

# OALJ Hearing Report

Please check Those Blocks Which Apply

Docket No.:	A-310922F7004	Prehearing Held:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Case Name:	Petition of Core Communications, Inc.	Hearing Held:	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Transportation		Testimony Taken:	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
		Transcript Due:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
		Hearing Concluded:	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Location:	HBG	Further Hearing Needed:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
		Estimated Add'l Days:	2		
Date:	January 26, 2007	RECORD CLOSED:	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
ALJ:	David Salapa	DATE:			
		Briefs to be Filed:	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Reporting Firm:	Sargents Court Reporting	DATE:			
<div style="border: 2px solid black; padding: 5px; width: fit-content; margin: auto;"> <p><b>DOCUMENT RECEIVED FOLDER</b></p> <p>JAN 30 2007</p> <p>PA PUBLIC UTILITY COMMISSION SECRETARY'S BUREAU</p> </div>		Bench Decision:	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
		REMARKS:	<p><i>Schedule further prehearing conferences on 6/15/2007</i></p> <p style="text-align: right;"><i>Rove</i></p>		

PLEASE PRINT CLEARLY - Incomplete Information may result in delay of processing.

Name and Telephone Number	Address	Who are you representing?
D. MARK THOMAS CHARLES E THOMAS TIL	212 LOCUST ST PO BOX 9500  City: HARRISBURG    State: PA    Zip: 17108	WINDSTREAM PENNSYLVANIA, INC <del>MD</del>
Telephone: 717-255-7600 Michael Grun	E-mail Address: dmthomas@zzanla.w 27 N. 2nd St 16th Floor  City: Hbs    State: PA    Zip: 17101	Fax Number: 717-236-8278  CORE
Telephone: 717-255-7365 Chris Van de Verg	E-mail Address: <i>mag@stevele.com</i> 209 West St # 302  City: Annapolis    State: MD    Zip: 21401	Fax Number: <del>717-236-8278</del>  CORE
Telephone: E-mail Address:		Fax Number: 410 216 9867

Check this box if additional parties or attendees appear on back of form.

*elp.*

*Daniel A. Wallace*  
Reporter's Signature

**Note: Completion of this form does not constitute an entry of appearance, see 52 Pa. Code §§1.24 and 1.25.**

Name and Telephone Number	Address			Who are you representing?
	City	State	Zip	
Telephone:	E-mail Address:			Fax Number:
	City	State	Zip	
Telephone:	E-mail Address:			Fax Number:
	City	State	Zip	
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Telephone:	E-mail Address:			Fax Number:
	City	State	Zip	
Telephone:	E-mail Address:			Fax Number:

**Note: Completion of this form does not constitute an entry of appearance, see 52 Pa. Code §§1.24 and 1.25.**

*Thomas, Thomas, Armstrong & Niesen*  
*Attorneys and Counsellors at Law*

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CHARLES E. THOMAS  
(1913 - 1998)

February 26, 2007

James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

ORIGINAL

Re: Petition of Core Communications, Inc., for Arbitration of Interconnection Rates, Terms and Conditions with Windstream Pennsylvania, Inc., Pursuant to 47 U.S.C. §252(b) Docket No. A-310922F7004

Dear Sir:

Enclosed herewith are an original and three (3) copies of a Certificate of Service verifying that Windstream Pennsylvania, Inc.'s Initial Discovery to Core was today served in the above-referenced arbitration proceeding.

Very truly yours,

THOMAS, THOMAS, ARMSTRONG & NIESEN

By 

D. Mark Thomas

Enclosures

cc: Michael A. Gruin, Esquire (w/enclosure)  
Kimberly K. Bennett, Esquire (w/enclosure)

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BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Honorable David A. Salapa  
Administrative Law Judge, Presiding

Petition of Core Communications, Inc. :  
For Arbitration of Interconnection :  
Rates, Terms and Conditions with : Docket No. A-310922F7004  
Windstream Pennsylvania, Inc., :  
Pursuant to 47 U.S.C. §252(b) :

**CERTIFICATE OF SERVICE**

I hereby certify that I have this 26<sup>th</sup> day of February, 2007, served a true and correct copy of Windstream Pennsylvania, Inc.'s Initial Discovery to Core, upon the persons and in the manner set forth below:

**FIRST CLASS MAIL & EMAIL**

Michael A. Gruin, Esquire  
Stevens & Lee  
16<sup>th</sup> Floor  
17 North Second Street  
Harrisburg, PA 17101  
[mag@stevenslee.com](mailto:mag@stevenslee.com)



