

Fifth Amendment to TEXAN 2000 – SWB - LS
between
TEXAS DEPARTMENT OF INFORMATION RESOURCES
And
Southwestern Bell Telephone, LP d/b/a AT&T Texas

This Fifth Amendment to the TEXAN 2000 – SWB – LS LOCAL SERVICES CONTRACT, as amended and restated, is entered into by and between the State of Texas, acting by and through the Department of Information Resources (DIR), with its principal place of business at 300 W. 15th Street, Suite 1300, Austin, Texas 78701, and Southwestern Bell Telephone LP, d/b/a AT&T Texas, as successor to Southwestern Bell Telephone Co. (AT&T), with offices at 712 E. Huntland Drive, Room 329, Austin, Texas 78752. The Parties acknowledge that the Contract was amended and restated in the Third Amendment and further amended in the Fourth Amendment. All references herein are to the provisions of the Third Amendment.

For valuable consideration, the parties agree as follows:

1. AT&T has agreed to lower certain rates for Local Services and to incorporate services from the legacy AT&T local services contract here. As a convenience for the parties, all Local Services rates found in Exhibit C to the Third Amendment ("Pricing and Additional Terms and Conditions for Local Services") are attached hereto and incorporated herein as Attachment A to the Fifth Amendment to TEXAN 2000 – SWB – LS. Only the pricing is attached, the Terms and Conditions in Exhibit C to the Third Amendment have not changed.
2. All other terms and conditions of the Local Services Contract, not specifically amended hereby, remain in full force and effect. In the event of conflict among the documents, the order of precedence shall be the Fifth, Fourth, Third, Second and First Amendments, then the Local Services Contract.

IN WITNESS WHEREOF, the duly authorized representatives of the parties have executed this contract to be effective as of the date of the last party to sign.

SOUTHWESTERN BELL TELEPHONE L.P.
d/b/a AT&T Texas

THE STATE OF TEXAS,
acting by and through the
DEPARTMENT OF
INFORMATION RESOURCES

By: _____
Name: _____

By: _____
Name: **Cindy Reed**

Title: Sr VP-Bus. Comm. Svc.

Title: **Interim Director, Service Delivery**

Date: 4-23-07

Date: 4/24/07

Legal: _____
F

**Attachment A to Fifth Amendment to
TEXAN 2000 – SWB - LS**

Exhibit J-1

Legacy SBC Analog Business Lines			
Service	TEX-AN 2000 Contracted Services Month-to-Month	Installation costs	Cost to Move
Business Lines:			
Flat Rate - Rate Group 1	\$19.15	\$71.90	\$71.90
Flat Rate - Rate Group 2	\$19.60	\$71.90	\$71.90
Flat Rate - Rate Group 3	\$20.65	\$71.90	\$71.90
Flat Rate - Rate Group 4	\$19.17	\$71.90	\$71.90
Flat Rate - Rate Group 5	\$19.35	\$71.90	\$71.90
Flat Rate - Rate Group 6	\$19.35	\$71.90	\$71.90
Flat Rate - Rate Group 7	\$19.35	\$71.90	\$71.90
Flat Rate - Rate Group 8	\$19.35	\$71.90	\$71.90
Multiple Line Hunt Rate - Group 1			
Multiple Line Hunt Rate - Group 1	\$22.15	\$71.90	\$71.90
Multiple Line Hunt Rate - Group 2	\$22.15	\$71.90	\$71.90
Multiple Line Hunt Rate - Group 3	\$22.15	\$71.90	\$71.90
Multiple Line Hunt Rate - Group 4	\$19.94	\$71.90	\$71.90
Multiple Line Hunt Rate - Group 5	\$19.94	\$71.90	\$71.90
Multiple Line Hunt Rate - Group 6	\$19.94	\$71.90	\$71.90
Multiple Line Hunt Rate - Group 7	\$19.94	\$71.90	\$71.90
Multiple Line Hunt Rate - Group 8	\$19.94	\$71.90	\$71.90
Measured Service - Rate Group 1¹			
Measured Service - Rate Group 1 ¹	\$11.07	\$71.90	\$71.90
Measured Service - Rate Group 2 ¹	\$11.34	\$71.90	\$71.90
Measured Service - Rate Group 3 ¹	\$11.93	\$71.90	\$71.90
Measured Service - Rate Group 4 ¹	\$12.29	\$71.90	\$71.90
Measured Service - Rate Group 5 ¹	\$12.69	\$71.90	\$71.90
Measured Service - Rate Group 6 ¹	\$13.32	\$71.90	\$71.90
Measured Service - Rate Group 7 ¹	\$14.85	\$71.90	\$71.90
Measured Service - Rate Group 8 ¹	\$16.61	\$71.90	\$71.90
	100 Calls, \$.08/Call Over		
Hunting Lines²			
Circular Hunting (per Access Line)	\$0.85	\$16.65 ³	n/c
Preferential Hunting (per Access Line)	\$2.70	\$16.65 ³	n/c
Features:			
Call Forwarding ⁴	\$0.25	n/c	n/c
Remote Access to Call Forwarding	\$0.75	n/c	n/c
Caller ID	\$0.25	n/c	n/c
Toll Restriction	\$5.00	n/c	n/c
Voice Mail CallNotes	\$5.00	n/c	n/c
Extended Calling Area ¹ (Local Plus)(see maps)	\$30.00	\$36.00	\$36.00

