded in the building's structure, and that it conforms to Paragraph B below.
 - d. Electrically behind registered (or grandfathered) equipment, system components or protective circuitry which assure that electrical contact between the wiring and commercial power wiring or earth ground will not result in hazardous voltages or excessive longitudinal imbalance at the telephone network interface.
 - 2. Protected Premises Wiring Requiring Acceptance Testing for Imbalance:

Premises wiring which is electrically behind registered (or grand-fathered) equipment, system components or circuitry which assure that electrical contact between the wiring and commercial power wiring will not result in hazardous voltages at the telephone network interface.

3. Unprotected premises wiring is all premises wiring other than described above.

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CONNECTION WITH CERTAIN CUSTOMER-PROVIDED EQUIPMENT AND FACILITIES

II. INSTALLATION OF PREMISES WIRING (Continued)

B. Other Than Fully-Protected Premises Wiring

1. Types of Wiring Authorized:

- a. Between Equipment Entities-- Unprotected premises wiring, and protected premises wiring requiring acceptance testing for imbalance, may be used to connect separately-housed equipment entities to one another.
- b. Between an Equipment Entity and the Network Interface(s)-- Fully-protected premises wiring shall be used to connect equipment entities to the telephone network interface unless the Cooperative is unwilling or unable to locate the interface within twenty-five feet of the equipment entity on reasonable request. In any such case, other than fully-protected premises wiring may be used if otherwise in accordance with these rules.
- c. Hardware Protection as Part of the Cooperative's Facilities-- In any case where the Cooperative chooses to provide (and the customer chooses to accept, except as authorized in Part 68 of the FCC Rules and Regulations) hardware protection on the network side of the interface(s), the presence of such hardware protection will affect the classification of premises wiring under Part 68 of the FCC Rules and Regulations for the purposes of this Section.

2. Installation Personnel

Operations associated with the installation, connection, reconfiguration and removal (other than final removal of the entire premises communications system) of other than fully-protected premises wiring shall be performed under the supervision and control of a supervisor, as defined in Paragraph 3, below. The supervisor and installer may be the same person.

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CONNECTION WITH CERTAIN CUSTOMER-PROVIDED EQUIPMENT AND FACILITIES

II. INSTALLATION OF PREMISES WIRING (Continued)

B. Other Than Fully-Protected Premises Wiring (Continued)

3. Supervision

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Operations by installation personnel shall be performed under the responsible supervision and control of a person who:

- a. Has had at least six months of on-the-job experience in the installation of telephone terminal equipment or of wiring used with such equipment;
- b. Has been trained by the registrant of the equipment to which the wiring is to be connected in the proper performance of any operations by installation personnel which could affect that equipment's continued compliance with Part 68 of the FCC Rules and Regulations;
- c. Has received written authority from the registrant to assure that the operations by installation personnel will be performed in such a manner as to comply with these rules;
- d. Or, in lieu of paragraphs a. through c. of this Section, is a licensed professional engineer in the jurisdiction in which the installation is performed.

4. Affidavit

The supervisor responsible for customer-provided equipment shall prepare and furnish the Cooperative a notarized affidavit ten days in advance of the installation of the premise wiring. This affidavit will contain:

- a. Supervisor's qualifications
- b. Supervisor's agency authority
- c. Dates the wiring installation will take place
- d. The affiliation of the installation personnel
- e. National and local codes to which installation conforms

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CONNECTION WITH CERTAIN CUSTOMER-PROVIDED EQUIPMENT AND FACILITIES

II. INSTALLATION OF PREMISES WIRING (Continued)

- B. Other Than Fully-Protected Premises Wiring (Continued)
 - 4. Affidavit (Continued)
 - f. Manufacturer and a brief description of the wire that will be used
 - g. Conformance with the wire to recognized standard
 - h. The dates when acceptance testing for imbalance will take place

Such affidavit is also to be kept with the customer-provided equipment at all times.

5. Workmanship and Material Requirements

Wiring shall be installed so as to assure that there is adequate insulation of telephone wiring from commercial power wiring and grounded surfaces. Wiring is required to be sheathed in an insulation jacket in addition to the insulation enclosing individual conductors unless located in an-equipment enclosure or in an equipment room with restricted access; it shall be assured that this physical and electrical protection is not damaged or abraded during placement of the wiring. Any intentional removal of wiring insulation or a sheath for connections or splices shall be accomplished by removing the minimum amount of insulation necessary to make the connection or splice, and insulation equivalent to that provided by the wire and its sheath shall be suitably restored, either by placement of the splices or connections in an appropriate enclosure, or equipment rooms with restricted access, or by using adequately-insulated connectors or splicing means.

6. Specifications as to types of wiring, building and electrical codes, limitations on electrical signals, acceptance testing for imbalance, extraordinary procedures, etc., are to be complied with as specified in Part 68 of the FCC Rules and Regulations.

