

Open Access, Interconnection and Nondiscrimination Policies

Open Access: The Nez Perce Tribe's broadband network will connect to the public internet directly or indirectly and provide requesting parties with an ability to connect to the Internet.

Interconnection: The Nez Perce Tribe will provide access to its fixed wireless network facilities at any technically feasible point along their network (without exceeding current or reasonably anticipated capacity limitations). This offer to interconnect at any technically feasible point along the network includes all points of interconnection. Nez Perce Tribe is prepared to wholesale a direct connection that it has built to the customer and/or provide transport services to a last mile provider that is serving the customer (e.g., backhaul, Internet access). Nez Perce Tribe will make all reasonable efforts to allow all requesting parties to interconnect with their facilities regardless of the business model or purpose of the requestor. Rates and terms for interconnections shall be reasonable and nondiscriminatory.

Collocation: Nez Perce Tribe will allow collocation by interconnecting parties, on a first-come, first-served basis, in any equipment or facility, where and when possible. Rates and terms for interconnection shall be reasonable and nondiscriminatory. If a request is made to interconnect at a location where no point of interconnection currently exists, the requesting party should bear any reasonable cost to improve the facilities to allow for interconnection. If a request is made to collocate, Nez Perce Tribe will allow the requesting party to collocate at reasonable and nondiscriminatory rates.

Nondiscrimination: Nez Perce Tribe will adhere to the following principles that were set forth in the Federal Communications Commission (FCC) Internet Policy Statement (FCC 05-151, adopted August 5, 2005) or any subsequent ruling or statement:

- *"To encourage broadband deployment and preserve and promote the open and interconnected nature of the public Internet, consumers are entitled to access the lawful Internet content of their choice.*
- *To encourage broadband deployment and preserve and promote the open and interconnected nature of the public Internet, consumers are entitled to run applications and use services of their choice, subject to the needs of law enforcement.*
- *To encourage broadband deployment and preserve and promote the open and interconnected nature of the public Internet, consumers are entitled to connect their choice of legal devices that do not harm the network.¹*
- *To encourage broadband deployment and preserve and promote the open and interconnected nature of the public Internet, consumers are entitled to competition among network providers, application and service providers, and content providers."*

The Nez Perce Tribe will not favor any lawful Internet applications and content over others.