Refer to the AT&T Local Exchange Tariff, Section 4, for Rate Groups and Local Plus calling areas.

1 Where Available

2 Not available with Flat Rate (single-line) class of service.

3 Per customer request, per due date, per account

4 Only available with Flat Rate Business Line and MultiLine Hunt Group

Exhibit J-1

Legacy SBC Analog Business Trunks			
Service	TEX-AN 2000 Contracted Services Month-to- Month	Installation costs	Cost to Move
Analog PBX Trunks:			
2-Way PBX Trunk - Rate Group 1	\$28.95	\$71.90	\$71.90
2-Way PBX Trunk - Rate Group 2	\$29.65	\$71.90	\$71.90
2-Way PBX Trunk - Rate Group 3	\$31.25	\$71.90	\$71.90
2-Way PBX Trunk - Rate Group 4	\$32.20	\$71.90	\$71.90
2-Way PBX Trunk - Rate Group 5	\$33.25	\$71.90	\$71.90
2-Way PBX Trunk - Rate Group 6	\$30.65	\$71.90	\$71.90
2-Way PBX Trunk - Rate Group 7	\$31.25	\$71.90	\$71.90
2-Way PBX Trunk - Rate Group 8	\$31.25	\$71.90	\$71.90
Direct Outward Dial - Rate Group 1			
Direct Outward Dial - Rate Group 2	\$29.65	\$71.90	\$71.90
Direct Outward Dial - Rate Group 3	\$31.25	\$71.90	\$71.90
Direct Outward Dial - Rate Group 4	\$32.20	\$71.90	\$71.90
Direct Outward Dial - Rate Group 5	\$33.25	\$71.90	\$71.90
Direct Outward Dial - Rate Group 6	\$30.65	\$71.90	\$71.90
Direct Outward Dial - Rate Group 7	\$31.25	\$71.90	\$71.90
Direct Outward Dial - Rate Group 8	\$31.25	\$71.90	\$71.90
Direct Inward Dial - Rate Group 1			
Direct Inward Dial - Rate Group 2	\$43.59	\$71.90	\$71.90
Direct Inward Dial - Rate Group 3	\$45.03	\$71.90	\$71.90
Direct Inward Dial - Rate Group 4	\$45.88	\$71.90	\$71.90
Direct Inward Dial - Rate Group 5	\$46.83	\$71.90	\$71.90
Direct Inward Dial - Rate Group 6	\$47.55	\$71.90	\$71.90
Direct Inward Dial - Rate Group 7	\$48.15	\$71.90	\$71.90
Direct Inward Dial - Rate Group 8	\$48.15	\$71.90	\$71.90
Features:			
Single Direct Inward Dialing (DID) number	\$1.00	\$10.50	\$10.50
Add'l Single Direct Inward Dialing (DID)	\$1.00	\$10.50	\$10.50
Block of 10 DID Numbers	\$21.56	\$108.75	\$108.75
Additional Block of 10 DID Numbers	\$15.00	\$4.40	\$4.40
Block of 100 DID Numbers	\$111.58	\$148.35	\$148.35
Block of 1000 DID Numbers	\$196.08	\$1,483.50	\$1,483.50
Block of 10000 DID Numbers	\$1,039.11	\$14,835.00	\$14,835.00

