

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN INVESTIGATION INTO THE) ADMINISTRATIVE CASE
SWITCHED ACCESS RATES OF) NO. 2010-00398
KENTUCKY INCUMBENT AND)
COMPETITIVE LOCAL EXCHANGE)
CARRIERS)

RESPONSES AND OBJECTIONS OF
LESLIE COUNTY TELEPHONE COMPANY, LEWISPORT TELEPHONE COMPANY
AND SALEM TELEPHONE COMPANY
TO CLECS' SECOND SET OF DATA REQUESTS

In accordance with the Procedural Schedule contained in Appendix A to the Commission's March 10, 2011 Order, Leslie County Telephone Company, Lewisport Telephone Company and Salem Telephone Company (collectively "TDS Telecom" or "TDS Companies") hereby provide their responses and objections to the First Set of Data Requests served by tw telecom of Kentucky, llc, Level 3 Communications, LLC and US LEC of Tennessee L.L.C. d/b/a PAETEC Business Services (collectively "CLECs") on August 5, 2011.

GENERAL OBJECTIONS

1. The TDS Companies object to the Data Requests of CLECs to the extent they purport to impose upon the TDS Companies any different or additional obligations from those imposed under Kentucky Revised Statutes and Kentucky Public Service Commission ("Commission") regulations. In responding to this discovery, the TDS Companies intend to and will respond in accordance with standard and acceptable Commission practice.

2. The TDS Companies object to each request to the extent that it seeks documents or information equally available through public sources or records because such requests subject the TDS Companies to unreasonable and undue annoyance oppression, burden and expense. The TDS Companies will refer the propounder to publicly available documents on record at the Commission, or to any other publicly available source.

3. The TDS Companies object to each request to the extent that it seeks to impose an obligation on the TDS Companies to respond on behalf of subsidiaries, affiliates, or other persons that are not subject to the jurisdiction of the Commission or are not parties to this proceeding on the grounds that such discovery is overly broad, unduly burdensome, oppressive, irrelevant and not likely to lead to the discovery of relevant or admissible evidence, and not permitted by applicable discovery rules.

4. The TDS Companies object to each request to the extent it seeks information that requires complex responses. The function of interrogatories is to pose simple questions relating to a particular subject matter that may be answered by a brief categorical statement.

5. The TDS Companies have interpreted each request to apply to the TDS Companies' regulated intrastate operations in Kentucky and will limit their responses accordingly. To the extent any request is intended to apply to matters that take place outside of the Commonwealth of Kentucky and which are not related to Kentucky intrastate operations subject to the jurisdiction of the Commission and are not the subject of this proceeding, the TDS Companies object to each such request as irrelevant, overly broad, unduly burdensome, not likely to lead to the discovery of relevant or admissible evidence, and oppressive.

6. The TDS Companies object to each request to the extent it seeks information not reasonably calculated to lead to the discovery of admissible evidence and not relevant or material to the subject matter of this proceeding.

7. The TDS Companies object to each request to the extent it is duplicative and overlapping, cumulative of another request, overly broad, and/or seek responses in a manner that is unduly burdensome, expensive, oppressive, or excessively time consuming to the TDS Companies to produce.

8. The TDS Companies object to each request to the extent it seeks to obtain "all," "each," or "every" document, item, customer, or other such piece of information because such discovery is overly broad and unduly burdensome.

9. The TDS Companies object to each request as overly broad and unduly burdensome to the extent such request seeks to have the TDS Companies create documents not in existence at the time of the request, or to produce documents not in the TDS Companies' possession, custody or control. The TDS Companies further object to each request to the extent it seeks an analysis, calculation, or compilation which The TDS Companies has not performed previously.

10. The TDS Companies object to each request as overly broad and unduly burdensome to the extent it is not limited to any stated period of time, or it pertains to a stated period of time that is longer than is relevant for purposes of the issues in this proceeding.

