

SPECIAL FACILITIES TARIFF

CRTC 21463

Loose of Channels & Equipment

1st Revised Page 692-1 Cancels Original Page 692-1 Section IV

Lease of Channels & Equipment

ITEM

692 OC-3 Inter-exchange Channel - Vancouver (Mutual) - North Vancouver

ITEM

692.1 **Service Description**

This service provides one (1) OC-3 IX channel in British Columbia between the Company Mutual Central Office in Vancouver and the Company Central Office in North Vancouver.

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ITEM

692.2 Conditions of Service

- 1. Item 692 shall be provided in accordance with the terms and conditions in the Company's Tariffs, including the General Terms of Service (Tariff CRTC 21461, Items 101-124, as applicable), this Item 692 tariff and the associated Item 692 Special Assembly Agreement (the Item 692 Agreement). In the event of any conflict or inconsistency between this tariff and the provisions of any written or unwritten agreement or arrangement with the Customer relating to this service, the Company's Tariffs shall govern.
- 2. Initial Service Period: One (1) year.
- 3. If the Customer terminates all or part of the Item 692 service prior to expiration of the Initial Service Period specified in Item 692.2.2 above, the Customer shall pay to the Company all outstanding charges up to the effective date of termination plus an early termination charge equal to fifty percent (50%) of the total monthly charges of the unexpired portion of the Initial Service Period.
- 4. The Company is not responsible for performance of, or in default of, any obligation or provision of this Item 692 service and the associated Item 692 Agreement where delayed, hindered or prevented by labour disruptions, failure of the networks of other companies, casualties, civil disturbances, legislation, regulation, judicial order, acts of civil or military authorities, accidents, fires, natural disasters or other catastrophes or events beyond the Company's reasonable control.

Filing Date: 2006 04 12 TN-211 Effective Date: 2006 05 01

SPECIAL FACILITIES TARIFF

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Lease of Channels & Equipment

ITEM 692

OC-3 Inter-exchange Channel - Vancouver (Mutual) - North Vancouver - Continued

ITEM

692.2 Conditions of Service

- 5. The Customer shall not be entitled to:
 - a. replace the Item 692 service with any other Company service(s); or

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b. move Item 692 service to any other location, during the Initial Service Period.

Any move of a channel provided pursuant to this Item 692 tariff may only be implemented by the cancellation or termination by the Customer of the applicable channel and service and the installation of a new channel and service under a separate agreement.

6. If:

- a. the Customer requested, in writing, a renewal of the Item 692 Agreement at least sixty (60) days prior to the expiration of the Initial Service Period; and
- b. the Customer and the Company are negotiating for a renewal of the Item 692 Agreement;

then the Company may continue to provide the Item 692 service at the same rates and charges and on the same terms and conditions as provided for in this Item 692 tariff for a period not to exceed ninety (90) days from the date of expiration of the Initial Service Period. In the event the rates, charges and terms and conditions of the subsequent special assembly service under the new special assembly agreement are approved by the CRTC with an effective date earlier than the end of the ninety (90) day period, the rates, charges and terms and conditions of the subsequent special assembly service shall take effect from the effective date approved by the CRTC for the subsequent special assembly service.

ITEM 692.3

3 Rates

The Customer shall pay the following rates and charges and is subject to all applicable terms and conditions of the Company's Tariffs. Such rates and charges are in addition to any other rates and charges that may be applicable.

| Service Item | Monthly Rate (per OC-3 IX Channel) | Service Charge |
|---|---------------------------------------|----------------|
| Vancouver (Mutual) – North Vancouver | \$4,274.00 | \$5,100.00 |