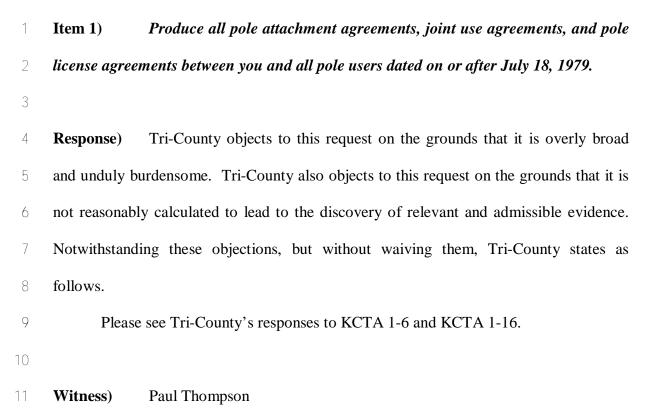
# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**



Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-1
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

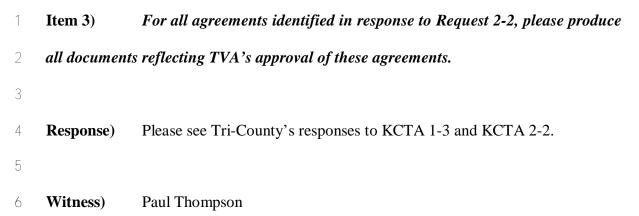
1 Item 2) Identify specifically any agreement responsive to Request Number 2-1 2 that the TVA explicitly approved. 3 4 Response) Tri-County objects to this request on the grounds that the phrase 5 "explicitly approved" is unduly vague and ambiguous. Tri-County also objects to this request on the grounds that it is not reasonably calculated to lead to the discovery of 6 7 relevant and admissible evidence. Notwithstanding these objections, but without waiving 8 them, Tri-County states as follows. 9 As Tri-County understands the phrase, no pole attachment agreements are "explicitly approved" by the TVA. 10 11 12 Paul Thompson Witness)

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-2
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**



# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

1	Item 4)	Did you consult with TVA prior to entering any agreement identified in
2	response to 1	Request 2-1?
3		
4	Response)	Tri-County objects to this request on the grounds that the word "consult"
5	is unduly vag	gue and ambiguous. Notwithstanding this objection, but without waiving it,
6	Tri-County s	tates as follows.
7	Please	e see Tri-County's response to KCTA 2-2.
8		
9	Witness)	Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-4
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

1	Item 5) If the answer to Request 2-4 is affirmative, identify all oral
2	communications with TVA and produce all documents reflecting your consultation
3	with TVA prior to entering these agreements.
4	
5	Response) Tri-County objects to this request on the grounds that the word
6	"consultation" is unduly vague and ambiguous. Notwithstanding this objection, but
7	without waiving it, Tri-County states as follows.
8	Please see Tri-County's responses to KCTA 2-2 and KCTA 2-4.
9	
10	Witness) Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-5
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

1	Item 6) Are you party to the 2010 Joint Use Agreement with BellSouth
2	Telecommunications, Inc.?
3	
4	Response) Tri-County entered into an amendment to a January 1, 1990 Joint Use
5	Contract with Bellsouth Telecommunications Inc. d/b/a AT&T in 2010. The rates
6	associated with Tri-County's amendment are identical to those provided for the in the
7	TVPPA-negotiated 2010 Joint Use Agreement. Please see Tri-County's response to
8	KCTA 1-18.
9	
10	Witness) Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-6
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

1	<b>Item 7</b> )	If the answer to Request 2-6 is affirmative, did TVA explicitly approve
2	your 2010 J	oint Use Agreement with BellSouth Telecommunications, Inc.?
3		
4	Response)	Tri-County objects to this request on the grounds that the phrase
5	"explicitly a	pprove" is unduly vague and ambiguous. Tri-County also objects to this
6	request on t	he grounds that it is not reasonably calculated to lead to the discovery of
7	relevant and	admissible evidence. Notwithstanding these objections, but without waiving
8	them, Tri-Co	ounty states as follows.
9	Pleas	e see Tri-County's responses to KCTA 2-2 and KCTA 2-4.
10		
11	Witness)	Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-7
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