D. Mark Thomas  
PA Attorney ID No. 15611

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**STEVENS & LEE**  
**LAWYERS & CONSULTANTS**

17 North Second Street  
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(717) 234-1090 Fax (717) 234-1099  
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**DOCUMENT  
FOLDER**

Direct Dial: (717) 255-7365  
Email: mag@stevenslee.com  
Direct Fax: (610) 988-0852

February 28, 2007

James J. McNulty, Secretary  
PA Public Utility Commission  
Keystone Building  
P.O. Box 3265  
Harrisburg, PA 17105-3265

**ORIGINAL**

**Re: Petition of Core Communications, Inc. for Arbitration of Interconnection Rates,  
Terms and Conditions Pursuant to 47 U.S.C. § 252(b) with Windstream  
Pennsylvania, Inc. f/k/a Alltel  
Docket No. A-310922 F7004**

Dear Secretary McNulty:

Enclosed herewith are an original plus three (3) copies of a Certificate of Service verifying that Core Communications, Inc.'s Discovery – Set I directed to Windstream Pennsylvania, Inc. was served today in the above-referenced proceeding.

Best Regards,

STEVENS & LEE

  
Michael A. Gruin

Enclosures  
cc: D. Mark Thomas

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Williamsport • Wilkes-Barre • Princeton • Cherry Hill • New York • Wilmington

A PROFESSIONAL CORPORATION

**CERTIFICATE OF SERVICE**

I hereby certify that on this 28th day of February, 2007 copies of the foregoing Interrogatories and Requests for Production of Documents have been served, via electronic mail and hand delivery, upon the persons listed below in accordance with the requirements of 52 Pa Code Sections 1.54 and 1.55 of the Commission's rules.

Patricia Armstrong  
D. Mark Thomas  
Thomas, Thomas Armstrong & Niesen  
212 Locust Street  
PO Box 9500  
Harrisburg, PA 17108-9500  
Counsel for Windstream

  
\_\_\_\_\_  
Michael A. Gruin, Esq.  
Stevens & Lee  
Attorney ID No.: 78625  
17 N. 2nd St.  
16th Floor  
Harrisburg, PA 17101  
Tel. (717) 255-7365

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**STEVENS & LEE**  
**LAWYERS & CONSULTANTS**

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FOLDER**

Direct Dial: (717) 255-7365  
Email: mag@stevenslee.com  
Direct Fax: (610) 988-0852

March 8, 2007

**VIA EMAIL AND HAND DELIVERY**

D. Mark Thomas  
Thomas, Thomas Armstrong & Niesen  
212 Locust Street  
PO Box 9500  
Harrisburg, PA 17108-9500

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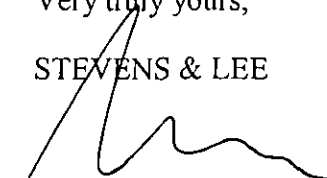
**Re: Petition of Core Communications, Inc. for Arbitration of Interconnection Rates,  
Terms and Conditions Pursuant to 47 U.S.C. § 252(b) with Windstream  
Pennsylvania, Inc. f/k/a Alltel  
Docket No. A-310922 F7004**

Dear Mr. Thomas:

Enclosed please find Core Communications, Inc.'s Objections to Interrogatories and Requests for Production of Documents– Set I propounded by Windstream Pennsylvania, Inc. in the above-referenced matter. Please contact me if you have any questions.

Very truly yours,

STEVENS & LEE



Michael A. Gruin

Enclosure

cc: Hon. David Salapa, ALJ  
Secretary James McNulty

Philadelphia • Reading • Valley Forge • Lehigh Valley • Harrisburg • Lancaster • Scranton  
Williamsport • Wilkes-Barre • Princeton • Cherry Hill • New York • Wilmington

A PROFESSIONAL CORPORATION

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

---

Honorable David A. Salapa  
Administrative Law Judge, Presiding

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2007 MAR 12 PM 1:30  
SECRETARIAT & CLERKS

Petition of Core Communications, Inc. :  
For Arbitration of Interconnection Rates, :  
Terms and Conditions with Alltel : Docket No. A-310922F7004  
Pennsylvania, Inc., Pursuant to 47 U.S.C. :  
§252(b) :

**OBJECTIONS OF CORE COMMUNICATIONS, INC TO INTERROGATORIES AND  
REQUESTS FOR PRODUCTION OF DOCUMENTS PROPOUNDED BY  
WINDSTREAM PENNSYLVANIA, INC f/k/a ALLTEL PENNSYLVANIA, INC.**

