



## **Ancillary Terms and Rates for Duet Voice and Data Service**

### **1. General**

MegaPath's Duet Voice and Data Service is a converged voice and data service which features "always on" high-speed DSL or T-1 Internet access, local calling and long distance, offered through bundled service offerings which may be further enhanced through the subscription to various optional voice and data services. Duet Voice and Data Service may be ordered under an authorized Service Order form, which incorporates MegaPath's Standard Terms and Conditions for Duet Voice and Data Service and other referenced documents to constitute the Customer's Service Agreement for Duet Voice and Data Service. These Ancillary Terms and Rates for Duet Voice and Data Service are incorporated by reference into the Service Agreement and may be amended from time to time by MegaPath, in its discretion, to address evolving features and technologies and applicable rate changes for services.

### **2. Duet Voice and Data Service**

2.1 "Duet" is a bundled communications service that provides local exchange service, long distance service and Internet access via DSL or T-1 service at speeds up to 1.544 megabits per second. Duet Voice and Data Service is only available to subscribers of MegaPath's local exchange services. Duet Voice and Data Service includes several bundles from which Customers can select their preferred number of local exchange service lines and broadband type and speed. All bundles are not available in all areas and Customers must subscribe to a minimum of two (2) local exchange service lines. Duet Voice and Data Service bundles include unlimited local calling and unlimited commercial switched outbound (1+) direct dial domestic long distance for all subscribers, except for those in a "high-volume" usage category (as explained below).

MegaPath's Duet Voice and Data Service is not permitted for use with automated switching equipment nor as a method of private line replacement. Duet Voice and Data Service is also not permitted for high-volume users such as call centers (telemarketers, collection services, etc.), auto-dialers, fax blasters, purveyors/resellers of local or long distance service, or other such high-usage activities, including continuous modem dial-up connections. By subscribing to Duet Voice and Data Service, you are confirming that you and/or your business are not in a high-volume usage category and will not be during the term of service. If MegaPath determines that you are in a high-volume usage category, MegaPath reserves the right to refuse service installation, terminate your service, convert your service to a metered plan and/or bill you for calls that are considered excessive usage. If the customer's aggregate minutes per month, per seat or line exceeds 5,000 minutes, MegaPath reserves the right to terminate your service, convert your service to a metered plan and/or bill you for calls that are considered excessive usage at the then current metered rate.

2.2. Outbound Domestic Direct Dial Long Distance territory includes the United States, Puerto Rico and the U.S. Virgin Islands.

2.3 Customers are required to use MegaPath for switched outbound (1+) direct dial domestic long distance.



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- 2.4 Duet Voice and Data Service prices do not include PICC or End User Common Line (EUCL) charges. Currently, PICC and EUCL charges are waived for Duet Voice and Data Service subscribers.
- 2.5 Subscribers may add available optional features to any Duet Voice and Data Service package at additional cost.
- 2.6 MegaPath reserves the right to request a copy of Duet Voice and Data Service subscribers' phone bills, including all toll bills, prior to installation of service.

### **3. Commercial Switched Outbound (1+)**

"Commercial Switched Outbound (1+) Service" provides direct dialed (1+) interexchange domestic long distance services to commercial Customers. Access to the network is available through presubscription (or 1+ access) and only where MegaPath is the provider of local exchange service or otherwise has an access agreement with the Customer's local exchange carrier.

### **4. Toll Free Inbound**

"Toll Free Inbound Service" provides the Customer with a phone number in the 800, 888, 877, 866 or similar service access code, calls to which are accepted without charge to the caller and which result in the calling party being connected to the Customer either directly or via its local exchange carrier.

### **5. Directory Assistance**

"Directory Assistance Service" allows the Customer to request information from directory assistance records. The directory assistance charge applies to all calls. Customers are charged when they obtain the requested information or when the information is unlisted, non-published or no record can be found. A maximum of two requested numbers per call is permitted.

### **6. Primary Interexchange Carrier Charge**

Presubscription is a procedure whereby a Customer may select and designate MegaPath as its Interexchange Carrier ("IC") to access, without dialing an access code, interLATA and intraLATA toll calls. MegaPath will be designated as IC for interLATA and IntraLATA calls.