1	Item 8)	If the answer to Request 2-7 is affirmative, please produce all documents
2	reflecting	TVA's approval of the 2010 Joint Use Agreement with BellSouth
3	Telecomm	unications, Inc.
4		
5	Response)	Please see Tri-County's responses to KCTA 2-2 and KCTA 2-7.
6		
7	Witness)	Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-8
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

	Item 9) If the answer to Request 2-6 is affirmative, did you consult with TVA
2	regarding the 2010 Joint Use Agreement with BellSouth Telecommunications, Inc.
3	prior to entering the contract?
4	
5	<b>Response</b> ) Tri-County objects to this request on the grounds that the word "consult"
6	is unduly vague and ambiguous. Notwithstanding this objection, but without waiving it,
7	Tri-County states as follows.
8	Please see Tri-County's responses to KCTA 2-2 and KCTA 2-7.
9	
10	Witness) Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-9
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

1	Item 10) If the answer to Request 2-9 is affirmative, please identify all
2	communications and produce all documents reflecting your consultation with TVA
3	before you entered the March 2010 Joint Use Agreement with BellSouth
4	Telecommunications, Inc.
5	
6	Response) Tri-County objects to this request on the grounds that the word
7	"consultation" is unduly vague and ambiguous. Notwithstanding this objection, but
8	without waiving it, Tri-County states as follows.
9	Please see Tri-County's responses to KCTA 2-7 and KCTA 2-9.
10	
11	Witness) Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-10
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

**Item 11**) For each of the last five years, provide your "surplus revenues" as 1 2 defined in Paragraph 6(b) of the TVA Contract. 3 4 Response) Tri-County objects to this request on the grounds that it is overly broad 5 and unduly burdensome. Tri-County also objects to this request on the grounds that the requested data are not readily available. Tri-County also objects to this request on the 6 7 grounds that it is not reasonably calculated to lead to the discovery of relevant and 8 admissible evidence. 9 Witness) Counsel 10

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-11
Witness: Counsel

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

	Item 12) For each of the last three fiscal years, produce the annual financial
2	reports you provided to TVA pursuant to Paragraph 1(c) of the "Schedule of Terms
3	and Conditions" of the TVA Contract.
4	
5	<b>Response</b> ) Tri-County objects to this request on the grounds that it is not reasonably
6	calculated to lead to the discovery of relevant and admissible evidence. Notwithstanding
7	this objection, but without waiving it, Tri-County states as follows.
8	Please see the attached documents.
9	
10	Witness) Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-12
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

1	<b>Item 13</b> )	Do you report the revenues you generate from pole attachments to the
2	TVA, separat	te and distinct from the other revenue you generate?
3		
4	Response)	As prescribed by Form TVA 3957, Tri-County reports pole attachment
5	revenues as "	rent from electric property" along with other rents. Please see Tri-County's
6	response to K	CCTA 2-12.
7		
8	Witness)	Paul Thompson

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

	Item 14)	If the answer to Request 2-13 is affirmative, please produce all
2	documents r	eflecting your pole attachment revenue reports to TVA for each of the past
3	five years.	
4		
5	Response)	Please see Tri-County's responses to KCTA 2-12 and KCTA 2-13.
ó		
7	Witness)	Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-14
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

1	<b>Item 15</b> )	Do you report your pole attachment rates to TVA?
2		
3	Response)	No. Tri-County reports its rates and revenues only as required by the
4	TVA.	
5		
6	Witness)	Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-15
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

1	<b>Item 16</b> )	If the answer to Request 2-15 is affirmative, please produce all
2	documents r	reflecting your reports to TVA regarding your pole attachment rates for
3	each of the p	past five years.
4		
5	Response)	Please see Tri-County's response to KCTA 2-15.
6		
7	Witness)	Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-16
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

