

Rule No. 16

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CUSTOMER'S PRIVATE SERVICE NOT FOR PUBLIC USE

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A. CUSTOMER'S PRIVATE SERVICE NOT FOR PUBLIC USE

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Telephone service, other than "public" and "semi-public" service, is furnished for the use of the customer, their family, and persons residing in their home, or their employees or representatives, except as service may be extended to "joint users" and except as use of the service may be extended for switched data (nonvoice) communications relating directly to the business of a composite data service vendor's "patrons."

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Unless otherwise indicated in the tariff schedules of the Utility, the use of the service is restricted to the customer, their agents and representatives and no service, furnished under the Rules contained in the tariff schedules, shall in any case be resold. This prohibition shall not apply to a composite data service vendor in the provision of composite data service to its patrons, to a communications common carrier in the provision of public telegram message service or overseas data message service, or to hotel-motel service customers.

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Flat Rate Exchange Services are not installed on premises of a public or semi-public character in a location where the telephone would be accessible for use by the patrons of the customer or the public in general.

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If it is found that the customer is permitting public use of service furnished them for private use, the Utility will provide "public" or "semi-public" service, except where the customer consents to the service being so located as to be inaccessible to the public or permits no further public use after the matter has been called to their attention.

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If it is found that the customer is sharing the use of their business service with an individual or concern, other than an employee, member, or officer of the customer's concern or of a "joint user," the Utility will require the customer to take "joint user" service except where the customer permits no further joint use of the service after the matter has been called to their attention or where the joint user vacates the customer's premises or becomes a business service customer in the same exchange.

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(Continued)

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(To be inserted by utility)

Issued by

(To be inserted by Cal. P.U.C.)

Advice Letter No. 55

Harald L. Kluis

Date Filed DEC 22 1994

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NAME  
President

Effective January 1, 1995

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(Continued)

B. RESALE OF SERVICES

The following list of services are available for resale where facilities permit. The regulations in B.1. following, supercede any provisions prohibiting resale that may appear in the applicable tariff schedule.

<u>Service</u>	<u>Tariff Schedule</u>
Message Telecommunications Service	B-1
Special Access	B-5

1. Regulations

- a. Resellers must meet all regulatory requirements of the California Public Utilities Commission (CPUC), including, without limitation, a valid intrastate Certificate of Public Convenience and Necessity (CPCN), and meet any CPUC registration requirements.
- b. Resellers must pay applicable tariff rates for the products purchased.
- c. Resellers become the customer of record for the Utility; the end user customer is the customer of the reseller.

(N)

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