Core Communications, Inc. ("Core"), pursuant to 52 Pa. Code § 5.342, hereby Objects to the Interrogatories and Requests for Production of Documents propounded by Windstream Pennsylvania, Inc. f/k/a Alltel Pennsylvania, Inc. In further support of its Objections, Core states as follows:

**I. BACKGROUND**

1. This matter was commenced on March 30, 2006 when Core filed a Petition for Arbitration against Alltel Pennsylvania, Inc. (now referred to as Windstream Pennsylvania, Inc.) ("Windstream").
2. By Order of Administrative Law Judge Salapa dated May 11, 2006, this matter was stayed "*until at least thirty-five (35) days after a final Pennsylvania Public Utility Commission Order in the Core Communications, Inc. Application for Approval to offer,*



3. *render, furnish, or supply telecommunications services as a facilities based local exchange carrier to the public in the service territory of Windstream Pennsylvania, Inc., Docket A-310922F0002, Am.B.”*
4. On December 4, 2006, the Commission issued an Order which denied Windstream Pennsylvania’s Motion for Stay and Record Incorporation in the above referenced proceeding at Docket No. A-310922F0002, Am.B. In issuing its Order, the Commission rejected Windstream’s attempt to revive its protest to Core’s Application for CLEC certification in Windstream’s service territory (Windstream initially protested Core’s CLEC Application, but withdrew its protest in writing on February 24, 2006).
5. On February 8, 2007, the Commission issued an Order granting Core’s Application for CLEC Certification in the service territories of Windstream, Frontier Communications of Breezewood, Frontier Communications of Canton, Frontier Communications of Pennsylvania, Frontier Communications of Lakewood, Frontier Communications of Oswayo River, Citizens Telecommunications of New York, and TDS/Deposit Telephone Company. A copy of the Commission’s February 8, 2007 Order is attached hereto as Exhibit A.
6. The Commission’s February 8, 2007 Order concluded that “the Applicant has met the requirements for expanded certification as a CLEC in the service territories of the rural areas within the Commonwealth consistent with this Order.” The Order goes on to state that “we conclude that the Applicant’s proposed services do not raise concerns at this time regarding safety, adequacy, reliability or privacy. We further conclude that the Company has met all of the requirements for certification to provide CLEC services in the additional service territories requested, consistent with this Order and subject to conditions originally imposed on the Company in conjunction with its original certificate

of authority". By letter dated February 28, 2007, the Secretary's Bureau transmitted to Core a Certificate of Public Convenience evidencing the Commission's approval of Core's application to provide CLEC services in Windstream's service territory.

7. On January 26, 2007, a Pre-Arbitration Conference was held before ALJ Salapa. Core was represented at the Conference by Michael Guin, Esq. and Christopher Van de Verg, Esq. , and Windstream was represented by Charles Thomas III, Esq. and D. Mark Thomas, Esq.
8. On February 26, 2007, Windstream served its Initial Discovery Request upon Core, consisting of 43 separate requests.
9. Core hereby Objects to Windstream's Initial Discovery Request, for the reasons set forth below.
10. The following general objections form a part of, and are hereby incorporated in, the specific objections to the Requests set forth below. Nothing in these Responses should be construed as a waiver of any of these general objections, including whether or not any specific objections or responses state or restate these general objections.
11. Core submits these objections to the Requests without conceding the relevance or materiality of the subject matter of any document request, or the documents produced pursuant thereto, or Interrogatory, or response thereto, and without prejudice to its right to object to the admissibility at trial or in any other proceeding in this action of any particular documents or category of documents or other information. The production of any document or information in response to a request for production or Interrogatory to which an objection is made shall not constitute a waiver of such objection as to other information, documents or categories of documents, or to further inquiry with respect to any subject matter.

## GENERAL OBJECTIONS

12. Core objects to the discovery Requests of Windstream because this Interconnection Arbitration is a dispute concerning the terms and conditions of interconnection between Core and Windstream. The scope of this proceeding does not include an examination of Core's operations in non-Windstream service territories or its fitness to provide service in Windstream territory.
13. Core objects to the discovery Requests of Windstream because the limited scope of this proceeding was addressed at length during the Pre-Arbitration conference in this matter.
14. Core objects to the discovery Requests of Windstream because at the Pre-Arbitration Conference, the parties and the ALJ agreed that issues related to Core's status as a CLEC are not within the scope of this Interconnection Arbitration:. ALJ Salapa specifically stated:

“This is not an application proceeding. We're not going to get into all that stuff ...”

“And you can relay to them that I really don't want to delay this with a lot of extraneous material. I think that we are past the point where Core's ability to provide service has been decided. I think what we're talking about are strictly the terms and conditions of interconnection.”