1	<b>Item 17</b> )	Do you report your pole-related costs to TVA?
2		
3	Response)	Pole-related costs are captured as part of Tri-County's reporting of
4	operations, m	naintenance, and depreciation expenses in its annual reports. Please see Tri-
5	County's resp	ponse to KCTA 2-12.
5		
7	Witness)	Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-17
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

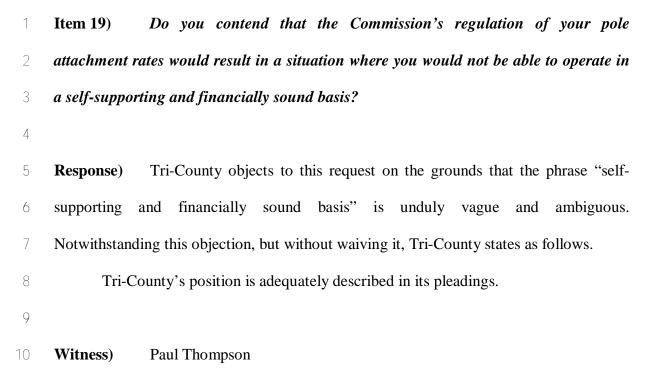
	Item 18) If the answer to Request 2-17 is affirmative, please produce all
2	documents reflecting your reports to TVA regarding your pole-related costs for each of
3	the past five years.
4	
5	Response) Tri-County objects to this request on the grounds that it is overly broad
6	and unduly burdensome. Notwithstanding this objection, but without waiving it, Tri-
7	County states as follows.
8	Please see Tri-County's responses to KCTA 2-12 and KCTA 2-17.
9	
10	Witness) Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-18
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

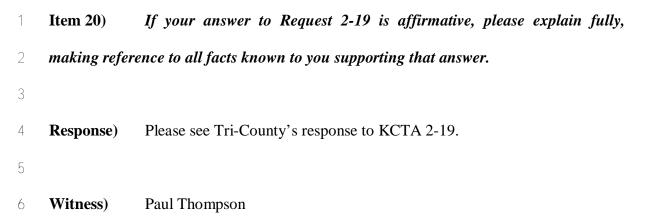


Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-19
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

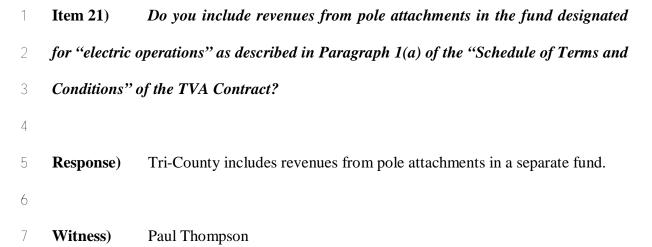
#### **December 23, 2013**



# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**



Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-20
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

1	<b>Item 22</b> )	Do you use property "jointly for the electric system and other
2	operations"	as provided by Paragraph 1(a) of the "Schedule of Terms and Conditions"
3	of the TVA (	Contract?
4		
5	Response)	Yes.
6		
7	Witness)	Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-22
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

1	<b>Item 23</b> )	If your answer to Request 2-22 is affirmative, have you and TVA entered
2	into an agre	eement as to the appropriate allocations of joint investments, salaries and
3	other expens	ses, funds, or use of property or facilities?
4		
5	Response)	Please see Tri-County's response to KCTA 1-17.
6		
7	Witness)	Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-23
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

1	<b>Item 24</b> )	If your answer to Request 2-23 is affirmative, have you and TVA entered
2	into an agre	ement as to the appropriate allocations of joint investments, salaries and
3	other expens	ses, funds, or use of property or facilities?
4		
5	Response)	Please see Tri-County's responses to KCTA 1-17 and KCTA 2-23.
6		
7	Witness)	Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-24
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

