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**SEP 05 2018**

**COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION  
Case No. 2018-00157**

**PUBLIC SERVICE  
COMMISSION**

In the Matter of

CMN-RUS, INC.

COMPLAINANT

v.

WINDSTREAM KENTUCKY EAST, INC.

RESPONDENT

**TESTIMONY OF ASHLEY SANDERS  
MANAGER OSP ENGINEERING - KY  
WINDSTREAM**

**Filed: September 6, 2018**

1 **Q. Please state your name, position, and business address.**

2 A. My name is Ashley L. Sanders. I am Manager OSP Engineering - KY for Windstream.<sup>1</sup>

3 My business address is 130 West New Circle Road Suite 170, Lexington, KY 40505.

4 **Q. Please describe your educational and professional background.**

5 A. I received a B.A. in Kinesiology from Transylvania University in 1999. I've been in the  
6 field of telecom for 18 years now. I started with BellSouth in 2000 (later bought by AT&T)  
7 as an OSP Engineer for 3 years and then ran the in-house construction crew of linemen and  
8 splicers for 4 years. I had 12 CWA Union techs reporting to me at this time as Manager,  
9 OSP Construction. I left AT&T in 2007 to come to Windstream to get back into the OSP  
10 Engineering side of the house. I worked again as an OSP Engineer for 8 years. Then,  
11 moved in to Management as OSP Engineering Supervisor from 2015 – 2018. I was  
12 promoted to Manager of OSP Engineering over the whole state of KY in April of 2018. I  
13 have 1 OSP Engineering Supervisor & 15 OSP Engineers reporting to me currently  
14 throughout the State.

15 **Q. Have you or those you supervise witnessed any problems stemming from the**  
16 **attachment of CMN to poles belonging to Windstream in the Lexington area?**

17 A. Yes, we have. We have seen several problems.

18 First, we have seen some dangerous practices by CMN contractors doing the work  
19 of attaching lines to poles. In Exhibit 1, you can see that the contractor is actually standing  
20 on a cable. Exhibit 1, WIN3225-3226. This is very dangerous and is not workmanlike  
21 completion of this job.

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<sup>1</sup> In this Testimony, Windstream refers to all Windstream affiliates as a collective whole.

1           Second, we have had issues with CMN contractors damaging Windstream facilities  
2 and even cutting Windstream lines. Discussions of this are shown in Exhibit 2, WIN7659-  
3 7664. A list of damages caused by CMN contractors is also attached at Exhibit 3,  
4 WIN0001.

5 **Q. CMN has expressed that it would be willing to pay for Windstream to outsource**  
6 **review of engineering? Why has Windstream refused this offer?**

7 A. Windstream Engineering's main function is to engineer new builds, help reengineer  
8 existing infrastructure to maintain Windstream's network, and oversee Windstream  
9 contractors in performing the construction of these builds and maintenance projects.

10           As a secondary function, Windstream's Engineers coordinate and manage make  
11 ready design and construction for Parties attaching to Windstream's poles. This means  
12 managing contractors as they perform the work necessary to allow *other* providers to attach  
13 facilities to Windstream poles. This also means inspecting the attachments of other  
14 providers to ensure all safety and engineering requirements are met. These requirements  
15 are set by the Federal Communications Commission, the Kentucky Public Service  
16 Commission, and the National Electric Safety Code. Not following these rules may result  
17 in significant fines, or worse, the injury of a member of the public. There are literally  
18 millions of utility poles in Kentucky and accidents can and do occur. For this reason, it is  
19 imperative that Windstream use the utmost caution in reviewing and approving the  
20 attachments that go on its poles. Therefore, Windstream must rely on its own internal  
21 engineers to ensure compliance.

22           An increase in the number of applications submitted creates a greater burden on  
23 Windstream internally. All surveys and applications must be reviewed by Windstream to

1 ensure CMN is not illegally attaching to poles or placing attachments to poles in an unsafe  
2 or improper manner. While Windstream can have contractors hired to preform processing  
3 and construction, an increase of applications and make ready work means there is an  
4 increased need for review. Windstream cannot outsource the review and quality control  
5 part of the make ready process.