11. The TDS Companies object to each request to the extent that it seeks to require information regarding "all persons." Such a request is unduly burdensome.

12. To the extent that any requested information is confidential and/or contains proprietary information, the TDS Companies will only produce it pursuant to a Protective

Agreement. Any and all confidential and/or proprietary information produced by the TDS Companies in this proceeding is subject to a Protective Agreement.

13. The TDS Companies object to the extent that any request seeks information subject to the attorney/client privilege, attorney work-product exemption, or other applicable privileges or immunities from disclosure, as contrary to the laws and rules governing privilege and exemption.

14. The objections, responses, and documents produced in response to each request are not intended nor should be construed in any manner to waive the TDS Companies right to object to any and all requests as to their competency, relevancy, materiality, privilege and admissibility as evidence for any purpose, in or at the hearing of this or any other proceeding.

15. The TDS Companies object to the extent that the Instructions seek to place a continuing obligation upon the TDS Companies to update each response. To the extent that the CLECs seek updated information, the CLECs should update their data requests.

RESPONSES TO DATA REQUESTS

Request No. 1: State, for calendar years 2009 and 2010 separately, the amount of access revenue shift you would have experienced if your **intrastate terminating** switched access rates mirrored your **interstate terminating** switched access rates.

Responsible Person: Bruce Mottern

Objections: The TDS Companies' General Objections are incorporated by reference.

Response of Leslie County Telephone Company, Lewisport Telephone Company and

Salem Telephone Company: See Attachment TDS/CLEC Set II-1
(CONFIDENTIAL).

Request No. 2: Provide the number of your **terminating** interstate and intrastate access minutes for 2009 and for 2010 (separately).

Responsible Person: Bruce Mottern

Objections: The TDS Companies' General Objections are incorporated by reference.

Response of Leslie County Telephone Company, Lewisport Telephone Company and Salem Telephone Company: See Attachment TDS/CLEC Set II-2 (CONFIDENTIAL).

Request No. 3: State, for calendar years 2009 and 2010 separately, the amount of access revenue shift you would have experienced if your intrastate and interstate **terminating** switched access rates mirrored your **reciprocal compensation** rates.

Responsible Person: Bruce Mottern

Objections: The TDS Companies' General Objections are incorporated by reference.

Response of Leslie County Telephone Company, Lewisport Telephone Company and Salem Telephone Company: See Attachment TDS/CLEC Set II-2 (CONFIDENTIAL).

Request No. 4: Provide the number of your **reciprocal compensation** minutes for 2009 and for 2010 (separately). This request is for the number of minutes on which you assess reciprocal compensation charges, not the number of minutes on which you paid reciprocal compensation.

Responsible Person: Bruce Mottern

Objections: The TDS Companies' General Objections are incorporated by reference.

[BEGIN CONFIDENTIAL]

Leslie County Telephone Company Response:

2010 2009

Lewisport Telephone Company Response:

2010 2009

Salem Telephone Company Response:

2010 2009

[END CONFIDENTIAL]

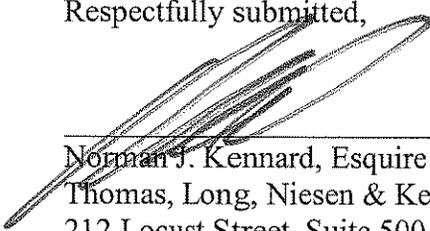
Request No. 5: Produce all workpapers, calculations, and formulas — in native format, including spreadsheets (Excel preferred) — for the revenue shift numbers stated in requests #1 and #3 above.

Responsible Person: Bruce Mottern

Objections: The TDS Companies' General Objections are incorporated by reference.

Response of Leslie County Telephone Company, Lewisport Telephone Company and Salem Telephone Company: See Attachments TDS/CLEC Set II-1 (**CONFIDENTIAL**) and TDS/CLEC Set II-2 (**CONFIDENTIAL**).

Respectfully submitted,



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