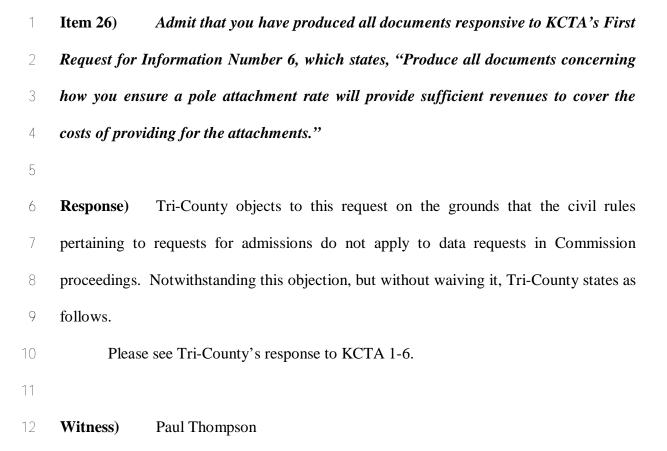
1	Item 25) Provide the information requested in KCTA's First Request for
2	Information Number 20 for each of the years 2010, 2011, and 2012 according to the
3	FERC accounting system outlined in 18 C.F.R. Chapter 1.
4	
5	<b>Response</b> ) Tri-County objects to this request on the grounds that it is duplicative of
6	KCTA 1-20. Notwithstanding this objection, but without waiving it, Tri-County states as
7	follows.
8	Please see Tri-County's response to KCTA 1-20 and the TVA Cooperatives'
9	Response to KCTA's Motion to Compel filed November 27, 2013 in this matter.
10	
11	Witness) Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-25
Witness: Paul Thompson
Page 1 of 1

## IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**



Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-26
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

1	<b>Item 27</b> )	If your answer to Request 2-26 is anything other than an unqualified
2	admission, p	please produce all remaining documents responsive to KCTA's First
3	Request for I	Information Number 6.
4		
5	Response)	Please see Tri-County's responses to KCTA 1-6 and KCTA 2-26.
6		
7	Witness)	Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-26
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

1	Item 28) Admit that you have produced all documents responsive to KCTA's First
2	Request for Information Number 17, which states, "Produce all documents concerning
3	any order, directive, contract, or other communication from or by the TVA concerning
4	pole attachment rates."
5	
6	Response) Tri-County objects to this request on the grounds that the civil rules
7	pertaining to requests for admissions do not apply to data requests in Commission
8	proceedings. Notwithstanding this objection, but without waiving it, Tri-County states as
9	follows.
10	Please see Tri-County's response to KCTA 1-17.
11	
12	Witness) Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-28
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

1	<b>Item 29</b> )	If your answer to Request 2-28 is anything other than an unqualified
2	admission, p	please produce all remaining documents responsive to KCTA's First
3	Request for I	Information Number 17.
4		
5	Response)	Please see Tri-County's responses to KCTA 1-17 and KCTA 2-28.
6		
7	Witness)	Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-29
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

1	Item 30) For your November 14, 2013 response to KCTA's First Request for
2	Information Number 17, please identify any and all specific documents and references
3	within the produced documents that is an order, directive, contract, or other
4	communication from or by the TVA concerning pole attachment rates.
5	
6	Response) Tri-County objects to this request on the grounds that the words
7	"directive" and "communication" are unduly vague and ambiguous given the breadth of
8	the request. Notwithstanding this objection, but without waiving it, Tri-County states as
9	follows.
10	KCTA is in possession of the documents. Please see Tri-County's responses to
11	KCTA 1-17, KCTA 2-28, and KCTA 2-29.
12	
13	Witness) Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-30
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

1	Item 31) Admit that you have produced all documents responsive to KCTA's First
2	Request for Information Number 18 that states, "Identify and produce all
3	communications with the TVPPA concerning pole attachment rates."
4	
5	Response) Tri-County objects to this request on the grounds that the civil rules
6	pertaining to requests for admissions do not apply to data requests in Commission
7	proceedings. Notwithstanding this objection, but without waiving it, Tri-County states as
8	follows.
9	Please see Tri-County's response to KCTA 1-18.
10	
11	Witness) Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-31
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