6 Windstream is certainly not willing to outsource this review for CMN given its  
7 recent behavior. For example, last week, a Windstream employee spotted a CMN employee  
8 standing on a Windstream cable while suspended in the air working on the CMN line while  
9 wearing metal gaff hooks. Exhibit 2, WIN3225. It would be a gross violation of safety  
10 regulations to stand on the cable, it is extraordinarily dangerous to do so while wearing  
11 metal gaff hooks. Not only is it a safety violation to stand on the cables, but CMN has not  
12 yet paid the make ready estimate for attachment to this pole.

13 **Q. Does this conclude your testimony?**

14 **A. Yes.**

VERIFICATION

STATE OF KENTUCKY     )

COUNTY OF FAYETTE    )

The undersigned, Ashley L. Sanders, being duly sworn, deposes and says that she is Manager OSP Engineering - KY for Windstream, and that she has personal knowledge of the matters set forth in the foregoing testimony, and that the answers contained therein are true and correct to the best of her information, knowledge and belief.

  
\_\_\_\_\_  
Ashley L. Sanders

Subscribed and sworn before me, this the 4<sup>th</sup> day of Sept., 2018.

  
\_\_\_\_\_  
NOTARY PUBLIC

EXPIRATION: 3/21/21

NOTARY ID: 575727



EXHIBIT 1



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**From:** George Kemp <George.Kemp@metronetinc.com>  
**Sent:** Friday, March 23, 2018 10:37 AM  
**To:** Mateyoke, Charles; Williamson, Tim; Henson, Jason; Edwards, Kimberly; Rucker, Jamie; Lloyd, James; Hays, Sarah K  
**Cc:** George Kemp  
**Subject:** Re: METRONET CONSTRUCTION

Good morning,

The information you are sharing with us is very concerning to us as well. As MetroNet's Director, Safety & Quality Assurance one of my goals is to help ensure we are doing everything we can to protect the facilities of other utilities.

I will be in Lexington next Monday and Tuesday. Who can I meet with to review these concerns? Do you have a field operations manager and a damage prevention manager or are there other people that would be better to meet with? Protecting your facilities is important to us!

Please let me know who, when and where and I will be there. This is important to me.

Best regards,  
George

George Kemp, Ph.D.  
Director, Safety & Quality Assurance  
MetroNet

---

**From:** Lauren Sandefur <Lauren.Sandefur@metronetinc.com>  
**Date:** Friday, March 23, 2018 at 10:12 AM  
**To:** "Edwards, Kimberly" <Kimberly.Edwards@windstream.com>, Nicole Sugg <Nicole.Sugg@metronetinc.com>, Tom Osborne <Tom.Osborne@metronetinc.com>, George Kemp <George.Kemp@metronetinc.com>, John Storey <John.Storey@metronetinc.com>  
**Cc:** "Hays, Sarah K" <Sarah.K.Hays@windstream.com>, "Lloyd, James" <James.Lloyd@windstream.com>, "Rucker, Jamie" <Jamie.Rucker@windstream.com>  
**Subject:** RE: METRONET CONSTRUCTION

Tom/George/John, See below and please apply to all to address these concerns.

Kim,

We are adding our underground team to this email. We most definitely contact 811 and take every precaution to avoid any disturbances. I am unaware of the recent incident you describe. I am on the aerial permitting team, but can assure you the gentleman mentioned above will get back to you as soon as possible.

Thank you,

Lauren Sandefur  
Permit Specialist



---

**From:** Edwards, Kimberly [mailto:Kimberly.Edwards@windstream.com]  
**Sent:** Friday, March 23, 2018 9:00 AM  
**To:** Lauren Sandefur <Lauren.Sandefur@metronetinc.com>; Nicole Sugg <Nicole.Sugg@metronetinc.com>  
**Cc:** Hays, Sarah K <Sarah.K.Hays@windstream.com>; Lloyd, James <James.Lloyd@windstream.com>; Rucker, Jamie <Jamie.Rucker@windstream.com>  
**Subject:** FW: METRONET CONSTRUCTION  
**Importance:** High

Lauren/Nicole,

Please see the email string below regarding Windstream cut cables – at 248 Catera Trace and another on Darlington Circle. Is the MetroNet contractor contacting 811 or taking normal precautions before digging? This is impacting Windstream customers in the area and this is completely unacceptable. Windstream has escalating concerns on how many Windstream cables are being cut. What are the next steps to getting these issues addressed and to have the cuts Windstream has identified properly fixed? Will MetroNet please send notification of all cuts to Windstream for inspection and to properly resolve? We would like to have a meeting as soon as possible to discuss this in detail.

