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January 22, 2009

RECEIVED

JAN 22 2010

Via Federal Express

James McNulty, Secretary
PA Public Utility Commission
PO Box 3265
Harrisburg, PA 17105-3265

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Re: Core Communications, Inc. v. AT&T Communications of Pa., LLC and TCG Pittsburgh, Inc., Docket Nos. C-2009-2108186 and C-2009-2108239

Dear Secretary McNulty:

On behalf of Core Communications, Inc., ("Core") enclosed please find an original and three copies of its Objections to AT&T's Interrogatories, Set V with regard to the above-referenced matter. Copies have been served in accordance with the attached Certificate of Service.

Sincerely yours,

Deanne M. O'Dell, Esq.

DMO/lww

Enclosure

cc: Hon. Angela Jones, w/enc.
Cert. of Service, w/enc.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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Core Communications, Inc.
Complainant

JAN 22 2010

v.

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

AT&T Communications of PA, LLC

Docket No. C-2009-2108186

and

Docket No. C-2009-2108239

TCG Pittsburgh, Inc.

Respondents

**CORE COMMUNICATIONS, INC.'S OBJECTIONS TO
AT&T'S FIFTH SET OF INTERROGATORIES AND REQUESTS FOR PRODUCTION
OF DOCUMENTS**

Pursuant to 52 Pa. Code §§ 5.342 and 5.349, Core Communications Inc. ("Core") objects to the Fifth Set of Interrogatories and Requests for Production of Documents propounded by AT&T Communications of Pennsylvania, LLC and TCG Pittsburgh (collectively, "AT&T") as follows:

GENERAL OBJECTIONS

Core objects to the Interrogatories and Requests for Documents to the extent they seek information without regard for the date on which such information was generated, on the grounds that the request is overly broad, unduly burdensome and seeks information that is not relevant nor reasonably calculated to lead to the discovery of relevant information.

Core objects to the Interrogatories and Requests for Documents to the extent they seek identification or production of information that was not generated by, or maintained in the files of, a Core employee at the Director level or above responsible for making decisions regarding matters within the scope of the request, on the grounds that the request is overly broad, unduly

burdensome, vague, oppressive and seeks information that is not relevant nor reasonably calculated to lead to the discovery relevant information.

Core objects to any of the Interrogatories and Requests for Documents that seek documents initially created by parties not affiliated with Core or who were not acting at the direction or on its behalf (e.g. news articles, investment analysts reports, agency or court filings by other parties) on the grounds that the request is overly broad, unduly burdensome and seeks information that is not relevant nor reasonably calculated to lead to the discovery of relevant information and on the ground that the information is equally available from other sources.

SPECIFIC OBJECTIONS

OBJECTIONS OF CORE TO INTERROGATORIES OF AT&T COMMUNICATIONS OF PA, LLC, SET IV IN DOCKET NOS. C-2009-2108186 AND C-2009-2108239

AT&T-Core-5-2: With respect to Core's Surrebuttal Testimony at page 5, lines 15-17, list each and every CLEC referred to in the statement "dozens of other CLECs..." With respect to each such CLEC:

- (a) How much traffic did each CLEC send to Core for each year 2004 to the present?
- (e) Has Core contacted any CLEC other than AT&T, XO or Choice One to request payment for the termination of traffic to Core? If so, provide the date of contact, the name of the CLEC and the name, address and telephone number of the person contacted.

OBJECTION:

See General Objections. Core objects to subpart (a) and (e) because they seek information which is irrelevant, not material to the subject matter involved in this proceeding nor is it reasonably calculated to lead to the discovery of relevant information. Core also objects to (a) on the basis that providing this information regarding each CLEC that sent traffic would require Core to undertake a costly, time-consuming, and unreasonable investigation. Core additionally objects to subpart (e) to the extent it seeks the discovery of information that is confidential.

Subject to and without waiver of its objection, Core will provide a response.