Refer to the AT&T Local Exchange Tariff, Section 4, for Rate Groups and Local Plus calling areas.

Exhibit J-1

Legacy SBC Digital Trunks			
Service	TEX-AN 2000 Contracted Services Month-to- Month	Installation costs	Cost to Move
Super Trunk Service			
Supertrunk Port, Digital Loop service, Access 24 channels activated	\$595.80	\$50.60	\$50.60
Digital Trans. Loop	\$146.70		
Super Trunk Port	\$115.00		
Two Way Access-Each[1] (with DID or without DID)	\$16.00		
Extended Metro Service (EMS)[2]			
Tier 1	\$94.90		
Tier 2	\$107.35		
Extended Area Calling Service (EACS)	[3]		
Digital Loop Service			
Digital loop Arrangement , 24 Line terms & 24 Line terms activated	\$772.86	\$561.80	\$561.80
Digital Loop Arrangement	\$146.70		
Line Termination – each	\$2.20		
Line Termination Activated –each	\$7.88		
PBX Trunk Equivalent (does not include DID termination)	\$16.01		
Bundled Services			
Access Advantage Plus			
Transport	\$315.00	\$750.00	\$750.00
Integrated Voice Access Line, Single Line	\$7.74	\$12.00	\$12.00
Integrated Voice Access Line, Multi Line	\$12.24	\$15.00	\$15.00
Integrated Voice Access Line, Trunk	\$12.24	\$15.00	\$15.00
DS3 Port Charge	\$135.00	\$600.00	\$600.00
Adtran TSU Required (CPE)	n/a	Go DIRect	Go DIRect
Access Advantage Plus Cross Connect (each)			
Same Serving Office	\$9.00	\$125.00	\$125.00
Different Serving Offices (Fixed)	\$22.50	\$20.00	\$20.00
Different Serving Offices (Variable)	\$1.80	\$2.00	\$2.00
PremierSERV T-1 Integrated Access			
Due to the variable nature of services included in PremierSERV T1 Integrated Access special pricing will be provided on an Individual Case Basis (ICB).	ICB Required		
CPE is required and available via the Go DIRect contract.			

[1] Refer to General Exchange Tariff, Section 39 for all other rates, rules, and regulations.

[2]See Integrated Services Tariff, Section 2, Sheet 12.1 for SmartTrunk EMS rates.

See Local Exchange Tariff, Section 1, Sheet 30-50 for Tier 1 and Tier 2 locations.

[3]Refer to General Exchange Tariff, Section 38, Paragraph 4 for the additive rates