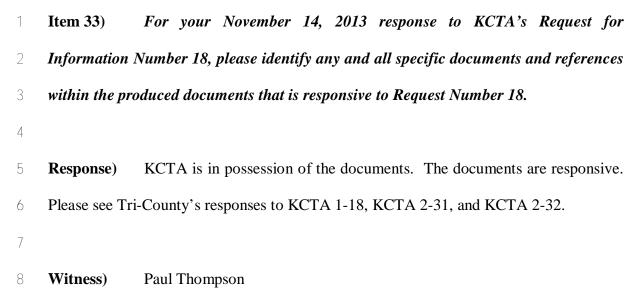
1	<b>Item 32</b> )	If your answer to Request 2-31 is anything other than an unqualified
2	admission, p	lease produce all communications between you and the TVPPA relating to
3	pole attachm	ent rates within the last five years.
4		
5	Response)	Tri-County objects to this request on the grounds that the civil rules
6	pertaining to	requests for admissions do not apply to data requests in Commission
7	proceedings.	Notwithstanding this objection, but without waiving it, Tri-County states as
8	follows.	
9		
10	Please	e see Tri-County's response to KCTA 1-18 and KCTA 2-32.
11		
12	Witness)	Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-32
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**



Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-33
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**

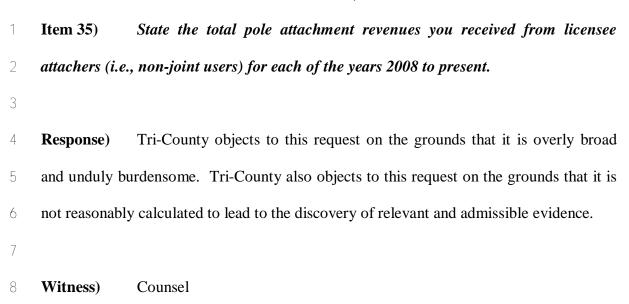
1	<b>Item 34</b> )	Produce all documents reflecting any communication between you and
2	the TVA concerning pole attachment revenues or rates from 2000 to present.	
3		
4	Response)	Tri-County objects to this request on the grounds that it is overly broad
5	and unduly burdensome. Tri-County also objects to this request on the grounds that it is	
6	duplicative of KCTA 1-16. Notwithstanding these objections, but without waiving them,	
7	Tri-County states as follows.	
8	Please see Tri-County's response to KCTA 1-16.	
9		
10	Witness)	Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-34
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**



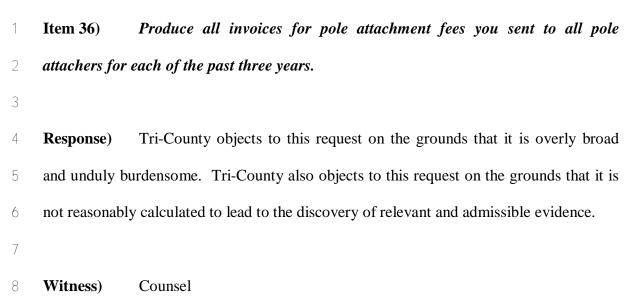
Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-35
Witness: Counsel

Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

### Response to KCTA's Supplemental Requests for Information dated December 2, 2013

#### **December 23, 2013**



Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-36
Witness: Counsel

Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

# Response to KCTA's Supplemental Requests for Information dated December 2, 2013

## **December 23, 2013**

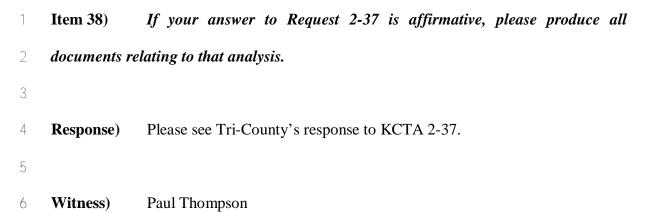
l	Item 37) Have you, or has anyone on your behalf, ever analyzed what your pole
2	attachment rates would be under the Commission's cost-based pole attachment rate
3	methodology as set forth in the September 17, 1982 order by the Commission in
4	Administrative Case No. 251?
5	
6	<b>Response</b> ) Tri-County objects to this request on the grounds that it is not reasonably
7	calculated to lead to the discovery of relevant and admissible evidence. Notwithstanding
8	this objection, but without waiving it, Tri-County states as follows.
9	Tri-County is not aware of any such analysis.
10	
11	Witness) Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-37
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

