

BEFORE THE COMMONWEALTH OF KENTUCKY

PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE COMMISSION

In the Matter of:

INVESTIGATION INTO TRAFFIC DISPUTE)	
BETWEEN BRANDENBURG TELEPHONE)	CASE NO.
COMPANY, WINDSTREAM KENTUCKY EAST,)	2008-00203
LLC AND VERIZON ACCESS)	

WINDSTREAM KENTUCKY EAST, LLC'S DATA REQUESTS TO BRANDENBURG BASED ON UPDATED DIRECT TESTIMONY

Windstream Kentucky East, LLC ("Windstream") submits the following Data Requests to Brandenburg Telephone Company ("Brandenburg") to be answered in accord with the following:

DEFINITIONS

- "Windstream" means Windstream Kentucky East, LLC f/k/a Windstream Kentucky East, Inc.
- "Brandenburg" means Brandenburg Telephone Company.
- "You" and "your" refer to Brandenburg.
- "Brandenburg" means Brandenburg Telephone Company.
- "Verizon" means MCImetro Access Transmission Services, LLC d/b/a Verizon.
- "Brandenburg-Windstream EAS facilities" refer to the extended area service trunks between Brandenburg and Windstream established to carry EAS traffic between your Radcliff and Vine Grove customers and Wind stream East's Elizabethtown customers.
- "Brandenburg-Verizon Agreement" refers to the traffic exchange agreement filed in Kentucky Public Service Commission ("Commission") Case No. 2008-00203 on or about

August 27, 2011 and referenced in the Commission's September 15, 2011 Order in such docket.

- “Document” shall have the broadest possible meaning under applicable law and means every writing or record of every type and description that is in your full or partial possession, custody or control, including, by way of illustration and not limitation, correspondence, memoranda, drafts, work papers, summaries, stenographic or handwritten notes, studies, publications, books, pamphlets, reports, surveys, schedules, work sheets, comparisons, minutes or statistical compilations, computer and other electronic records or tapes or printouts, including, but not limited to, electronic mail files and copies of such writings or records containing any commentary or notation whatsoever that does not appear in the original.
- “Referring” or “relating to” means consisting of, containing, mentioning, suggesting, reflecting, concerning, regarding, summarizing, analyzing, discussing, involving, dealing with, emanating from, directed at, pertaining to in any way, or in any way logically or factually connected or associated with the matter discussed.
- “And” and “or” as used herein shall be construed both conjunctively and disjunctively, and each shall include the other whenever such construction shall serve to bring within the scope of these discovery requests any information that would otherwise not be brought within their scope.
- “Identify” or “identifying” or “identification” when used in reference to a document means to provide, with respect to each document requested to be identified by these discovery requests, a description of the document that is sufficient for purposes of a request to produce or a subpoena *duces tecum*, including the following:

- a. the type of document (e.g., letter, memorandum, etc.);
 - b. the date of the document;
 - c. the title or label of the document;
 - d. the identity of the document originator;
 - e. the identity of each person to whom the document was sent;
 - f. a summary of the contents of the document; and
 - g. if any such document was, but is no longer, in your presence, custody or control or is no longer in existence, state whether the document is missing or lost, destroyed, or has been transferred voluntarily or involuntarily.
- The singular as used herein shall include the plural, and vice versa, and the masculine gender shall include the feminine and the neuter.

GENERAL INSTRUCTIONS

These Data Requests are to be answered with reference to all information in your full or partial possession, custody or control or reasonably available to you. These Data Requests are intended to include requests for information, which is physically within your possession, custody or control.

To the extent that the specific document, work paper, or information as requested does not exist, but a similar document, work paper, or information does exist, provide the similar document, work paper, or information.

If any request cannot be answered in full, answer to the extent possible and specify the reasons for your inability to answer fully.

These Data Requests are continuing in nature and require supplemental responses should information unknown to you at the time you serve your responses to these requests subsequently become known.

For each request, provide the name of your witness(es) or employee(s) or other representative(s) responsible for compiling and providing the information contained in each answer.

DATA REQUESTS

1. Reference: Second Supplemental Direct Testimony of Allison T. Willoughby at p. 6, lines 16-19. Please describe the “Point of Connection” (“POC”) as such term is used in the Brandenburg-Verizon Agreement and defined in Section 1.12 of such agreement. Specifically:
 - a. What are the V&H coordinates, as such term is commonly used in the telecommunications industry, of the POC?
 - b. If there is a Common Language Location Identifier (“CLLI”) code for the POC, please provide it. To the extent that there is no CLLI code for such POC but there is a CLLI code associated with the same physical location as the POC, please provide such CLLI code.
 - c. Is the POC at the same physical location as the meet point between Brandenburg and Windstream for the Windstream-Brandenburg EAS Facilities?