“And any of this other thing about the capabilities to provide the service or what they're providing is actually telecommunications service. I don't think I am in a position to entertain that. I think the Commission has decided that in the AMA application and until someone tells me that there is a stay of that appeal, I'm going to proceed on the assumption that that is an issue that the Commission will determine finally.<sup>1</sup>”

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<sup>1</sup> Petition of Core Communications, Inc., Pre-Arbitration Conference, Docket No. A-310922F7004, January 26, 2007 Transcript at pages 35-36.

15. Core objects to the discovery Requests of Windstream because its Initial Discovery Requests blatantly ignore the clear agreement of the parties and directive of ALJ Salapa regarding the limited scope of this proceeding.. Windstream's discovery requests reveal that Windstream intends to do exactly what ALJ Salapa prohibited them from doing: re-litigate the Core application proceedings and challenge Core's capabilities to provide service and whether the service Core provides is "telecommunications service.."
16. Core objects to the discovery Requests of Windstream because Windstream's discovery requests seek information that is completely unrelated and irrelevant to the narrow scope of the case, as articulated by ALJ Salapa, namely, "the terms and conditions of interconnection."
17. Core objects to the discovery Requests of Windstream because Windstream's discovery seeks information about Core's switches in non-Windstream territories throughout the Commonwealth, the make, model and location of Core's switches, whether Core provides "internet service" rather than telecommunications service, the locations of Core's wire centers in Pennsylvania, the rate centers where Core provides Internet Service, the names of Core's customers, Core's methods of determining how it will serve its customers, the location of Core's call centers, Core's customer service contact numbers, and other information that has nothing to do with how Core proposes to interconnect with Windstream.
18. Core objects to the discovery Requests of Windstream because they are not relevant to this Arbitration proceeding or reasonably calculated to lead to the discovery of admissible evidence.

19. Core objects to the discovery Requests of Windstream because they attempt to create irrelevant and unnecessary distinctions in types of service. Wind stream improperly distinguishes between telecommunications service provided to Internet Service Providers, and characterize those services as “Internet Services”, in contrast to what Wind stream describes as “Qualifying Services”, which Windstream defines as single line –residential, multi-line residential, single-line business, and multi-line business service. The exclusion of telecommunications services provided to Internet Service Providers from the definition of “Qualifying Services” implies that telecommunications services provided to Internet Service Providers somehow do not qualify as telecommunications services. This entire paradigm is an irrelevant, unnecessary and a blatant attempt to relitigate the very issues that were resolved in the Core application proceeding.

20. Core objects to the discovery Requests of Windstream because the controlling legal authority regarding permissible telecommunications service is crystal clear: Internet Service Providers are considered end-user customers of telecommunications services, just like other business-end user customers and residential end-user customers. This very issue was addressed by the Commission in its Order Approving Core’s Certification. The Commission thoroughly reviewed Core’s exceptions and the RTCC’s reply exceptions, and found as follows:

“The FCC, in its Intercarrier Compensation for ISP-bound Traffic Order, concluded that ISP-bound traffic was not subject to reciprocal compensation provisions of TA-96 Section 251(b)(5)... In this same order, the FCC also made several observations which run counter to the position of Core in this Application. However, the FCC did make a jurisdictional determination regarding this traffic and established a compensation mechanism applicable to this traffic. *We find the FCC’s treatment of dial-*

*up access to ISPs to be more consistent with the Core position. That is, ISPs themselves, are treated as end users of telecommunications services, while the underlying service they provide to ISP subscribers, Internet access, is information. (Emphasis added).*

Based on the foregoing, we shall grant the Exceptions of Core.<sup>2</sup>

21. Core objects to the discovery Requests of Windstream because the Commission has already considered and rejected Windstream's presumed argument that Core offers "information services" rather than "telecommunications services".
22. Core objects to the discovery Requests of Windstream to the extent they seek identification and/or production of documents or information that is not within Core's possession, custody, or control.
23. Core objects to the discovery Requests of Windstream to the extent they call for the production of documents or information that is unreasonably cumulative or duplicative or obtainable from some other source that is more convenient, less burdensome, or less expensive or presently in the possession of Windstream, including materials obtainable by Windstream as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB.
24. Core objects to the discovery Requests of Windstream to the extent they call for the production of information or documents neither relevant to the claims or defenses in this arbitration nor reasonably calculated to lead to the discovery of material and admissible evidence.
25. Core objects to each and every Instruction, Definition and discovery Requests of Windstream to the extent that it exceeds the permissible scope of discovery as defined by the Rules.

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<sup>2</sup> *Id.* at 26-27.