# Response to KCTA's Supplemental Requests for Information dated December 2, 2013

### **December 23, 2013**



# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

# Response to KCTA's Supplemental Requests for Information dated December 2, 2013

## **December 23, 2013**

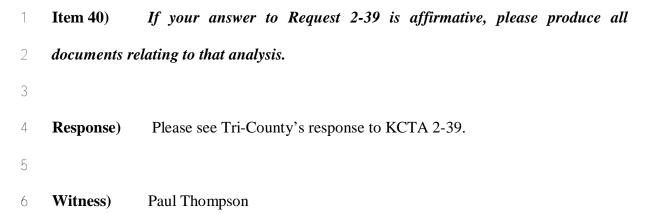
1	Item 39) Have you, or has anyone on your behalf, ever analyzed what your pole
2	attachment rates would be under the Federal Communication Commission's pole
3	attachment rate methodology used to determine the maximum just and reasonable rate
4	under 47 U.S.C. § 224(d)?
5	
6	<b>Response</b> ) Tri-County objects to this request on the grounds that it is not reasonably
7	calculated to lead to the discovery of relevant and admissible evidence. Tri-County also
8	objects to this request on the grounds that cooperatively organized entities are exempt
9	from the 1978 Pole Attachment Act. Notwithstanding this objection, but without waiving
10	it, Tri-County states as follows.
11	Tri-County is not aware of any such analysis.
12	
13	Witness) Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-39
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

# Response to KCTA's Supplemental Requests for Information dated December 2, 2013

### **December 23, 2013**



# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

# Response to KCTA's Supplemental Requests for Information dated December 2, 2013

## **December 23, 2013**

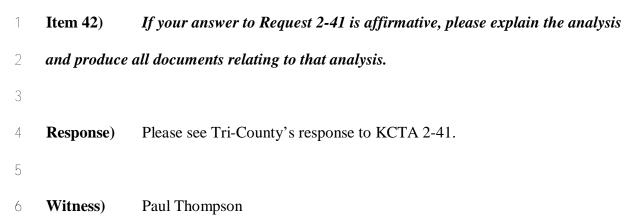
1	<b>Item 41</b> )	Have you, or has anyone on your behalf, ever determined if your pole
2	attachment r	rates provide a subsidy to KCTA members?
3		
4	Response)	Tri-County objects to this request on the grounds that it is not reasonably
5	calculated to lead to the discovery of relevant and admissible evidence. Notwithstanding	
6	this objection, but without waiving it, Tri-County states as follows.	
7	Tri-C	county has not alleged that its "pole attachment rates provide a subsidy to
8	KCTA memb	bers."
9		
10	Witness)	Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-41
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

# Response to KCTA's Supplemental Requests for Information dated December 2, 2013

### **December 23, 2013**



Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-42
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

# Response to KCTA's Supplemental Requests for Information dated December 2, 2013

## **December 23, 2013**

1	<b>Item 43</b> )	Produce your pole rates charged to Windstream and MediaCom for each
2	of the last ten	years.
3		
4	Response)	Tri-County objects to this request on the grounds that it is overly broad
5	and unduly bu	rdensome. Tri-County also objects to this request on the grounds that it is
6	not reasonably	calculated to lead to the discovery of relevant and admissible evidence.
7	Tri-County al	so objects on the grounds that it is duplicative of KCTA 1-9.
8	Notwithstandin	ng these objections, but without waiving them, Tri-County states as
9	follows.	
10	Please	see Tri-County's response to KCTA 1-9.
11		
12	Witness)	Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-43
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