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### **7. Time and Materials**

Certain services under Customer's Duet Voice and Data Service Agreement require the periodic dispatch of MegaPath personnel or its authorized contractors or suppliers to Customer's premises for purposes of installation, repair and routine maintenance. Customer shall be responsible for any time and materials charges in connection with MegaPath's dispatch of such parties for problems reported by Customer and found not to be the fault of MegaPath, or for on-site services requested by Customer which are not included in the price and description of a purchased service or item of equipment.

### **8. International Long Distance Service**

"International Long Distance Service" provides direct dialed international long distance services to Customers. Access to the network is available through presubscription and only where MegaPath is the provider of local exchange service or otherwise has an access agreement with the Customer's local exchange carrier. This service consists of the furnishing of switched message telephone service between MegaPath's operating centers in the United States and the international locations identified in Section 10.2 below. Such service is available twenty-four (24) hours a day, seven (7) days a week. International Long Distance Service is also available for calls to cellular and non-geographic numbers (NGN). NGN denotes calls to international telephone numbers that are not associated with a specific geographic region.

### **9. Charges Based on Duration of Use**

Where charges for a service are specified based on the duration of use, such as the duration of a telephone call, the following rules apply:

- 9.1 Calls are measured in duration increments identified for each service. All calls that are fractions of a measurement increment are rounded up to the next whole unit.
- 9.2 Timing on completed calls begins when the called party answers the call. Answering is determined by hardware answer supervision in all cases where this signaling is provided by the terminating local carrier and any intermediate carrier(s).
- 9.3 Timing terminates on all calls when the calling party hangs up or MegaPath's network receives an on-hook signal from the terminating carrier.
- 9.4 Calls originating in one time period and terminating in another will be billed in proportion to the rates in effect during different segments of the call.
- 9.5 All times refer to local times of Customer location where applicable.
- 9.6 Unless otherwise indicated, mileage bands and distance are not applicable to the rates for services.
- 9.7 Unless otherwise indicated, rates do not vary depending upon day or the time of day (e.g. Day, Evening, and Night/Weekend).



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- 9.8 Each voice or data toll call is rated and billed in whole cents according to the following conventions:
  - A. Any billable call or service price-rated with a fraction of a cent less than \$0.005 will be rounded down to the nearest whole cent. Any billable call or service price-rated with a fraction of a cent of \$0.005 or greater will be rounded up to the nearest whole cent.
  - B. Exceptions. Special rounding arrangements may be made only through contractual arrangements.

**10. Rates and Charges**

The following rates and charges shall apply to the services indicated below:

**10.1 Rates for Other Services**

<b>Directory Assistance</b>	\$0.95/per call
<b>Toll Free Inbound (800/888/877/866)</b>	\$0.04/per minute
Billing Minimum: Six Seconds	
Billing Increments: Six Seconds	
<b>Operator Surcharges</b>	
Collect, Third Party Billed or Operator Dialed	\$2.00/per call
Person-to-Person	\$3.00/per call

**10.2 International Long Distance Rates**

Unless otherwise specified, the following rates are per minute of use as timed by MegaPath in seconds. Calls are billed in initial sixty (60) second increments and additional sixty (60) second increments. These rates apply to international long distance message telecommunications services furnished by MegaPath. For operator service calls, appropriate per-minute rates as described in the following section will apply, plus a call placement charge added to the first minute of each call, as shown below. An operator-dialed surcharge will be applied, if necessary.



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**Direct Dial International Long Distance**