26. Core objects to each Document Request and Interrogatory to the extent they seek confidential commercial, proprietary and/or trade secret information. Such non-privileged, relevant information will be provided subject to, and only after, an appropriate protective order is entered in this action.
27. Core objects to the Document Requests and Interrogatories to the extent they seek information protected by any applicable privilege or immunity, including, but not limited to, the attorney-client privilege, work product doctrine, or the mediation confidentiality privilege.
28. Core objects to each and every Document Request or Interrogatory to the extent they seek information beyond the time period relevant to the issues in this action, and/or to the extent that they seek information beyond the geographic areas and jurisdictional boundaries relevant to the issues in this action.
29. Core objects to each Request for Production or Interrogatory to the extent it seeks "any," "all," or "any and all" documents on the grounds that such requests are inherently overbroad and unduly burdensome. Core will make a reasonable search for non-privileged, relevant documents and information responsive to Windstream's requests, and will respond or produce for inspection such documents it locates consistent with its responses. Core reserves the right not to produce information or documents that are unreasonably cumulative or duplicative to other documents or other information being produced, or previously produced in discovery.
30. Core objects to Windstream's Definitions, or lack thereof, and instructions, to the extent they are vague, ambiguous, overbroad and unduly burdensome, or beyond the permissible scope of discovery as set forth in the Rules. Core, in response to this discovery, will give the words and phrases used their usual and customary meanings in

accordance with normal usage or the usage of such words in the Rules.

31. Core objects to Windstream's Instructions to the extent that Windstream seeks to impose upon Core obligations that exceed or differ from those set forth in the Rules. Unless noted to the contrary, to the extent that there is any inconsistency between Windstream's instructions and the requirements imposed by the Rules, Core's responses shall be made in accordance with the Rules. Subject to the General Objections above, and the specific objections set forth below, and without waiver thereof, Core provides the following responses.

32. In stating that Core will produce relevant, non-privileged information or documents responsive to a request, Core does not mean to suggest that it has determined that any such information or documents exist or are within its possession, custody or control.



## SPECIFIC OBJECTIONS

1. Identify each switch owned, controlled or utilized by Core that Core uses to provide single line residential, multi-line residential, single line business and multi-line business, excluding Internet Service Provider (“ISP”) customers in each incumbent LECs service territories, (hereinafter, “Qualifying Service”) except Windstream service territories, regardless of whether the switch itself is located in the Commonwealth and regardless of the type of switch (*e.g.*, circuit switch, packet switch, soft switch, host switch, remote switch).

**Response:**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream’s false paradigm of “Qualifying Services”, which is a clear attempt to re-litigate the Commission’s determination that Core’s services qualify as telecommunications services.

2. For each switch identified in response to Interrogatory No. 1, please:
- (a) provide the Common Language Location Identifier (“CLLI”) code of the switch;
  - (b) provide the street address, including the city and state in which the switch is located;
  - (c) identify the type of switch by manufacturer and model (e.g., Nortel DMS100);
  - (d) provide information relating to the switch as contained in Telcordia’s Local Exchange Routing Guide (“LERG”); or, state if the switch is not identified in the LERG.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream’s false paradigm of “Qualifying Services”, which is a clear attempt to re-litigate the Commission’s determination that Core’s services qualify as telecommunications services.

3. Identify any other switch that Core uses to provide Internet Service anywhere in Pennsylvania, regardless of whether the switch itself is located in the Commonwealth and regardless of the type of switch (e.g., circuit switch, packet switch, soft switch, host switch, remote switch)

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

4. For each switch identified in response to Interrogatory No. 3, please:
- (a) identify the person that owns the switch;
  - (b) provide the Common Language Location Identifier (“CLLI”) code of the switch and provide the street address, including the city and state in which the switch is located;
  - (c) identify the type of switch by manufacturer and model (*e.g.*, Nortel DMS100);
  - (d) describe in detail the arrangement by which you are making use of the switch, including stating whether you are leasing the switch or switching capacity on the switch;
  - (e) identify all documents referring or relating to the rates, terms, and conditions of Core’s use of the switch; and
  - (f) provide information relating to the switch as contained in Telcordia’s Local Exchange Routing Guide (“LERG”); or, state if the switch is not identified in the LERG.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream’s false paradigm of “Qualifying Services”, which is a clear attempt to re-litigate the Commission’s determination that Core’s services qualify as

telecommunications services.

