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May 20, 2010

VIA COURIER

Mr. Jeff Derouen
Executive Director
Public Service Commission
211 Sower Boulevard
P.O. Box 615
Frankfort, KY 40602

RECEIVED

MAY 20 2010

PUBLIC SERVICE
COMMISSION

Re: Petition of Communications Venture Corporation,
d/b/a INdigital Telecom for Arbitration of Certain
Terms and Conditions of Proposed Interconnection
Agreement with BellSouth Telecommunications, Inc.
d/b/a AT&T Kentucky, Pursuant to the Communications
Act of 1934, as Amended by the Telecommunicates Act of 1996
KPSC 2009-00438

Dear Mr. Derouen:

Enclosed for filing in the above-referenced case are the original and five (5) copies of BellSouth Telecommunications, Inc., d/b/a AT&T Kentucky's Data Requests to Communications Venture Corporation, d/b/a INdigital Telecom.

Should you have any questions, please let me know.

Sincerely,

Mary K. Keyer

Enclosures

cc: Party of Record

815063

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

PETITION OF COMMUNICATIONS VENTURE)	
CORPORATION, D/B/A INDIGITAL TELECOM)	
FOR ARBITRATION OF CERTAIN TERMS AND)	
CONDITIONS OF PROPOSED INTERCONNECTION)	CASE NO.
AGREEMENT WITH BELL SOUTH)	2009-000438
TELECOMMUNICATIONS, INC. D/B/A AT&T)	
KENTUCKY, PURSUANT TO THE COMMUNICATIONS)	
ACT OF 1934, AS AMENDED BY THE)	
TELECOMMUNICATIONS ACT OF 1996)	

BELL SOUTH TELECOMMUNICATIONS, INC., D/B/A AT&T
KENTUCKY'S DATA REQUESTS TO COMMUNICATIONS
VENTURE CORPORATION, D/B/A INDIGITAL TELECOM

BellSouth Telecommunications, Inc., d/b/a AT&T Kentucky ("AT&T Kentucky"), hereby serves its Data Requests to Communications Venture Corporation, d/b/a INdigital Telecom ("INdigital") pursuant to the Commission's February 19, 2010, Order.

INSTRUCTIONS

(a) If any response required by way of answer to these Data Requests is withheld under a claim of privilege, please identify the privilege asserted and describe the basis for such assertion. If any document is withheld under a claim of privilege, please furnish a list of each document for which the privilege is claimed, reflecting the name and address of the person who prepared the document, the date the document was prepared, each person who was sent a copy of the document, each person who has viewed or who has had custody of a copy of the document, and a statement of the basis on which the privilege was claimed.

(b) These Data Requests are to be answered with reference to all information in your possession, custody or control or reasonably available to you.

(c) If a Data Request cannot be responded to in full, answer to the extent possible and specify the reason for your inability to respond fully. If you object to any part of a Data Request, answer all parts of the Data Request to which you do not object, and as to each part to which you object, separately set forth the specific basis for the objection.

(d) These Data Requests are continuing in nature and require supplemental responses should information unknown to you at the time you serve your responses to these Data Requests subsequently become known or should your initial response be incorrect or untrue.

(e) For each Data Request, provide the name of the company witness(es) or employee(s) responsible for compiling and providing the information contained in each answer.

DEFINITIONS

(a) "INdigital" means, unless otherwise indicated, Communications Venture Corporation, d/b/a INdigital Telecom, any predecessors in interest, its parents, subsidiaries, and affiliates, its present and former officers, employees, agents, directors, and all other persons acting or purporting to act on behalf of INdigital.

(b) "AT&T Kentucky" means BellSouth Telecommunications, Inc., d/b/a AT&T Kentucky.

(c) "You" and "your" refer to INdigital.

(d) "Person" means any natural person, corporation, corporate division, partnership, other unincorporated association, trust, government agency, or entity.

(e) "And" and "or" shall be construed both conjunctively and disjunctively, and each shall include the other whenever such construction will serve to bring within the scope of these Interrogatories information that would not otherwise be brought within their scope.

(f) The term "document" shall have the broadest possible meaning under applicable law. "Document" means every writing or record of every type and description that is in the possession, custody or control of INdigital, including, but not limited to, correspondence, memoranda, workpapers, summaries, stenographic or handwritten notes, studies, publications, books, pamphlets, reports, surveys, minutes or statistical compilations, computer and other electronic records or tapes or printouts, including, but not limited to, electronic mail ("Email") files, and copies of such writings or records containing any commentary or notation whatsoever that does not appear in the original. The term "document" further includes, by way of illustration and not limitation, schedules, progress schedules, time logs, drawings, computer disks, charts, projections, time tables, summaries of other documents, minutes, surveys, work sheets, drawings, comparisons, evaluations, laboratory and testing reports, telephone call records, personal diaries, calendars, personal notebooks, personal reading files, transcripts, witness statements and indices.

(g) The phrases "refer to" and "relate to" mean consisting of, containing, mentioning, suggesting, reflecting, concerning, regarding, summarizing, analyzing, discussing, involving, dealing with, emanating from, directed at, pertaining to in any

way, or in any way logical.ly or factually connected or associated with the matter discussed.

DATA REQUESTS

1. Please identify all unbundled network elements ('UNEs") that INdigital actually intends to lease from AT&T Kentucky to provide INdigital's 911/E911 service and explain how those UNEs would be used to provide the service.
2. In Section 5.1 of the Appendix Generic ATT 05 – 911/E911 (CLEC), INdigital proposes language referring to "**their respective POI(s)**." Please fully explain why INdigital refers to "respective" POIs and the possibility of multiple POIs.
3. Admit that the language in any interconnection agreement that may be entered into between AT&T Kentucky and INdigital will not include any PSAPs as a party and will not govern AT&T Kentucky's ability to charge a PSAP for services rendered to that PSAP.
4. Please fully explain the purpose of INdigital's proposed language adding to the definition of "Selective Routing" in Section 2.13 of the Appendix "Generic ATT 05 – 911/E911 (CLEC)."
5. Please admit that INdigital has no tariff in Kentucky that sets forth its rates for 911/E911 service. If you do not admit this, please identify and provide copies of the tariff and tariff section(s) that set forth such rates.
6. Please admit that INdigital has no tariff in Kentucky that describes how its 911/E911 service operates or establishes terms and conditions for that service. If you do not admit this, please identify and provide copies of the tariff and tariff section(s) that set forth such description, terms and conditions.
7. Please provide all documents describing, explaining, or defining the capabilities and operation of INdigital's 911/E911 service, including but not limited to service descriptions, service guides, marketing materials, or memoranda.
8. Does INdigital require a customer using its 911/E911 service to also subscribe to local exchange service from another carrier?
9. Please admit that INdigital's 911/E911 service would only allow PSAP subscribers to communicate with 911 callers, other PSAP subscribers to INdigital's service, and PSAP customers of AT&T Kentucky. If you do not so admit, please fully explain and identify all persons with which INdigital's 911/E911 service would allow a PSAP customer to communicate.

10. Please identify and describe how INdigital's 911/E911 service allows a PSAP customer to originate a telephone call on its own without using any other carrier's local exchange service.

Respectfully submitted,



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COUNSEL FOR BELLSOUTH
TELECOMMUNICATIONS, INC.
D/B/A AT&T KENTUCKY

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served on the following individual by mailing a copy thereof via U.S. Mail and electronically mailing a copy, this 20th day of the May 2010.

Edward T. Depp, Esq.
Dinsmore & Shohl, LLP
1400 PNC Plaza
500 W. Jefferson Street
Louisville, KY 40202


Mary K. Keyer