<b>Country</b>	<b>Standard Termination Rate Per Minute</b>	<b>Cellular Termination Rate Per Minute</b>	<b>NGN Termination Rate Per Minute</b>
Afghanistan	\$2.00	\$2.00	N/A
Albania	\$0.50	\$0.50	N/A
Algeria	\$0.50	\$0.50	N/A
American Samoa	\$0.35	\$0.35	N/A
Andorra	\$0.50	\$0.50	N/A
Angola	\$0.75	\$0.75	N/A
Anguilla	\$0.50	\$0.50	N/A
Antarctica—Casey	\$1.50	\$1.50	N/A
Antarctica-Scott	\$1.50	\$1.50	N/A
Antigua	\$0.60	\$0.60	\$10.00
Argentina	\$0.05	\$0.05	\$10.00
Armenia	\$0.75	\$0.75	N/A
Aruba	\$0.05	\$0.05	\$10.00
Ascension Island	\$1.00	\$1.00	\$10.00
Australia	\$0.05	\$0.05	N/A
Austria	\$0.15	\$0.15	N/A
Azerbaijan	\$0.75	\$0.75	N/A
Bahamas	\$0.20	\$0.20	N/A
Bahrain	\$0.75	\$0.75	\$10.00
Bangladesh	\$1.50	\$1.50	N/A
Barbados	\$0.60	\$0.60	N/A
Belarus	\$0.50	\$0.50	N/A
Belgium	\$0.05	\$0.05	N/A
Belize	\$0.75	\$0.75	N/A
Benin	\$0.60	\$0.60	N/A
Bermuda	\$0.25	\$0.25	N/A
Bhutan	\$1.00	\$1.00	N/A
Bolivia	\$0.75	\$0.75	N/A
Bosnia-Herzegovina	\$0.50	\$0.50	N/A
Botswana	\$0.50	\$0.50	N/A
Brazil	\$0.10	\$0.10	N/A
British Virgin Islands	\$0.50	\$0.50	N/A
Brunei	\$0.50	\$0.50	N/A
Bulgaria	\$0.50	\$0.50	N/A
Burkina Faso	\$0.80	\$0.80	N/A
Burma/Myanmar	\$2.50	\$2.50	N/A
Burundi	\$1.00	\$1.00	N/A
Cambodia	\$1.50	\$1.50	N/A
Cameroon	\$1.10	\$1.10	\$12.50
Canada	\$0.03	\$0.03	N/A



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<b>Country</b>	<b>Standard Termination Rate Per Minute</b>	<b>Cellular Termination Rate Per Minute</b>	<b>NGN Termination Rate Per Minute</b>
Canary Island	\$0.25	\$0.25	N/A
Cape Verde Islands	\$0.70	\$0.70	N/A
Cayman Islands	\$0.30	\$0.30	N/A
Central African Republic	\$1.00	\$1.00	\$10.00
Chad Republic	\$2.20	\$2.20	\$10.00
Chile	\$0.05	\$0.05	\$10.00
China	\$0.05	\$0.05	N/A
Christmas Island	\$3.50	\$3.50	N/A
Cocos-Kelling Island	\$3.50	\$3.50	N/A
Colombia	\$0.40	\$0.40	N/A
Congo	\$1.00	\$1.00	N/A
Cook Islands	\$1.25	\$1.25	\$10.00
Costa Rica	\$0.60	\$0.60	N/A
Croatia	\$0.40	\$0.40	N/A
Cuba	\$1.25	\$1.25	N/A
Cyprus	\$0.40	\$0.40	N/A
Czech Republic	\$0.40	\$0.40	\$10.00
Denmark	\$0.15	\$0.15	N/A
Diego Garcia	\$0.75	\$0.75	N/A
Djibouti	\$1.00	\$1.00	N/A
Dominica	\$0.75	\$0.75	\$10.00
Dominican Republic	\$0.25	\$2.00	N/A
Ecuador	\$1.00	\$1.00	N/A
Egypt	\$1.25	\$1.25	N/A
El Salvador	\$0.40	\$0.40	N/A
Equatorial Guinea	\$1.25	\$1.25	N/A
Eritrea	\$1.50	\$1.50	N/A
Estonia	\$0.50	\$0.50	N/A
Ethiopia	\$1.25	\$1.25	N/A
Faeroe Islands	\$0.50	\$0.50	N/A
Falkland Islands	\$1.00	\$1.00	N/A
Fiji Islands	\$1.25	\$1.25	\$12.50
Finland	\$0.15	\$0.15	N/A
France	\$0.05	\$0.05	N/A
French Antilles/Martinique	\$0.50	\$0.50	\$10.00
French Guiana	\$0.50	\$0.50	N/A
French Polynesia	\$1.00	\$1.00	N/A
Gabon	\$0.75	\$0.75	N/A
Gambia	\$0.60	\$0.60	N/A
Georgia	\$0.80	\$0.80	\$12.50
Germany	\$0.04	\$0.04	\$10.00
Ghana	\$0.50	\$0.50	N/A