Please advise ASAP.

Thank you,

Kimberly Edwards  
**Manager – Engineering Support | Windstream**  
11101 Anderson Drive, Suite 100 | Little Rock, AR 72212  
[Kimberly.edwards@windstream.com](mailto:Kimberly.edwards@windstream.com) | windstreambusiness.com  
o: 501.748.3691 | m: 501.514.1390 | f: 330.425.0642

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**From:** Williamson, Tim  
**Sent:** Thursday, March 22, 2018 4:50 PM  
**To:** Henson, Jason <[Jason.Henson@windstream.com](mailto:Jason.Henson@windstream.com)>; Lloyd, James <[James.Lloyd@windstream.com](mailto:James.Lloyd@windstream.com)>  
**Cc:** Mateyoke, Charles <[Charles.Mateyoke@windstream.com](mailto:Charles.Mateyoke@windstream.com)>; Trimble, David <[David.Trimble@windstream.com](mailto:David.Trimble@windstream.com)>; Roberts, Barry <[Barry.Roberts@windstream.com](mailto:Barry.Roberts@windstream.com)>; McAbee, Phillip <[Phillip.McAbee@windstream.com](mailto:Phillip.McAbee@windstream.com)>  
**Subject:** RE: METRONET CONSTRUCTION

**Thanks Jason! We need to stop these actions.**

Timothy Williamson  
**Director of Field Operations | Windstream Lexington KY**  
130 W. New Circle Rd. Suite 170 Lexington, KY 40505  
O: 859-357-6105 / M: 859-421-9766  
[tim.williamson@windstream.com](mailto:tim.williamson@windstream.com) | windstreambusiness.com

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**Sent:** Thursday, March 22, 2018 5:49 PM  
**To:** Williamson, Tim <[Tim.Williamson@windstream.com](mailto:Tim.Williamson@windstream.com)>; Lloyd, James <[James.Lloyd@windstream.com](mailto:James.Lloyd@windstream.com)>  
**Cc:** Mateyoke, Charles <[Charles.Mateyoke@windstream.com](mailto:Charles.Mateyoke@windstream.com)>; Trimble, David <[David.Trimble@windstream.com](mailto:David.Trimble@windstream.com)>; Roberts, Barry <[Barry.Roberts@windstream.com](mailto:Barry.Roberts@windstream.com)>; McAbee, Phillip <[Phillip.McAbee@windstream.com](mailto:Phillip.McAbee@windstream.com)>  
**Subject:** Re: METRONET CONSTRUCTION

Tim,

I have sent this down to James Lloyd as well. Hoping they may have some contacts from the Joint Use discussions they had with Metronet.

Jason Henson  
OSP Design Manager KY NY PA  
c:859 361 0323 o:859 258 2196  
[jason.henson@windstream.com](mailto:jason.henson@windstream.com)

On Mar 22, 2018, at 5:41 PM, Williamson, Tim <[Tim.Williamson@windstream.com](mailto:Tim.Williamson@windstream.com)> wrote:

**Barry and David,**

**Who do we address this with? This is just some of what we have.**

Timothy Williamson  
**Director of Field Operations | Windstream Lexington KY**  
130 W. New Circle Rd. Suite 170 Lexington, KY 40505  
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**Tom Mateyoke**  
**Local Manager Operations | Windstream**  
1401 Higbee Mill Road | Lexington, KY 40503  
o: 859 272 0214 | m: 859 221 7914  
[charles.mateyoke@windstream.com](mailto:charles.mateyoke@windstream.com)