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SECTION 13

Tahoka, Texas

2nd Revised Page 14

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MEMBER SERVICES TARIFF

CONNECTION WITH CERTAIN CUSTOMER-PROVIDED EQUIPMENT AND FACILITIES

III. CUSTOMER-PROVIDED TERMINAL EQUIPMENT

A. Connection of FCC Registered Equipment

FCC registered terminal equipment, protective circuitry, data equipment or communications systems, excluding pay telephones, $_{\rm T}$ may be directly connected to the Cooperative's exchange facilities in accordance with 1. through 8. following.

- 1. Customer-provided terminal equipment, protective circuitry, data equipment or communications systems, directly connected to exchange facilities must be registered in accordance with part 68 of the FCC Rules and Regulations:
- 2. Customer-provided terminal equipment, protective circuitry, data equipment, or communications systems may not be directly connected to party line service.
- 3. Customer-provided terminal equipment, protective circuitry, data equipment or communications systems connected to exchange facilities, (except for Cooperative-provided line test devices) shall be made through standard plugs and standard jacks so as to allow for easy and immediate connection or disconnection. Standards for plugs and jacks are as specified in Part 68 of the FCC Rules and Regulations.
- 4. One Cooperative-provided device with line test capability may be connected to the line at the discretion of the Cooperative.

By: Mickey L. Sims

Title: General Manager and CEO

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CONNECTION WITH CERTAIN CUSTOMER-PROVIDED EQUIPMENT AND FACILITIES

III. CUSTOMER-PROVIDED TERMINAL EQUIPMENT

- A. Connection of FCC Registered Equipment
- 5. Customers desiring to connect terminal equipment, protective circuitry, data equipment, or communications systems, to the Cooperative's exchange facilities, before such connection is made, are required to notify the Cooperative of:
 - a. The FCC Registration Number, and
 - b. The Ringer Equivalence Number of the registered terminal equipment or registered protective circuitry, and;
 - c. The line number or directory number to which the terminal equipment, protective circuitry, or data equipment will be connected.
 - d. Other such information that may be required to assure the compatibility of the connected equipment.

The Cooperative will maintain a written record of the information provided by the customer. A customer who fails to notify the Cooperative of such connection or is otherwise in violation of Part 68 of the FCC Rules and Regulations will be subject to disconnection of said equipment.

By: Mickey L. Sims

Title: General Manager and CEO

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MEMBER SERVICES TARIFF

CONNECTION WITH CERTAIN CUSTOMER-PROVIDED EQUIPMENT AND FACILITIES

III. CUSTOMER-PROVIDED TERMINAL EQUIPMENT (Continued)

A. Connection of FCC Registered Equipment (Continued)

- 6. Customers shall give notice to the Cooperative upon final disconnection of customer-provided terminal equipment, protective circuitry, data equipment, or communications systems from the particular line or directory number(s).
- 7. In the event customer-provided terminal equipment or protective circuitry causes harm to the telephone network, the Cooperative will, where practicable, notify the customer that temporary discontinuance of service may be required; however, where prior notice is not practicable, the Cooperative may temporarily discontinue service if such action is reasonable in the circumstances. In case of such temporary discontinuance, the Cooperative will, (1) promptly notify the customer of such temporary discontinuance, and (2) inform the customer of his right to bring complaint to the FCC pursuant to the procedures set forth in Part 68 of the FCC Rules and Regulations.
- 8. Technical information concerning interface parameters sufficient to allow the customer to properly interconnect his terminal equipment, including the number of ringers which may be connected to a particular telephone line shall be provided by the Cooperative upon request.

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CONNECTION WITH CERTAIN CUSTOMER-PROVIDED EQUIPMENT AND FACILITIES

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SAVE HARMLESS AGREEMENT		
WHEREAS, has applied to the Poka Lambro F County, Texas, hereinafter called t		hereinafter called "Customer", Cooperative, Inc., of Tahoka, Lynn for the installation of
located		
equipment by the Cooperative,	the Customer, fo	llation of the aforesaid or any other or itself, its successors or assigns, or se may be, agrees and contracts as
That said installations, use, oper at the sole risk of the Customer.	ation and mainte	nance of said lines and equipment is
that Cooperative, its successors a suit, (including all expenses in property, and personal injury or caused by, or claim to be cause and indemnity to apply to Custom to abide by the rules and regulati pay any and all rates applicable	and assigns, from connection there death to any person by, the install ner as well as other coopers to this equipment.	release, indemnify and save harmless in any and every claim, loss, damage, with), damage to or destruction of on or persons which in any manner is ation, on said premises, said release or parties. That the Customer agrees rative's Member Services Tariff, and int, for a period of three (3) years, written notice given by either party
Dated at	_, this	day of, 19
(Customer)		AMBRO RURAL TELEPHONE ATIVE, INC.
	By: Manager	· · · · · · · · · · · · · · · · · · ·
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