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Gibraltar	\$0.60	\$0.60	N/A
Gilbert Island	\$1.00	\$1.00	N/A
Greece	\$0.04	\$0.04	N/A
Greenland	\$0.75	\$0.75	N/A
Grenada	\$0.75	\$0.75	N/A
Guadeloupe	\$0.50	\$0.50	\$10.00
Guam	\$0.40	\$0.40	N/A
Guantanamo Bay	\$1.25	\$1.25	N/A
Guatemala	\$0.40	\$0.40	N/A
Guinea	\$0.75	\$0.75	N/A
Guinea-Bissau	\$1.00	\$1.00	\$10.00
Guyana	\$1.00	\$1.00	\$12.50
Haiti	\$0.75	\$0.75	N/A
Honduras	\$0.75	\$0.75	N/A
Hong Kong	\$0.20	\$0.75	\$10.00
Hungary	\$0.30	\$0.30	N/A
Iceland	\$0.25	\$0.25	N/A
India	\$0.30	\$0.30	N/A
Indonesia	\$0.50	\$0.50	N/A
Inmarsat (AOR, IOR, POR, WAT)	\$10.00	N/A	N/A
Iran	\$1.25	\$1.25	N/A
Iraq	\$1.25	\$1.25	N/A
Ireland	\$0.04	\$0.04	N/A
Iridium (6)	\$5.00	N/A	N/A
Iridium (7)	\$12.50	N/A	N/A
Israel	\$0.05	\$0.05	N/A
Italy	\$0.15	\$0.15	N/A
Ivory Coast	\$1.00	\$1.00	N/A
Jamaica	\$0.75	\$2.00	N/A
Japan	\$0.07	\$0.07	N/A
Jordan	\$0.75	\$0.75	N/A
Kazakhstan	\$0.60	\$0.60	N/A
Kenya	\$1.00	\$1.00	N/A
Kiribati	\$1.25	\$1.25	N/A
Kuwait	\$0.75	\$0.75	N/A
Kyrgyzstan	\$0.75	\$0.75	N/A
Laos	\$1.25	\$1.25	N/A
Latvia	\$0.50	\$0.50	N/A
Lebanon	\$1.50	\$2.50	N/A
Lesotho	\$0.60	\$0.60	N/A
Liberia	\$0.60	\$0.60	N/A
Libya	\$0.60	\$0.60	N/A
Liechtenstein	\$0.20	\$0.20	N/A



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Lithuania	\$0.60	\$0.60	N/A
Luxembourg	\$0.20	\$0.20	N/A
Macao	\$0.50	\$0.50	N/A
Macedonia	\$0.50	\$0.50	N/A
Madagascar	\$1.75	\$1.75	\$10.00
Malawi	\$0.60	\$0.60	N/A
Malaysia	\$0.30	\$0.30	N/A
Maldives	\$2.50	\$2.50	\$10.00
Mali Republic	\$1.00	\$1.00	N/A
Malta Republic	\$0.40	\$0.40	N/A
Marshall Islands	\$0.75	\$0.75	N/A
Mauritania	\$0.80	\$0.80	N/A
Mauritius	\$1.00	\$1.00	N/A
Mayotte Island (Comoros)	\$1.25	\$1.25	N/A
Mexico	\$0.18	\$0.18	N/A
Micronesia	\$1.00	\$1.00	N/A
Moldava	\$0.75	\$0.75	\$10.00
Monaco	\$0.20	\$0.20	\$10.00
Mongolia	\$1.25	\$1.25	N/A
Montserrat	\$0.75	\$0.75	\$10.00
Morocco	\$0.60	\$0.60	N/A
Mozambique	\$0.75	\$0.75	N/A
Namibia	\$0.50	\$0.50	N/A
Nauru	\$2.00	\$2.00	\$10.00
Nepal	\$1.25	\$1.25	N/A
Netherlands	\$0.03	\$0.03	N/A
Netherlands Antilles	\$0.40	\$0.40	N/A
Nevis	\$0.60	\$0.60	N/A
New Caledonia	\$1.00	\$1.00	\$10.00
New Zealand	\$0.22	\$0.22	N/A
Nicaragua	\$0.75	\$0.75	N/A
Niger Republic	\$1.00	\$1.00	N/A
Nigeria	\$1.25	\$1.25	N/A
Niue Island	\$4.00	\$4.00	\$12.50
Norfolk Island	\$2.50	\$6.00	N/A
North Korea	\$1.50	\$1.50	N/A
Norway	\$0.15	\$0.65	N/A
Oman	\$1.00	\$1.00	N/A
Pakistan	\$1.00	\$1.00	N/A
Palua Republic	\$0.75	\$0.75	N/A
Panama	\$0.75	\$1.75	\$10.00
Papua New Guinea	\$0.50	\$0.50	\$10.00
Paraguay	\$0.75	\$0.75	N/A