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Roberts, Barry <[Barry.Roberts@windstream.com](mailto:Barry.Roberts@windstream.com)>; McAbee, Phillip <[Phillip.McAbee@windstream.com](mailto:Phillip.McAbee@windstream.com)>  
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Client Claim Number	CMR Number	Damage Address	Damage City	Damage State	Damager Name	Muni Y N	Billed Status	Billed AR	Source	Date of Damage	Locate Ticket	Damage Ticket
21900069180576	1404657	BC 4184 STARRUSH PL / BUNCHBERRY	LEXINGTON	KY	INTERNATIONAL INC	No	UnBilled	\$0.00	FNOL	3/15/2018	KY1803120717 KY1804020733	KY1803150466
CMR180427541382	1415352	BC 4184 STARRUSH DR	LEXINGTON	KY	INTERNATIONAL INC	No	UnBilled	\$0.00	FNOL	4/27/2018		
72198972500061	1407615	BC 3100 AYLESBURY CIR / BRIGHTON	LEXINGTON	KY	RLM UNDERGROUND	No	UnBilled	\$0.00	FNOL	3/28/2018		
21900069180922	1415037	BC 3105 BOULDER CT	LEXINGTON	KY	RLM UNDERGROUND	No	Billed	\$2,594.71	FNOL	4/25/2018		
21900069180650	1408850	BC 3100 AYLESBURY CIR	LEXINGTON	KY	RLM UNDERGROUND	No	UnBilled	\$0.00	FNOL	3/29/2018		
21900069181404	1419882	BC 1244 SHERBORNE PL / BRIGHTON PL	LEXINGTON	KY	RLM UNDERGROUND	No	UnBilled	\$0.00	FNOL	5/14/2018		
CMR180411535282	1411233	BC 1108 CANYON CT/COLORADO RD	LEXINGTON	KY	RLM UNDERGROUND	No	UnBilled	\$0.00	FNOL	4/10/2018		
CMR180608559942	1427386	BC 3305 PUEBLO COURT	LEXINGTON	KY	RLM UNDERGROUND	No	UnBilled	\$0.00	FNOL	6/7/2018		
CMR180425540372	1414723	BC 3104 GLENWOOD DR/TIMBER CRE	LEXINGTON	KY	RLM UNDERGROUND	No	UnBilled	\$0.00	FNOL	4/25/2018		
72198970500017	1403400	BC 205 CROSSFIELD PLACE / CASHE	LEXINGTON	KY	KTT ENTERPRISES INC	No	UnBilled	\$0.00	FNOL	3/8/2018	KY1802261332	
72198972500047	1406187	BC 248 CATERA TRCE / OLD TODDS RD	LEXINGTON	KY	KTT ENTERPRISES INC	No	Billed	\$17,696.05	FNOL	3/22/2018	KY1803081084	
CMR180621045282	1430381	BC 2322 STONEWOOD LN	LEXINGTON	KY	KTT ENTERPRISES INC	No	UnBilled	\$0.00	FNOL	7/13/2018	KY1806211414	
CMR180411535202	1411230	BC 3160 CAVERSHAM PARK LN/SHAKER R	LEXINGTON	KY	ROADLINK INC	No	UnBilled	\$0.00	FNOL	4/9/2018	KY1804040355	
21900069180944	1415354	BC 2256 SUNNINGDALE DR / OWLS HEAD	LEXINGTON	KY	ROADLINK INC	No	Billed	\$7,278.08	FNOL	4/27/2018	KY1804200964	
21900069181572	1427388	BC 2724 RED LEAF DR	LEXINGTON	KY	UNIFIED UTILITY ALLIANCE INC	No	UnBilled	\$0.00	FNOL	6/8/2018		
CMR180607558772	1426800	BC 2705 PLEASANT CREEK LN	LEXINGTON	KY	HILLS ELECTRIC LLC	No	UnBilled	\$0.00	FNOL	6/6/2018		
CMR180309524582	1403419	BC 632 ANDOVER VILLAGE PL/FORE	LEXINGTON	KY	DOUBLE C CONTRACTORS INC	No	UnBilled	\$0.00	FNOL	3/9/2018		
CMR180504544012	1417290	BC 1409 PLEASANT RIDGE DR/COLO	LEXINGTON	KY	RLM UNDERGROUND INC	No	UnBilled	\$0.00	FNOL	5/4/2018		
CMR180720061282	1438137	BC 2724 RED LEAF DR/GUNPOWDER DR	LEXINGTON	KY	UNIFIED UTILITY ALLIANCE INC	No	UnBilled	\$0.00	FNOL	6/6/2018		

