

## **MOBIUS COMMUNICATIONS COMPANY**

### **DISCLOSURES CONCERNING INTERNET SERVICE**

(Transparency Disclosures)

Mobius Communications Company (the “Company”) provides this disclosure in its good faith effort to comply with the requirement of the Federal Communications Commission (“FCC”) regarding the open and non-discriminatory use of the Internet by our customers and the use of reasonable network management practices as stated by the FCC to ensure an open Internet. As such, the Company will, in good faith, manage its network and provide access in accordance with the FCC’s Open Internet Rules and will comply, in good faith, with any future rules adopted by the FCC.

In adopting its Open Internet Rules, the FCC sought to ensure that our end users had certain information regarding the management of our Internet services. This policy statement, in conjunction with our privacy policy, acceptable use policy and the commercial terms and conditions that we provide on our web site, are aimed at meeting these objectives.

The Company reserves the right to update and modify these policies and our terms and conditions as well as our network management practices from time to time. Thus, we encourage you to visit our website periodically to review our practices.

Network Management Practices. The Company manages its network without regard to the specific type of network traffic, application or end user. The Company does not block or rate-control specific protocols or ports. Additionally the Company does not inhibit or favor certain application or classes of applications.

Device Attachment. The Company allows end users that subscribe to our Internet service to connect any ordinary and typical consumer device to the network provided that such attachment does not harm our network.

Security Protections. The Company maintains the ability to implement reasonable practices to ensure network security and integrity, including by addressing traffic that is harmful to the network or traffic that is unwanted by the end users of our Internet service.

Reasonable Network Management Practice Defined. We use the following definition for what we consider to be a reasonable network management practice -- A network management practice is reasonable if it is appropriate and tailored to achieving a legitimate network management purpose, taking into account the particular network architecture and technology of the broadband Internet access service. For example, the Company may block spam or other unsolicited bulk email.

No Blocking. The Company does not block lawful content, applications, services, or non-harmful devices, subject to reasonable network management. Additionally, the Company does not block users from accessing lawful web sites, subject to our reasonable network management practices nor does the Company block applications that may compete with the

either the Company's or one of its affiliate's voice service products, subject again to our reasonable network management practices.

No Unreasonable Discrimination. The Company does not unreasonably discriminate in transmitting lawful network traffic over a user's broadband Internet access service subject to our reasonable network management practices.

Service Description. The Company provides service using the following technologies:

- a. Asymmetric Digital Subscriber Line ("ADSL") technology that uses copper wire in the communities of Hemingford, Chadron and Alliance, Nebraska.
- b. Cable Modem broadband service is available in the community of Crawford, Nebraska.
- c. A 700 MHz wireless broadband product is offered in the following communities of Nebraska: Alliance, Chadron, Crawford, Gering, Scottsbluff, Sidney, Whitney, Morrill and Mitchell.
- d. Fiber to the home broadband service is provided in the community of Berea, Nebraska.

Expected and Actual Transmission Speed. Based upon on internal testing conducted by the Company, the actual expected performance for the Company's service offerings are as follows:

- a. Asymmetric Digital Subscriber Line ("ADSL") 40-50ms
- b. Cable Modem broadband 20-35ms
- c. A 700 MHz wireless broadband 45-65ms
- d. Fiber to the home broadband 5-10ms

This information is based upon the mean upload and download speeds in megabits per second during the "busy hour" between 7:00 p.m. and 11:00 p.m. on weeknights.

Expected and Actual Latency. Based upon on internal testing the Company, the actual expected performance for the Company's service offerings are as follows:

- a. Asymmetric Digital Subscriber Line ("ADSL") 40-50ms
- b. Cable Modem broadband 20-35ms
- c. A 700 MHz wireless broadband 45-65ms
- d. Fiber to the home broadband 5-10ms

This information is based upon the mean round trip latency during the "busy hour" between 7:00 p.m. and 11:00 p.m. on weeknights.

Suitability for Real Time Applications. All of the Company's Internet service offerings can be used for real time applications. However, performance of those applications may improve at higher transmission speeds.

Pricing, Terms and Conditions. The Company's pricing, terms and conditions are located at [http://www.mobiusinternet.com/internet/internet\\_prices.pdf](http://www.mobiusinternet.com/internet/internet_prices.pdf)

Privacy Policies. The Company's Privacy Policy is located at [http://www.mobiusinternet.com/policy/web/privacy\\_policy.pdf](http://www.mobiusinternet.com/policy/web/privacy_policy.pdf)

Acceptable Use Policies. The Company's Acceptable Use Policy is located at [http://www.mobiusinternet.com/policy/services/Mobius\\_AUP\\_082905.pdf](http://www.mobiusinternet.com/policy/services/Mobius_AUP_082905.pdf) Our Acceptable Use Policy provides a more specific discussion and should be consulted by you. In general, however, it is not acceptable to use the Company's network for any purpose that violates local, state or federal laws or to transmit communications that might be highly offensive or damaging to any recipients or to use the service in a manner that is unintended.

Question and Concerns. If you have any questions or concerns about network management or these disclosures you can contact our customer service personnel to express your concerns. If this does not resolve your question or concern, please contact:

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