2. Reference: Second Supplemental Direct Testimony of Allison T. Willoughby at p. 6, lines 16-19.
 - a. As of the date of your response to this data request, has the “traffic in question” as such term is used on p. 7, line 5, been moved off of the Brandenburg-Windstream EAS Facilities?
 - b. If your answer to subpart a is anything other than an unqualified answer in the affirmative, please provide:
 - i. An explanation for why the traffic has not yet been moved; and
 - ii. The date by which you expect such traffic to be moved and the basis for such expectation.

3. Reference: Second Supplemental Direct Testimony of Allison T. Willoughby at p. 6, lines 16-19. As part of its efforts to implement the Brandenburg-Verizon Agreement, is Brandenburg in any way seeking for traffic to which such agreement pertains to continue to be routed over the Windstream-Brandenburg EAS Facilities? If so, please explain.

4. Reference: Second Supplemental Direct Testimony of Allison T. Willoughby at p. 3, lines 5-6; p. 3, line 21 through p. 4, line 1; p. 4, line 23 through p. 5, line 1, p. 7, lines 16-17. Please provide all documents, including e-mails and other electronic documents, that form the basis for the referenced claims. To the extent that such documents are readily publicly available, you may merely provide specific reference to such documents, including the section or page number.

5. Reference: Second Supplemental Direct Testimony of Allison T. Willoughby at p. 6, lines 16-19. Section 3.1 of the referenced agreement (Brandenburg-Verizon Agreement) states as follows: “The Agreement sets forth the terms and conditions under which the Parties agree to interconnect their networks and exchange ISP Traffic.” “ISP Traffic” is defined in Section 1.12.

a. Does Brandenburg intend to enter into an agreement with Verizon pertaining traffic that is not “dial-up modem traffic terminated to Verizon customers that are commercial providers of internet access,” but nevertheless is traffic for which: “(i) the call originates and terminates from and to, respectively, NPA NXXs assigned to rate centers in the same Local Service Exchange Area; or (ii) originates and terminates from and to, respectively, NPA NXXs assigned to rate centers within different Exchanges that share a common mandatory local calling area, e.g., mandatory Extended Area Service (EAS) or mandatory Extended Local Calling Service (ELCS) as approved by the

Commission and defined by Brandenburg's tariffs” (Brandenburg-Verizon Agreement at § 1.12)?

b. If your answer to subpart a is in any way in the affirmative, please state when Brandenburg intends to enter into such an agreement and the steps that Brandenburg is taking to do so. If your answer to subpart a is anything other than an unqualified affirmative response, please explain.

6. Reference: Updated Direct Testimony at p. 6, lines 13-19.

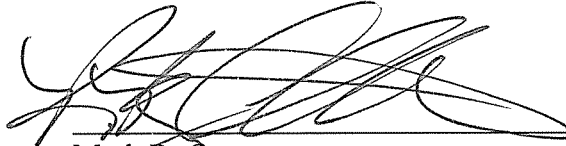
a. Please produce all documents in your possession, including e-mails and other electronic files, that discuss or relate to the “traffic in question” as such term is used on p. 5, line 7 of your Second Supplemental Direct Testimony. You need not produce any documents that are known to have been created before August 29, 2009.

b. To the extent not provided in response to subpart a of this data request or any other Windstream data request, please produce all documents in your possession, including e-mails and other electronic files, that discuss or relate to any other type of traffic originated by Brandenburg end users and bound for Verizon that was traversing the Brandenburg-Windstream EAS Facilities as of August 29, 2009. You need not produce any documents that are known to have been created before August 29, 2009.

c. To the extent not provided in response to subparts a or b of this data request or any other Windstream data request, please also produce all other documents in your possession, including e-mails and other electronic files, relating to implementation of the Kentucky Public Service Commission’s August 29, 2009 order in this docket. This request includes but is not limited to negotiation of a traffic exchange agreement (or

attempts at such negotiation) and implementation of the Brandenburg-Verizon Agreement.

Respectfully submitted,



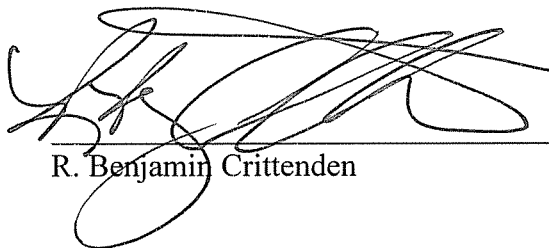
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CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing has been served by United States Postal Service, First Class Mail, on this the 14th day of October, 2011, upon:

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