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April 27, 2010

Via Hand-Delivery

Mr. Jeff R. Derouen
Executive Director
Public Service Commission
211 Sower Boulevard
P. O. Box 615
Frankfort, Kentucky 40602-0615

RECEIVED

APR 27 2010

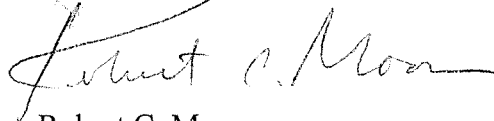
**PUBLIC SERVICE
COMMISSION**

Re: In the matter of MCI Communications Services, Inc., et al., v. Windstream
Kentucky West, Inc., et al ("Windstream"), Case #2007-00503

Dear Mr. Derouen:

Please find enclosed for filing in the above referenced case the original and five copies of Windstream's Reply to Verizon's Opposition to Windstream's Motion to Compel Responses to First Data Requests. Please call me if you have any questions concerning this filing, and thank you for your attention to this matter.

Respectfully submitted,



Robert C. Moore

RCM/db
Enclosure
cc: Kimberly Bennett

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

APR 27 2010

In the Matter of:

MCI COMMUNICATIONS SERVICES, INC., BELL)
ATLANTIC COMMUNICATIONS, INC., NYNEX LONG)
DISTANCE COMPANY, TTI NATIONAL, INC.,)
TELECONNECT LONG DISTANCE SERVICES &)
SYSTEMS COMPANY AND VERIZON SELECT)
SERVICES, INC.)

PUBLIC SERVICE
COMMISSION

Complainants)

CASE NO.
2007-00503

v.)

WINDSTREAM KENTUCKY WEST, INC.,)
WINDSTREAM KENTUCKY EAST, INC. – LEXINGTON)
AND WINDSTREAM KENTUCKY EAST, INC. – LONDON)
Defendants)

WINDSTREAM'S REPLY TO VERIZON'S OPPOSITION TO WINDSTREAM'S
MOTION TO COMPEL RESPONSES TO FIRST DATA REQUESTS

Windstream Kentucky West, LLC (“Windstream West”) and Windstream Kentucky East, LLC (“Windstream East”) state as follows in support of their reply to Verizon's opposition to their motion to compel certain discovery:

1. After attempting to obtain information directly from Verizon, Windstream East and Windstream West filed a motion to compel Verizon's responses to Windstream's First Data Request Nos. 1, 2, 6, 10 and 11. On April 16, 2010, Verizon filed its opposition to Windstream's motion to compel, objecting to the referenced questions primarily on the basis that Windstream has what Verizon labeled a "fundamental misperception" about this proceeding. Specifically, Verizon's opposition implied that Windstream West and Windstream East should be denied discovery because this docket concerns only their intrastate switched access rates. Verizon's opposition, however, overlooks that Windstream East and Windstream West are entitled to factual discovery regarding their defenses to Verizon's complaint and to information likely

to lead to information relevant to their defense of the complaint. Consequently, contrary to Verizon's apparent suggestion, Windstream is entitled to seek discovery from Verizon.

2. Data Request Nos. 1 and 2 seek information relative to claims other carriers may have filed against Verizon for disguising intrastate switched access traffic as interstate switched access traffic in an effort to avoid payment of intrastate switched access rates. Windstream East and Windstream West did not seek discovery pertaining to their own claims against Verizon as that is information already within their possession. Rather, they are trying to determine facts relative not only to Verizon's standing in this proceeding but more significantly also to the level of Verizon's control over the very markets about which Verizon complains. Additionally, because Verizon by its own admission maintains national rate plans, the information pertaining to other jurisdictions and carriers may also lead to other discoverable information pertaining to the appropriateness of the type of relief Verizon has sought against Windstream East and Windstream West. For instance, identification of such claims will allow Windstream East and Windstream West to investigate further the rates and markets of the carriers which Verizon targeted for such "self-help" so that Windstream East and Windstream West can conduct a comparison of their rates to those carriers' rates.

3. Data Request No. 6 seeks information relative to the service offerings by Verizon and its wireless affiliate's Kentucky offerings. This question seeks competitive information which is directly relevant to Verizon's complaint regarding the status of the market. Windstream East and Windstream West state that they would be willing to enter into the following stipulation with Verizon in an effort to resolve this data request:

For purposes of this proceeding, Verizon stipulates that its wireless affiliate(s) serves approximately _____ customers in the Commonwealth. Further, Verizon stipulates that the long distance market in Kentucky is competitive and that the national calling plans and expanded geographic calling scopes offered by wireless

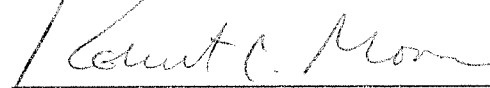
carriers are a primary source of competition for unlimited calling plans offered by interexchange carriers and other wireline carriers. Additionally, Verizon stipulates that wireless carriers are not required to provide intraLATA/interLATA presubscription and that Verizon's wireless affiliate(s) does not permit its customers in Kentucky to individually select a long distance company of their choosing.

4. Data Request Nos. 10 and 11 are critical to Windstream East and Windstream West's defense of Verizon's complaint and seek information pertaining to the level of activity and operations that Verizon maintains in the territories of other Kentucky LECs. If that activity is shown to be the same as or greater than Verizon's activity and operations in the Windstream territories but that those LECs maintain rates equal to or higher than those of Windstream East and Windstream West, then that information is directly relevant to whether Verizon's complaint alleging that the Windstream rates are patently unjust and unreasonable has any merit.

5. Windstream East and Windstream West sought only reasonable and targeted discovery and did not use discovery in a harassing manner. The information they have sought is directly relevant to their defense of Verizon's complaint or is otherwise calculated to lead to other such discoverable information. Windstream East and Windstream West, in addition to other harm they have encountered herein, should not be required to proceed without factual investigation of matters critical to their defense of Verizon's complaint.

WHEREFORE, Windstream West and Windstream East request that the Commission grant their Motion to Compel and order Verizon to provide substantive responses to Data Request Nos. 1, 2, 6, 10 and 11.

Respectfully submitted,



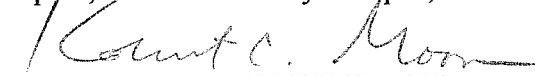
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And

Kimberly K. Bennett
Windstream Communications
4001 Rodney Parham Road
Little Rock AR 72212-2442

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served upon Douglas F. Brent and C. Kent Hatfield, Stoll, Keenon Ogden, PLLC, 2000 PNC Plaza, 500 West Jefferson Street, Louisville, Kentucky 40202, Dulaney L. O'Roark III, Vice President and General Counsel - Southern Region, Verizon, 5055 North Point Parkway, Alpharetta, Georgia 30022, John N. Hughes, 124 West Todd Street, Frankfort, Kentucky, 40601 and Mary K. Keyer, General Counsel/AT & T Kentucky, 601 West Chestnut Street, Room 407, Louisville, Kentucky, 40203, by placing same in the U.S. Mail, postage pre-paid, this the 27th day of April, 2010.



Robert C. Moore