5. Identify by name, address, and CLLI code, each incumbent LEC wire center area, in which you provide a Qualifying Service to any end user customers in Pennsylvania utilizing any of the switches identified in response to Interrogatory No. 1 or utilizing any other means of service and the total number of voice grad equivalent lines you are providing to end user customers in that wire center area. If you assert that you cannot identify or do not know how to ascertain the boundaries of a wire center area, provide the requested information for the incumbent LEC exchange in which your end user customer is located.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

6. Identify by name, address, and CLLI code, each incumbent LEC wire center area, in which you provide Internet Service to any end user customers in Pennsylvania utilizing any of the switches identified in response to Interrogatory No. 3. If you assert that you cannot identify or do not know how to ascertain the boundaries of a wire center area, provide the requested information for the incumbent LEC exchange in which your end user is located.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

7. Describe your plans and identify every business plan in your possession, custody or control that evaluates, discusses, analyzes or otherwise refers or relates to the offering of a Qualifying Service using: (1) Unbundled Network Elements, (2) self-provisioned switching, (3) switching obtained from a third party provider other than an incumbent LEC, (4) self-provisioned facilities or (4) any combination of these items.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.



8. Identify each location in Pennsylvania where you are currently offering a Qualifying Service without regard to whether you are offering the service using your own facilities, resale, or in some other fashion.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

9. Identify by incumbent LEC and rate center, as responded in Interrogatory 6 above, in Pennsylvania that you are offering Internet Service and if the transport of the Internet Service is through a direct or indirect interconnection with the incumbent LEC.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

10. Please state the total number of end user customers in the Commonwealth of Pennsylvania to whom you only provide a Qualifying Service and identify how you provide service.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

11. Identify all Internet Companies that you provide an ISP aggregator service to by incumbent LEC and rate center since January 2006.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

12. Please provide the last twelve months of Internet Service minutes originated by Windstream end user customers terminating to each of the Internet Companies listed in Interrogatory 11 above. Provide each month's total by Internet Company.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

13. How do you determine whether you will serve an individual customer's location with resale, UNE loop(s), your own facilities, multiple DSOs or whether you are going to use a DS1 or larger transmission system? Provide a detailed description of the analysis you would undertake to resolve this issue, and identify the factors that you would consider in making this type of a decision.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive.

14. Please provide the average number of minutes being originated by Core end user customers in Pennsylvania along with supporting traffic studies in each incumbent LEC's rate center.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive.

15. Please provide by incumbent LEC all rate centers, including the Common Language Location Identifier (“CLLI”) code assigned to the rate center, where Core has established codes.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream’s false paradigm of “Qualifying Services”, which is a clear attempt to re-litigate the Commission’s determination that Core’s services qualify as telecommunications services.



16. Please provide by incumbent LEC all rate centers, including the Common Language Location Identifier (“CLLI”) code assigned to the rate center, where Core has established codes in areas though a virtual NXX.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream’s false paradigm of “Qualifying Services”, which is a clear attempt to re-litigate the Commission’s determination that Core’s services qualify as telecommunications services.

17. For the rate centers identified in Interrogatory 16 above, please provide the rate centers where Internet Service traffic is routed through a direct interconnection facility with the incumbent LEC.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

18. Please provide a list of all Interexchange Carriers (IXCs) that are available for Core's end user customers to choose for interLATA and intraLATA service as of January 2007.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive.

19. Please provide copies of all interconnection agreements executed with other rural incumbent LECs in Pennsylvania that include provisions for UNEs, Collocation and Resale Services.

**Responding Witness:** Chris Van De Verg, General Counsel

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive.

Notwithstanding these objections, Core states as follows:

Core has never entered into any interconnection agreement with any rural LEC in Pennsylvania or elsewhere.

20. Please provide copies of all interconnection agreements you or any of your affiliates has executed with other LECs outside of Pennsylvania that include provisions for UNEs, Collocation and Resale Services.

**Responding Witness:** Chris Van De Verg, General Counsel

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive.

Notwithstanding these objections, Core states as follows:

Core will provide copies of each of the interconnection agreements between itself and any incumbent LEC, whether in Pennsylvania or otherwise.

21. For each interconnection agreement referenced in questions 19 and 20 above, identify which agreements and the specific provisions therein explicitly providing for compensation for ISP-bound traffic.

**Responding Witness:** Chris Van De Verg, General Counsel

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive.

Notwithstanding these objections, Core states as follows:

The interconnection agreements speak for themselves.

22. Please provide the number of end user customers, by incumbent LEC rate center, porting their telephone number from another incumbent LEC in Pennsylvania to Core for the provision of a Qualifying Service since January 2006.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

23. Please provide Core's National Emergency Numbering Association ("NENA") ID used in providing E911 service to Core's end user customers purchasing a Qualifying Service.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.