Exhibit J-1

Legacy SBC ISDN Services			
Service	TEX-AN 2000 Contracted Services Month-to-Month	Installation costs	Cost to Move
SmartTrunk[1]			
Full Span Components – 23B+D	\$737.00	\$540.50	\$540.50
Initial Interface	\$300.00	\$0.00	\$0.00
B-Channel Trunks	\$19.00	\$0.00	\$0.00
SmartTrunk, Renewal			
Full Span Components 23B+D	\$677.35	\$540.50	\$540.50
Extended Metro Service (EMS)[3]			
Tier 1	\$94.90		
Tier 2	\$107.35		
Extended Area Calling Service (EACS)			
	[4]		
Single Direct Inward Dialing (DID) number	\$1.00	\$10.50	\$10.50
Add'l Single Direct Inward Dialing (DID)	\$1.00	\$10.50	\$10.50
Select Data/Select Video			
Control Link/ Communications Link	\$319.50	\$50.60	\$50.60
Outgoing Usage, per minute	\$0.045	n/a	n/a
Service	TEX-AN 2000 Contracted Services 24 Month	Installation costs	Cost to Move
SmartTrunk 24Month Term [2]			
Full Span Components - 23B+D	\$602.00	\$540.50	\$540.50
ISDN PRI Interface	\$280.00	\$0.00	\$0.00
B-Channel Trunks	\$14.00	\$0.00	\$0.00
DID Numbers-100 Number Block	\$10.00	\$0.00	\$0.00
Additional 100 Number Block	\$10.00	\$0.00	\$0.00
DID Numbers-10 Number Block	\$7.50	\$0.00	\$0.00
Additional 10 Number Block	\$7.50	\$0.00	\$0.00
Single Direct Inward Dialing (DID) number	\$1.00	\$0.00	\$0.00
Add'l Single Direct Inward Dialing (DID)	\$1.00	\$0.00	\$0.00
Dynamic Channel Allocation	\$5.00	\$0.00	\$0.00
Calling Number Delivery	\$5.00	\$0.00	\$0.00
Backup D Channel	\$0.00	\$0.00	\$0.00
Loop Protection	\$0.00	\$0.00	\$0.00
Service	TEX-AN 2000 Contracted Services 24 Month	Installation costs	Cost to Move
SmartTrunk 24Month Term [2]			
Port Only Components - 23B+D	\$502.00	\$540.50	\$540.50
ISDN PRI Port Only	\$180.00	\$0.00	\$0.00
B-Channel Trunks	\$14.00	\$0.00	\$0.00
DID Numbers-100 Number Block	\$10.00	\$0.00	\$0.00
Additional 100 Number Block	\$10.00	\$0.00	\$0.00
DID Numbers-10 Number Block	\$7.50	\$0.00	\$0.00
Additional 10 Number Block	\$7.50	\$0.00	\$0.00
Single Direct Inward Dialing (DID) number	\$1.00	\$0.00	\$0.00
Add'l Single Direct Inward Dialing (DID)	\$1.00	\$0.00	\$0.00
Dynamic Channel Allocation	\$5.00	\$0.00	\$0.00
Calling Number Delivery	\$5.00	\$0.00	\$0.00
Backup D Channel	\$0.00	\$0.00	\$0.00
Loop Protection	\$0.00	\$0.00	\$0.00
Service	TEX-AN 2000 Contracted Services Month-to-Month	Installation costs	Cost to Move
ISDN BRI (Digiline) Interface (2B+D)	\$46.00	\$71.90	\$71.90

[1] Refer to Digital Link Service Tariff, Section 15 for all other rates, rules and regulations. Rates listed do not include end user port charge, which is applicable per span.

[2] Termination charges will apply if service is not retained for 24 months.

Signed contract is not required. Installation charges do not apply, but all normal "other" charges will apply (e.g. SOC, TC, CAC). Rates listed do not include end user Port Charge, which is applicable per span.

Existing term customers can convert to new rate but must keep the existing term or the 24 month term, whichever is longest.

Termination charges will apply per tariff (Texas General Exchange Tariff, Section 49, Sheet 4, Paragraph 3.3.7).

[3]See Integrated Services Tariff, Section 2, Sheet 12.1 for SmartTrunk EMS rates.

See Local Exchange Tariff, Section 1, Sheet 30-50 for Tier 1 and Tier 2 locations.