AT&T-Core-5-3: Did Core offer to charge any other CLEC a rate of \$.0007/MOU for the termination of that CLECs' ISP-bound traffic, including for the purpose of this question, in settlement of outstanding billing claims by Core for the recovery of service charges exceeding the rate of \$.0007/MOU? If so, identify the CLEC to whom the offer was extended, the date the offer was extended, and the name of the person to whom the offer was extended. Please also provide any documents reflecting this offer.

OBJECTION: See General Objections. Core objects to this question because it seeks information which is irrelevant, not material to the subject matter involved in this proceeding nor is it reasonably calculated to lead to the discovery of relevant information. Core also objects to the extent this question is seeking information related to confidential settlement negotiations with non-parties to this case as they are confidential and not admissible evidence pursuant to 52 Pa. Code § 5.231(d).

Subject to and without waiver of its objection, Core will provide a response.

AT&T Core 5-8: On an exchange by exchange basis, provide the number of lines provided to each customer assigned numbers in the exchange. (Note, redact or suppress any customer identifying information.)

OBJECTION: See General Objections. Core objects to this question because it seeks information which is irrelevant, not material to the subject matter involved in this proceeding nor is it reasonably calculated to lead to the discovery of relevant information. Core also objects to the extent this question is seeking information that would require Core to undertake a costly, time-consuming, and unreasonable investigation.

Subject to and without waiver of its objection, Core will provide a response.

AT&T-Core-5-9: With respect to Core's Surrebuttal Testimony at page 8, lines 3-4, list the CLECs with whom Core has experience negotiating. Provide the name of each CLEC, the date of any such negotiations, the summary of each negotiation, and any documents Core has regarding such negotiations, including e-mails, notes, etc. whether from Core personnel or from the CLEC with whom Core was negotiating. Explain the basis for Core's claim that "none of them are willing to pay anything for any service unless and until specifically directed by the Commission." Include all supporting documentation.

OBJECTION: See General Objections. Core objects to this question because it seeks information which is irrelevant, not material to the subject matter involved in this proceeding nor is it reasonably calculated to lead to the discovery of relevant information. Core also objects to the extent this question is seeking information related to confidential settlement negotiations with non-parties to this case as they are confidential and not admissible evidence pursuant to 52 Pa. Code § 5.231(d).

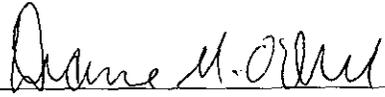
Subject to and without waiver of its objection, Core will provide a response.

AT&T-Core-5-10: With respect to Core's Surrebuttal Testimony at page 9, lines 19-22, provide each and every document demonstrating that Core will be forced to either raise rates it charges consumers or go out of business if it is denied intercarrier compensation. Include any studies conducted by Core, any e-mails or internal correspondence or any other documents providing any calculations or information to support this statement. Provide any documents Core has discussing the impact of non-payment of intercarrier compensation and actions Core will have to take as a result.

OBJECTION: See General Objections. Core objects to this question to the extent it is seeking confidential attorney-client privileged material.

Subject to and without waiver of its objection, Core will provide a response.

Respectfully submitted



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Dated: January 22, 2010

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SECRETARY'S BUREAU

CERTIFICATE OF SERVICE

I hereby certify that this day I served a copy of Core's Objections to Set V Interrogatories upon the persons listed below in the manner indicated in accordance with the requirements of 52 Pa. Code Section 1.54

Via Email and First Class Mail

Michelle Painter, Esq.
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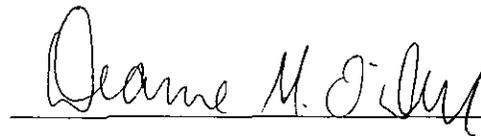
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SECRETARY'S BUREAU

Dated: January 22, 2010



Deanne M. O'Dell

From: Origin ID: MDTA (717) 237-6000
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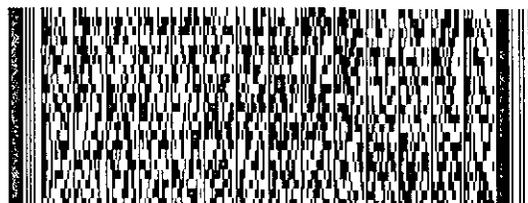
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James McNulty
 PUC Harrisburg
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