

Received: June 21, 2016
IURC 30-Day Filing No.: 3456
Indiana Utility Regulatory Commission

Ms, Brittany Webb
Indiana Utility Regulatory Commission
National City Center
101 West Washington Street
Suite 1500 East
Indianapolis, IN 46204

RE: Smithville Communications, Inc. (Smithville) - New Intrastate Access Tariff No. 3

Dear Ms. Webb:

The following Smithville tariff pages are being submitted for approval:

Title	Original Page 1
Concurrences	Original Page 2
Exceptions	Original Page 2

The purpose of this filing is to establish a complete baseline Intrastate Access Tariff. Smithville intends to concur in the Smithville Communications, Inc. Interstate Access Tariff F.C.C. No.1 with exceptions. Smithville's new Intrastate Access Tariff No. 3 will, upon its approval, cancel and supersede the Smithville Telephone Company, Inc. Tariff I.U.R.C. No. 5, in its entirety, as well as any and all other existing intrastate access tariffs for the Smithville Telephone Company, Inc. and Smithville Communications, Inc.

This 30 day filing is being made pursuant to the Commission's 30-day filing rules, as set forth in the Indiana Administrative Code 170 IAC 1-6.

Also attached is a verification letter to request that the Indiana Utility Regulatory Commission (IURC) issue an Emergency Order as allowed under 8-1-2-113, to temporarily approve Smithville's Indiana Intrastate Access Tariff in less than the required 30 days, pending final approval under the IURC's regular 30-day filing rules.

Please feel free to contact me if you have any questions.

Sincerely,



Stephanie Wall
Regulatory Accounting Clerk
stephanie.wall@smithville.com
(812) 935-2215
Smithville Communications, Inc.
1600 West Temperance St.
Ellettsville, IN 47429

30-Day Filing
No. _____

Smithville Communications, Inc. (“Smithville”) is filing concurrently with this notice a new Indiana Intrastate Access Tariff. This new Intrastate Access Tariff will concur with Smithville Communications, Inc.’s Interstate Access tariff (with exceptions), which is being filed with the FCC on June 24, 2016 with an effective date of July 1, 2016.

The purpose of this notice is to request that the Indiana Utility Regulatory Commission (IURC) issue an Emergency Order to temporarily approve Smithville’s Indiana intrastate access tariff, which is designated as Smithville Tariff I.U.R.C. No. 3, in less than the required 30 days, pending final approval under the IURC’s regular 30-day filing rules. The rationale and justification for this request is:

- The current intrastate access tariff was mistakenly filed under the name of Smithville Telephone, the legal name previously used by Smithville Communications, Inc.
- Smithville Communications, Inc. originally concurred in the rules, regulations and Carrier Common Line rates and charges as set forth in the Access Service Tariff I.U.R.C. No. 5 of Communications Corporation of Indiana. Upon the industry switch in 2015 to concurring in the West Point Tel. Co. Tariff I.U.R.C. No. 1, Smithville opted to concur in its own interstate access tariff instead. Notice to that effect was sent to the IURC last year, but tariff citations were not corrected, causing confusion as to which concurrence was intended and making necessary additional tariff changes.

The FCC has preempted state commissions in certain respects pertaining to filing and approval of intrastate access rates and tariffs, including, but not limited to, mandating that certain intrastate (IURC) access rates and charges take effective at the same time as the corresponding interstate (FCC) access rates and charges. Accordingly, given the mandatory effective date of July 1, 2016, and the FCC required filing date of June 24, 2016, it was not possible to meet the IURC’s requirement to allow a minimum of 30 days to review the new intrastate access tariff filing. The Indiana Intrastate Access Tariff mirrors Smithville’s Interstate Access Tariff, with exceptions. Smithville’s interstate access consultants prepare access tariffs for several dozen clients and information for the Indiana filing could not be obtained prior to June 21, 2016, just a few days prior to the filing date for Smithville’s Interstate Access Tariff under the FCC’s 7-day tariff filing process. Smithville will provided a link to its Interstate Access Tariff filing at the FCC when it is filed on June 24, 2016.

For the above reasons, Smithville Communications, Inc. respectfully requests that the IURC, as allowed under 8-1-2-113, issue an emergency order to temporarily approve the Smithville Communications, Inc. Indiana Intrastate Access Tariff (Tariff I.U.R.C. No. 3) in less than 30 days, pending final approval by the IURC after 30 days has passed from the filing date.

“I, Darby A. McCarty, (CEO) of Smithville Communications, Inc., affirm under penalties for perjury that the foregoing representation is true to the best of my knowledge, information and belief.”

Signed *Darby A. McCarty*

Date 6-21-16

INTRASTATE ACCESS SERVICE

**Regulations, Rates and Charges applying to the provision of
Intrastate Access Service for connection to intrastate
communications facilities for intrastate customers within the
operating territory of**

SMITHVILLE COMMUNICATIONS, INC.

**In the State of Indiana as
provided herein**

Effective Date: _____

Issued By: Darby A. McCarty
Title: CEO

INTRASTATE ACCESS SERVICE

General

Requests for Intrastate Access Service will be furnished insofar as the ability and facilities of the Company permit in accordance with the following concurrences.

Concurrences

Smithville Communications, Inc. hereby assents to, adopts and concurs in the Access Service rules, regulations, rates and charges as set forth in Smithville Communications, Inc. Tariff F.C.C. No. 1 for Intrastate Access Service, with the following exceptions:

Exceptions

- | 1. End User Access Rates and Charges | <u>Rate Per Month</u> |
|---|------------------------------|
| a. Residential Customer..... | \$ 4.55 |
| b. Single Line Business Customer..... | \$ 4.55 |
| c. Multiline Business Customer..... | \$ 7.85 |
-
- 2. Access Recovery Charge (ARC)**
 - a. ARC is not applicable to intrastate

 - 3. Local Number Portability (LNP)**
 - a. LNP is not applicable to intrastate

 - 4. Carrier Common Line (CCL)**
 - a. CCL is not applicable to intrastate

 - 5. Federal Universal Service Charge (FUSC)**
 - a. FUSC is not applicable to intrastate

This Tariff cancels and supersedes the Smithville Telephone Company, Inc. Tariff I.U.R.C. No. 5, and all other predecessor Intrastate Access Service tariffs concurrent with the effective date of this Tariff.

Effective Date: _____

Issued By: Darby A. McCarty
Title: CEO