Exhibit J-1

Legacy SBC Plexar Areawide Service								
TEXAN Contracted Services Month-to-Month[1]	Recurring Monthly Rate	System Installation Cost[2]	Installation Cost[1]	Move Charge per System	Move Charge	Mileage, Monthly Rate, 0-2 Miles	Mileage, Monthly Rate, Over 2 Miles	Mileage IC[1]
Plexar System		\$419.52		\$419.52				
Basic Plexar Station	\$4.80	NC	\$21.35	NC	\$21.35	\$6.07	\$10.25	NC
BRI Station(2B+D)	\$5.79	NC	\$21.35	NC	\$21.35	\$32.00	\$39.00	\$160.38
Call Forwarding				No charge				
Remote Call Forward				No charge				
Call Pick Up				No charge				
Consultation Hold				No charge				
Call Transfer				No charge				
Call Waiting				No charge				
3 Way Calling				No charge				
Calling Number Delivery				No charge				
Multiline Hunt Group				No charge				
Toll Restrictions				No charge				
Block of 100 DID Numbers				No charge				
Block of 1000 DID Numbers				No charge				
Block of 10000 DID Numbers				No charge				
Voice Mail Box	\$5.00	\$173.35	NC	\$173.35	NC	NC	NC	NC
Tie Trunk Term/Analog	\$31.11	NC	\$41.60	NC	\$41.60	NC	NC	NC
Term. Digital Tie Trk/DS1	\$169.60	NC	NC	NC	NC	NC	NC	NC
Term. Digital Tie Trk/DS0[3]	\$12.20	NC	NC	NC	NC	NC	NC	NC
PRI Termination(Tie Trk Term)[4]	\$169.60	NC	NC	NC	NC	NC	NC	NC
Local Access Line, Each	\$21.50	NC	\$25.40	NC	\$25.40	NC	NC	NC
EAS/LOCAL PLUS, per Local Access Line, where available	\$30.00	NC	\$36.00	NC	\$36.00	NC	NC	NC
ARS, Per Station in Arrangement	\$0.25	\$185.87	NC	\$185.87	NC	NC	NC	NC
SMDR Per Station	\$0.36	\$138.37	\$4.39	\$138.37	\$4.39	NC	NC	NC

Notes:

[1] All services are month to month, but customers must complete 24 months service for installation charge waiver. Qualified customers with existing term agreements may take advantage of Tex-An 2000 rates, but must retain service until original term agreement period is completed. All "other" charges will apply (e.g., EUCL, Touch-tone, Service Order, Trip Charges, CAC, etc.). All current rules and regulations apply.

[2] Installation will be waived if service is in place for 24 months.

[3] Must purchase one DS1 Termination to have from 1 to 24 DS0 Terminations.

[4] Includes 23B+D channel capability; DS-0 terms must be purchased as well.

Exhibit J-1

Legacy SBC Disaster Routing Service		
Service	TEX-AN 2000 Contracted Services Month-to-Month	Installation costs
Disaster Routing ServiceSM		
Service Establishment, per account per location	n/a	\$195.00
Choice 1 {2}		
Telephone Numbers To Be Forwarded, per Telephone Number		
1 - 20	\$5.85	\$2.75
21 - 100	\$4.95	\$2.75
101 - 250	\$4.05	\$2.75
251 - 500	\$3.60	\$2.75
501 - 1000	\$2.70	\$2.75
1001 or more	\$2.25	\$2.75
Choice 2 {1}{2}		
Telephone Numbers To Be Forwarded, per Telephone Number and per completed call		
1 - 20	\$3.15	\$2.75
21 - 100	\$2.70	\$2.75
101 - 250	\$2.25	\$2.75
251 - 500	\$2.00	\$2.75
501 - 1000	\$1.50	\$2.75
1001 or more	\$1.00	\$2.75
Per Completed Call	\$0.15	n/a
Group of Telephone Numbers equipped, per group	\$35.00	\$45.00
Rearrangement Charges - per rearrangement	n/a	\$85.50
Password Reinitialization per occasion	n/a	\$18.00

{1} Customers who subscribe to DRS and Intelligent Redirect, on the same telephone number, are not eligible for Choice 2.

{2} Choice 1 and Choice 2 can be provided to the same customer. However, all of the telephone numbers in each group must be all Choice 1 or Choice 2 charges.

