

Dinsmore & Shohl LLP
ATTORNEYS

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July 2, 2009

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JUL 02 2009

PUBLIC SERVICE
COMMISSION

Via Hand Delivery

Hon. Jeff Derouen
Executive Director
Public Service Commission
211 Sower Blvd.
Frankfort, KY 40601

Re: In the Matter of: BellSouth Telecommunications, Inc. v. Brandenburg Telephone Company, Case No. 2006-00546

Dear Mr. Derouen:

Enclosed for filing in the above-referenced matter, please find the original and eleven (11) copies of Brandenburg Telephone Company's Response to BellSouth Telecommunications Inc.'s Second Data Request. Please file-stamp one copy and return it to our courier.

Thank you, and if you have any questions, please call me.

Sincerely,

DINSMORE & SHOHL LLP



Holly C. Wallace

HCW/rk
Enclosures
cc: All Parties of Record
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COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

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In the Matter of:

JUL 02 2009

BELLSOUTH TELECOMMUNICATIONS, INC.)

PUBLIC SERVICE COMMISSION

COMPLAINANT)

v.)

CASE NO. 2006-00546

BRANDENBURG TELEPHONE COMPANY)

DEFENDANT)

**RESPONSE TO BELLSOUTH TELECOMMUNICATIONS INC.'S
SECOND DATA REQUEST**

Brandenburg Telephone Company ("Brandenburg Telephone"), by counsel, and pursuant to the May 12, 2009 order (the "Order") of the Kentucky Public Service Commission (the "Commission") hereby responds to the Second Data Request of BellSouth Telecommunications, Inc. d/b/a AT&T Kentucky ("AT&T Kentucky").

REQUEST NO. 1: Please produce Brandenburg Telephone Company's terminating switch call detail records as used to bill AT&T Kentucky via Brandenburg's CABS billing for calls originating with BellSouth ten-digit telephone numbers and being delivered over the Common Transport Trunk Group for the following periods:

- a. Friday, May 17, 2002, through and including Thursday, May 23, 2002;
- b. Friday, May 16, 2003, through and including Thursday, May 22, 2003;
- c. Friday, February 20, 2004, through and including Thursday, February 26, 2004; and
- d. Friday, March 23, 2007, through and including Thursday, March 29, 2007.

RESPONSIBLE WITNESS: Allison T. Willoughby

RESPONSE: Brandenburg Telephone objects on the grounds the data request is overly broad, unduly burdensome and not reasonably calculated to lead to the discovery of admissible evidence. Brandenburg Telephone objects further on the grounds that the data request exceeds the scope of the Commission's Order. The Commission found in its Order that "AT&T Kentucky should be allowed to serve the additional data request upon Brandenburg . . . [that] arose during the informal conference in this matter" (Order, p. 13). AT&T Kentucky did not request the call details records identified in subsections (a) through (c) above during the informal conference. (*See* Bellsouth Telecommunications Inc.'s Second Data Request to Brandenburg Telephone Company, April 2, 2007.) Therefore, subsections (a) through (c) exceed the scope of the Commission's Order; accordingly AT&T Kentucky has no authority for seeking the production of these records from Brandenburg Telephone.

Subject to these objections, and without waiving same, Brandenburg Telephone states that it has no responsive documents in its possession.

Respectfully submitted,

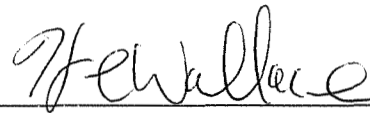


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Counsel to Brandenburg Telephone Company

CERTIFICATE OF SERVICE

2nd I hereby certify a true and accurate copy of the foregoing was served on the following this day of July, 2009:

Mary K. Keyer
General Counsel/Kentucky
601 W. Chestnut Street, Room 407
Louisville, KY 40203
*Counsel for BellSouth Telecommunications, Inc.
d/b/a AT&T Kentucky*



Counsel to Brandenburg Telephone
Company

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