# Response to KCTA's Supplemental Requests for Information dated December 2, 2013

## **December 23, 2013**

1	<b>Item 44</b> )	Admit that your responses to KCTA's First Request for Information
2	Numbers 1 an	d 2 contain all the evidence of which you are aware that supports your
3	contention tha	t TVA regulates your pole attachment rates.
4		
5	Response)	Tri-County objects to this request on the grounds that the civil rules
6	pertaining to	requests for admissions do not apply to data requests in Commission
7	proceedings. T	ri-County also objects to this request on the grounds that data requests are
8	not "evidence."	' Tri-County also objects to this request on the grounds that the question
9	presented by	KCTA is a question of law, which requires no evidence to resolve.
10	Notwithstandin	ng these objections, but without waiving them, Tri-County states as
11	follows.	
12	Please s	see Tri-County's responses to KCTA 1-1 and KCTA 1-2.
13		
14	Witness)	Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-44
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

# Response to KCTA's Supplemental Requests for Information dated December 2, 2013

## **December 23, 2013**

1	<b>Item 45</b> )	If your answer to Request 2-44 is anything but an unqualified	
2	admission, p	please identify and produce all remaining documents and evidence that	
3	support your contention.		
4			
5	Response)	Please see Tri-County's responses to KCTA 1-1, KCTA 1-2, and KCTA	
6	2-44.		
7			
8	Witness)	Paul Thompson	

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-45
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

# Response to KCTA's Supplemental Requests for Information dated December 2, 2013

## **December 23, 2013**

1	Item 46) Admit that your responses to KCTA's First Request for Information
2	Numbers 1-5 contain all the evidence of which you are aware that supports your
3	contention that the Commission's regulation of your pole attachment rates would
4	conflict with TVA's regulation of your electric rates.
5	
6	Response) Tri-County objects to this request on the grounds that the civil rules
7	pertaining to requests for admissions do not apply to data requests in Commission
8	proceedings. Tri-County also objects to this request on the grounds that data requests are
9	not "evidence." Tri-County also objects to this request on the grounds that the question
10	presented by KCTA is a question of law, which requires no evidence to resolve.
11	Notwithstanding these objections, but without waiving them, Tri-County states as
12	follows.
13	Please see Tri-County's response to KCTA 1-5.
14	
15	Witness) Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-46
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

# Response to KCTA's Supplemental Requests for Information dated December 2, 2013

## **December 23, 2013**

1	<b>Item 47</b> )	If your answer to Request 2-46 is anything but an unqualified
2	admission, p	please identify and produce all remaining documents and evidence that
3	support your	contention.
4		
5	Response)	Please see Tri-County's responses to KCTA 1-5 and KCTA 2-46.
6		
7	Witness)	Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-47
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

# Response to KCTA's Supplemental Requests for Information dated December 2, 2013

## **December 23, 2013**

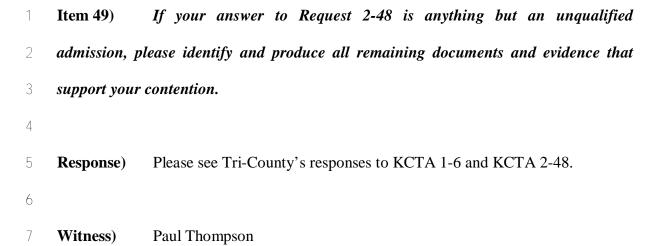
1	Item 48) Admit that your responses to KCTA's First Request for Information
2	Numbers 1-6 contain all the evidence of which you are aware concerning how you
3	ensure your pole attachment rates will ensure your customers do not subsidize
4	attaching entities.
5	
6	Response) Tri-County objects to this request on the grounds that the civil rules
7	pertaining to requests for admissions do not apply to data requests in Commission
8	proceedings. Tri-County also objects to this request on the grounds that data requests are
9	not "evidence." Tri-County also objects to this request on the grounds that the question
10	presented by KCTA is a question of law, which requires no evidence to resolve.
11	Notwithstanding these objections, but without waiving them, Tri-County states as
12	follows.
13	Please see Tri-County's response to KCTA 1-6.
14	
15	Witness) Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-48
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

