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April 23, 2004

Ms. Blanca S. Bayo, Director
Division of Records and Reporting
Florida Public Service Commission
2540 Shumard Oak Boulevard
Tallahassee, Florida 32399-0850

undocketed

COMMISSION
CLERK

APR 26 AM 11:18

RECEIVED - FPSC

Re: KMC Telecom III LLC Price List No. 2 Amendment

Dear Ms. Bayo:

Enclosed for filing with the Florida Public Service Commission ("Commission"), please find an original and three (3) copies of KMC Telecom III LLC's ("KMC III") revised Price List No. 2. KMC III's Price List has been amended to include third party charges.

Also enclosed is a duplicate copy of this filing and a self-addressed, postage-paid envelope. Please date-stamp the duplicate upon receipt and return it in the envelope provided. Please do not hesitate to contact me at (202) 887-1212 should you have any questions concerning this matter.

Respectfully submitted,

Nicholaus G. Leverett

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(b)
FPSC-BUREAU OF RECORDS

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Enclosures

(original/copies forwarded to CMP)

DOCUMENT NUMBER-DATE

04857 APR 26 03

FPSC-COMMISSION CLERK

SWITCHED ACCESS SERVICESCHECK SHEET

The sheets listed below, which are conclusive of this price list, are effective as of the date shown at the bottom of the respective sheets. Original and revised sheets, as named below comprise all changes from the original price list, and are currently in effect as of the date at the bottom of this page.

<u>Sheet</u>	<u>Revision</u>	<u>Sheet</u>	<u>Revision</u>	<u>Sheet</u>	<u>Revision</u>
1	Original	30	Original	59	Original
2	2 nd *	31	Original	60	Original
3	Original	32	Original	61	Original
4	Original	33	Original	62	Original
5	Original	34	Original	63	Original
6	Original	35	Original	64	Original
7	Original	36	Original	65	Original
8	Original	37	Original	66	Original
9	Original	38	Original	67	Original
10	Original	39	Original	68	Original
11	Original	40	Original	69	Original
12	Original	41	Original	70	Original
13	Original	42	Original	71	Original
14	Original	43	Original	72	Original
15	Original	44	Original	73	1 st
16	Original	45	Original	74	Original
17	Original	46	Original	75	1 st
18	Original	47	Original	76	1 st
19	Original	48	Original	77	1 st
20	1 st Revised *	49	Original	78	1 st
21	Original	50	Original	79	1 st
22	Original	51	Original	80	1 st
23	Original	52	Original	81	1 st
24	Original	53	Original	82	Original
25	Original	54	Original	83	1 st
26	Original	55	Original	84	Original
27	Original	56	Original		
28	Original	57	Original		
29	Original	58	Original		

* Indicates new or revised sheet submitted with this filing.

ORIGINAL

Issued: April 26, 2004

Effective: April 27, 2004

Issued By: Mike Duke
Director of Government Affairs
KMC Telecom III, LLC
1755 North Brown Road
Lawrenceville, GA 30043

SWITCHED ACCESS SERVICES

REGULATIONS2.3 Obligations of the Customer (cont'd.)2.3.4 Third Party Charges

For the avoidance of doubt and notwithstanding any other provision in this Tariff or other customer service agreement or arrangement, including but not limited to Meet Point Billing arrangements, in addition to service charges imposed by KMC Telecom for the Service, the Customer shall be responsible for and reimburse KMC for any and all charges, fees, assessments of any kind or nature, including but not limited to interstate and intrastate switched access charges, imposed by any third party (collectively "Third Party Charges") upon KMC Telecom relating to usage incurred by the Customer in connection with the Services. The Customer hereby indemnifies KMC Telecom for all Third Party Charges and agrees to defend and hold KMC Telecom harmless for all damages, losses, claims or judgments arising out any Third Party Charges.

2.4 Customer Equipment and Channels2.4.1 Interconnection of Facilities

In order to protect the Company's facilities and personnel and the services furnished to other customers by the Company from potentially harmful effects, the signals applied to the Company's service shall be such as not to cause damage to the facilities of the Company. Any special interface equipment necessary to achieve the compatibility between facilities of the Company and the channels or facilities of others shall be provided at the Customer's expense.

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