Intelligent RedirectSM		
Service Establishment, per Account per location (1)	N/A	\$195.00
Forwarded Telephone Numbers, per Telephone Number		
1 - 20	\$5.85	\$2.75
21 - 100	\$4.95	\$2.75
101 - 250	\$4.05	\$2.75
251 - 500	\$3.60	\$2.75
501 - 1000	\$2.70	\$2.75
1001 or more	\$2.25	\$2.75
Service Features Charges		
Time-Of-Day/Day-Of-Week Routing, Per group equipped	\$35.00	\$45.00
Specific Date Routing, Per group equipped	\$31.50	\$45.00
Percentage Allocation Routing, Per group equipped	\$31.50	\$45.00
Originating Location Routing, Per group equipped	\$40.50	\$45.00
Per group per 100 telephone numbers or a fraction thereof, per screening list	\$31.50	N/A
Rearrangement Charges per rearrangement,	N/A	\$95.00

(1) If ordered/rearranged with Disaster Routing Service, only one charge applies.

Exhibit J-1

Legacy SBC Voice Features		
Features (ICB Pricing available for quantities)	TEX-AN 2000 Contracted Services Month- to-Month	Installation costs²
Call Waiting	\$7.20	\$10.75
Three-Way Calling	\$5.85	\$10.75
Call Return	\$4.50	\$10.75
Auto Redial	\$4.95	\$10.75
Speed Calling 8	\$3.60	\$10.75
Priority Call	\$2.70	\$10.75
Selective Call Forwarding	\$4.05	\$10.75
Call Blocker	\$4.95	\$10.75
Speed Calling 30	\$2.70	\$10.75
Anonymous Call Rejection	\$3.60	\$10.75
Call Forwarding-Busy Line	\$2.70	\$10.75
Call Forwarding-Don't Answer	\$2.70	\$10.75
Call Forwarding-Busy Line/Don't Answer	\$3.60	\$10.75
Simultaneous Call Forwarding	\$2.39	\$16.15
Call Waiting ID	\$4.50	\$10.75
Call Waiting ID Options	\$5.40	\$10.75
Call Transfer Disconnect	\$13.50	\$10.75
Charge Per Successful Activation		
Call Trace {1}	\$6.30	\$0.00
Auto Redial {1} (maximum monthly \$4.00)	\$0.50	None
Call Return {1}	\$0.95	None

{1} This feature will be deactivated, at no charge to the customer, upon request.

(2) The installation charge is \$10.75 for one or more Call Management Services per request, per line, except when the simultaneous Call Forwarding Service is established.

Exhibit J-1

Legacy SBC Extended Metropolitan Service			
Service	TEX-AN 2000 Contracted Services Month- to-Month	Installation costs	Cost to Move
Extended Metropolitan Service			
Tier 1 -			
Business Flat Rate 1 Party	\$72.35	\$71.90	\$71.90
Multi-Line Hunting	\$83.20	\$71.90	\$71.90
PBX Trunk	\$113.50	\$71.90	\$71.90
Tier 2			
Business Flat Rate 1 Party	\$81.10	\$71.90	\$71.90
Multi-Line Hunting	\$93.25	\$71.90	\$71.90
PBX Trunk	\$125.95	\$71.90	\$71.90

Refer to the AT&T Local Exchange Tariff, Section 5, for availability and definition of Tier1 and Tier2 cities.

Exhibit J-1

Legacy SBC PremierSERV Optical Networking Solutions			
Service	TEX-AN 2000 Contracted Services Month to-Month	Installation costs	Cost to Move
FibreMANSM	ICB Required	ICB Required	ICB Required
GigaMAN[®]	ICB Required	ICB Required	ICB Required
DecaMANSM	ICB Required	ICB Required	ICB Required
OPT-E-MANSM	ICB Required	ICB Required	ICB Required
SONET	ICB Required	ICB Required	ICB Required
Customized Switched Metro Ethernet Service (CSME)	ICB Required	ICB Required	ICB Required

TELECOMMUNICATION FEES APPLICABLE TO LOCAL SERVICES

FUSF

PICC- Does not apply if Long Distance is PIC'd to TEX-AN

(EUCL) FCC CUSTOMER APPROVED LINE CHARGE

911 FEE – Applies only to Political Subdivisions

911 SURCHARGE – Applies only to Political Subdivisions

TEXAS POSITION CONTROL – Applies only to Political subdivisions

EXPANDED TOLL-FREE CALLING SURCHARGE

MUNI FEE