# Response to KCTA's Supplemental Requests for Information dated December 2, 2013

### **December 23, 2013**

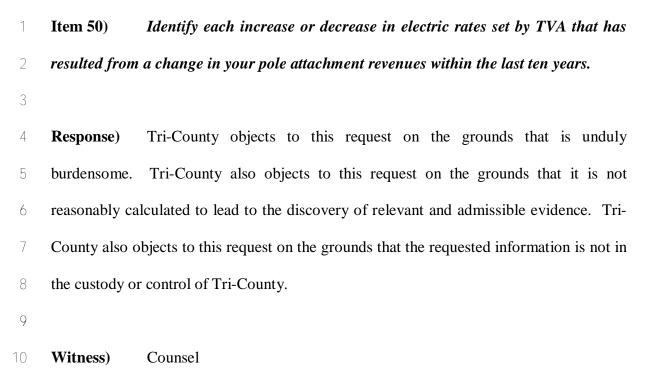


Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-49
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

# Response to KCTA's Supplemental Requests for Information dated December 2, 2013

### **December 23, 2013**



Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-50
Witness: Counsel

Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

# Response to KCTA's Supplemental Requests for Information dated December 2, 2013

## **December 23, 2013**

1	<b>Item 51</b> )	Do you charge AT&T for attachments to your secondary poles?
2		
3	Response)	Yes.
4		
5	Witness)	Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-51
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

# Response to KCTA's Supplemental Requests for Information dated December 2, 2013

### **December 23, 2013**

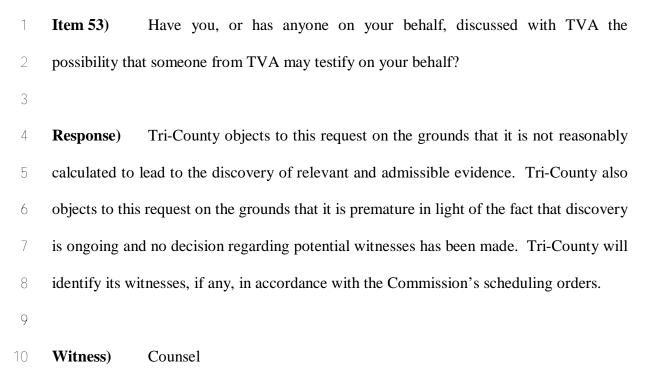
	Item 52)	Do you charge MediaCom for attachments to your secondary poles?
2		
3	Response)	Yes.
4		
5	Witness)	Paul Thompson

Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-52
Witness: Paul Thompson
Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

# Response to KCTA's Supplemental Requests for Information dated December 2, 2013

### **December 23, 2013**



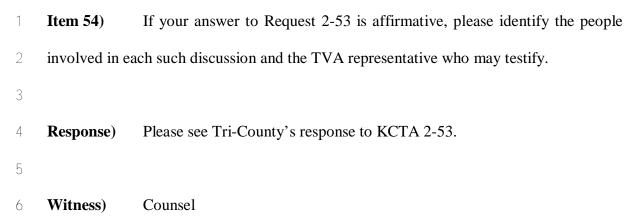
Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-53
Witness: Counsel

Page 1 of 1

# IN THE MATTER OF: PETITION OF THE KENTUCKY CABLE TELECOMMUNICATIONS ASSOCIATION FOR A DECLARATORY ORDER THAT THE COMMISSION HAS JURISDICTION TO REGULATE THE POLE ATTACHMENT RATES, TERMS AND CONDITIONS OF COOPERATIVES THAT PURCHASE ELECTRICITY FROM THE TENNESSEE VALLEY AUTHORITY CASE NO. 2012-00544

# Response to KCTA's Supplemental Requests for Information dated December 2, 2013

### **December 23, 2013**



Case No. 2012-00544
Tri-County Electric Membership Corporation
Response to KCTA 2-54
Witness: Counsel

Page 1 of 1