24. Provide the facility arrangements (circuit Ids, CLLI Codes) established by Core to 911 host selective routers in the geographical areas in Pennsylvania that Core is providing a Qualifying Service to Core's end user customers. If no arrangements currently exist, please provide Core's plans for establishing these connections.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

25. Provide a list of the standalone Public Service Answering Positions (“PSAP”) in Core’s service areas in Pennsylvania that Core is providing a Qualifying Service to Core’s end user customers.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream’s false paradigm of “Qualifying Services”, which is a clear attempt to re-litigate the Commission’s determination that Core’s services qualify as telecommunications services.

26. Provide a copy of each notification Core provided to incumbent LECs in Pennsylvania advising that Core will be establishing facilities to a standalone PSAP to ensure ports are available in the selective router.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

27. Identify Core's planned method for updating 911 databases with end user customer's name and address information for Core's customers purchasing a Qualifying Service.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

28. Provide a detail list (including street address) where Core is interconnecting with another incumbent LEC in Pennsylvania via loop interconnection.

**Responding Witness:** Chris Van De Verg, General Counsel

**Response**

Core will provide a list of locations where the referenced type of interconnection is in use.

29. From the loop interconnections identified in Interrogatory No. 28, how many of these locations represent a retail loop?

**Responding Witness:** Chris Van De Verg, General Counsel

**Response**

In the list referenced in Core's response to Interrogatory No. 28, Core will identify those locations where the incumbent LEC is using facilities it designates as "retail."

30. Provide the type of signaling utilized by Core, in each incumbent LEC rate center, for the origination of Qualifying Services by Core's end user customers.

**Responding Witness:** Chris Van De Verg, General Counsel

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

Notwithstanding these objections, Core states as follows:

Core will provide a response to this interrogatory.

31. Provide a list, in each incumbent LEC rate center, where Core uses MF signaling to provide a Qualifying Service to Core's end user customers.

**Responding Witness:** Chris Van De Verg, General Counsel

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

Notwithstanding these objections, Core states as follows:

Core will provide a response to this interrogatory.



32. Provide a list, in each incumbent LEC rate center, where Core uses MF signaling to provide Internet Service to Core's end user customers.

**Responding Witness:** Chris Van De Verg, General Counsel

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

Notwithstanding these objections, Core states as follows:

Core will provide a response to this interrogatory.

33. Please provide the location (including street address) of all Core's call centers utilized for answering issues from Core's end user customers purchasing a Qualifying Service.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

34. Please provide a list of telephone numbers that Core's end user customers, purchasing a Qualifying Service, can use for reporting billing and customer service issues.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

35. Please provide a list of telephone numbers that Core's end user customers, purchasing Internet Service can use for reporting billing and customer service issues.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

36. Identify how Core intends to provide service to all customers throughout Windstream's service territory.

**Responding Witness:** Chris Van De Verg, General Counsel

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

Notwithstanding these objections, Core states as follows:

Core will provide a response to this interrogatory.

37. Identify by Windstream rate center where Core will interconnect directly for the exchange of traffic between Core's end user customers and Windstream's end user customers.

**Responding Witness:** Chris Van De Verg, General Counsel

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive. Furthermore, as described more fully above, Core objects to this request because it involves Windstream's false paradigm of "Qualifying Services", which is a clear attempt to re-litigate the Commission's determination that Core's services qualify as telecommunications services.

Notwithstanding these objections, Core states as follows:

Core will provide a response to this interrogatory.

38. Describe Core's plans to apply for universal service funds.

**Responding Witness:** Chris Van De Verg, General Counsel

**Response**

Core will provide a response to this interrogatory.

39. With respect to Core's refusal to negotiate certain terms in the interconnection agreement with Windstream pertaining to a Security Deposit, provide Core's most recently available Dunn and Bradstreet's credit rating.

**Responding Witness:** Chris Van De Verg, General Counsel

**Response**

Core will provide a response to this interrogatory.



40. Identify the Competitive Local Exchange Carriers (“CLECs”) in Pennsylvania that Core may sublease collocation space in order to collocate in a Windstream central office in Pennsylvania.

**Responding Witness:** Chris Van De Verg, General Counsel

**Response**

Core will provide a response to this interrogatory.

41. Please provide a copy of the interconnection agreement between Windstream and the CLEC in Pennsylvania that allows sublease of collocation space within a Windstream central office.

**Responding Witness:** Chris Van De Verg, General Counsel

**Response**

Core will provide a response to this interrogatory.

42. Describe the manner in which Core will abide by the same service level standards as Windstream. Include copies of all specific plans and documents addressing Core's ability to meet such standards.