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Peru	\$0.50	\$0.50	N/A
Philippines	\$0.40	\$0.40	N/A
Poland	\$0.30	\$0.30	N/A
Portugal	\$0.25	\$0.25	N/A
Qatar	\$0.75	\$0.75	N/A
Reunion Island	\$0.75	\$0.75	N/A
Romania	\$0.50	\$0.50	N/A
Russia	\$0.30	\$0.30	N/A
Rwanda	\$1.50	\$1.50	N/A
Saipan	\$0.17	\$0.17	N/A
San Marino	\$0.50	\$0.50	N/A
Sao Tome	\$2.50	\$2.50	\$10.00
Saudi Arabia	\$1.00	\$1.00	N/A
Senegal	\$1.00	\$1.00	\$10.00
Seychelles Island	\$1.00	\$1.00	N/A
Sierra Leone	\$1.00	\$1.00	\$10.00
Singapore	\$0.35	\$0.35	N/A
Slovakia	\$0.50	\$0.50	N/A
Slovenia	\$0.50	\$0.50	N/A
Solomon Islands	\$2.50	\$2.50	\$10.00
Somalia	\$1.20	\$1.20	N/A
South Africa	\$0.40	\$0.40	\$10.00
South Korea	\$0.20	\$0.20	N/A
Spain	\$0.04	\$0.04	N/A
Sri Lanka	\$1.00	\$1.00	N/A
St. Helena	\$1.50	\$1.50	N/A
St. Kitts	\$0.60	\$0.60	N/A
St. Lucia	\$0.75	\$0.75	N/A
St. Pierre & Miquelon	\$0.30	\$0.30	N/A
St. Vincent - Grenadines	\$0.75	\$2.00	\$10.00
Sudan	\$1.00	\$1.00	N/A
Suriname	\$1.00	\$1.00	N/A
Swaziland	\$0.50	\$0.50	N/A
Sweden	\$0.04	\$0.04	N/A
Switzerland	\$0.15	\$0.15	N/A
Syria	\$1.00	\$1.00	N/A
Taiwan	\$0.05	\$1.00	N/A
Tajikistan	\$1.50	\$1.50	N/A
Tanzania	\$1.00	\$1.00	N/A
Thailand	\$0.60	\$0.60	N/A
Togo Republic	\$1.00	\$1.00	N/A
Tonga Islands	\$1.25	\$1.25	\$10.00
Trinidad & Tobago	\$0.75	\$2.00	\$10.00



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Tunisia	\$0.60	\$0.60	N/A
Turkey	\$0.50	\$0.50	N/A
Turkmenistan	\$1.00	\$1.00	N/A
Turks & Caicos Islands	\$0.75	\$0.75	\$10.00
Tuvalu	\$1.25	\$1.25	\$10.00
Uganda	\$0.60	\$0.60	N/A
Ukraine	\$0.50	\$0.50	N/A
United Arab Emirates	\$0.50	\$0.50	N/A
United Kingdom	\$0.03	\$0.03	N/A
Uruguay	\$0.60	\$0.60	N/A
Uzbekistan	\$0.75	\$0.75	N/A
Vanuatu Republic	\$3.00	\$5.00	\$12.50
Vatican City	\$0.15	\$0.15	N/A
Venezuela	\$0.11	\$0.11	N/A
Vietnam	\$1.25	\$1.25	N/A
Wallis & Futuna Island	\$1.25	\$1.25	\$10.00
Western Samoa	\$0.75	\$0.75	\$10.00
Yemen, Republic of	\$1.25	\$1.25	N/A
Yugoslavia & Serbia	\$0.50	\$0.50	N/A
Zaire	\$0.75	\$2.00	N/A
Zambia	\$0.60	\$0.60	N/A
Zanzibar	\$2.00	\$2.00	N/A
Zimbabwe	\$0.50	\$0.50	N/A

**International Long Distance Service Operator Surcharges**

Collect, Third Party Billed or Operator Dialed	\$4.00/per call
Person-to-Person	\$6.00/per call