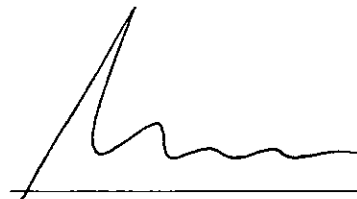
**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive.

43. Identify the current or anticipated location of Core's business office in Windstream's territory. If none, explain why Core will not maintain such an office in Windstream's territory and how/where customers may contact Core for service or billing issues.

**Response**

In addition to its General Objections set forth above, Core objects to this request to the extent that it seeks information beyond the relevant scope of this arbitration as clearly defined at the Pre-Arbitration Conference. Core objects to this request to the extent that it seeks confidential documents in the absence of an appropriate protective order in this arbitration. Core objects to this request to the extent it seeks documents protected by any applicable privilege or immunity. Core objects to this request to the extent Windstream is already in possession of the requested documents as a result of its participation in the Core Application Proceeding at Commission Docket No. A-310922F0002, AmA, AmB. , or those documents are obtainable from some source other than Core that is more convenient, less burdensome, or less expensive.



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For: Core Communications, Inc.

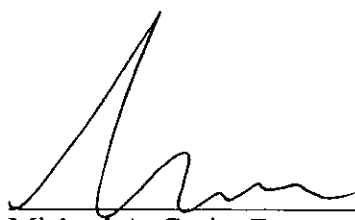
CERTIFICATE OF SERVICE

I hereby certify that on this 8th day of March, 2007, copies of the foregoing Interrogatories and Requests for Production of Documents have been served, via electronic mail and hand delivery, upon the persons listed below in accordance with the requirements of 52 Pa Code Sections 1.54 and 1.55 of the Commission's rules.

D. Mark Thomas  
Thomas, Thomas Armstrong & Niesen  
212 Locust Street  
PO Box 9500  
Harrisburg, PA 17108-9500  
Counsel for Windstream

Administrative Law Judge David Salapa  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
Harrisburg, PA 17120

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*Thomas, Thomas, Armstrong & Niesen*  
*Attorneys and Counsellors at Law*

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March 19, 2007

DOCUMENT  
FOLDER

D. MARK THOMAS

Direct Dial: (717) 255-7619

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CHARLES E. THOMAS  
(1913 - 1998)

Honorable David A. Salapa  
Administrative Law Judge  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

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MAR 21 2007

COMMUNICATIONS PUBLIC UTILITIES COMMISSION

Re: Petition of Core Communications, Inc. for Arbitration of Interconnection Rates, Terms and Conditions with Windstream Pennsylvania, Inc. Pursuant to 47 U.S.C. §252(b) Docket No. A-310922F7004

Dear Judge Salapa:

On behalf of Core Communications, Inc. and Windstream Pennsylvania, Inc., we hereby request that the schedule in the above-referenced arbitration proceeding be stayed pending ongoing negotiations between the parties. Core's counsel, Michael A. Gruin, and I will advise you within thirty (30) days as to the status of the negotiations and whether the stay should be continued or if the parties intend to resume the arbitration. If the arbitration is re-commenced, the parties will provide revised proposed arbitration schedules. The parties revised proposed arbitration schedules will begin with the resolution of the parties' outstanding Discovery Objections, and will include revised timelines for the filing of dispositive motions, testimony, evidentiary hearing, briefs, and exceptions..

If you have any questions concerning this request, please advise.

Very truly yours,

THOMAS, THOMAS, ARMSTRONG & NIESEN

By 

D. Mark Thomas

cc: Michael A. Gruin, Esquire  
Christopher Van de Verg, Esquire  
Kimberly K. Bennett, Esquire

PA PUC

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COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
Office of Administrative Law Judge  
P.O. BOX 3265, HARRISBURG, PA 17105-3265  
March 26, 2007

IN REPLY PLEASE  
REFER TO OUR FILE

In Re: A-310922F7004

(SEE LETTER DATED 1/29/07)

Petition of Core Communications, Inc. for Arbitration of  
Interconnection Rates, Terms and Conditions with ALLTel  
Pennsylvania, Inc.

Cancellation Notice

This is to inform you of the following cancellation:

Type: Further Pre-Arbitration Conference  
Date: June 15, 2007  
Time: 10:00 a.m.  
Presiding: Administrative Law Judge David A. Salapa

Please mark your records accordingly.

pc: Judge Salapa  
Dawn Reitenbach  
Beth Plantz  
Docket Section  
Calendar File

DOCUMENT  
FOLDER

DOCKETED  
MAR 29 2007