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December 22, 2021
Via Electronic Filing

Secretary of the Commission
Pennsylvania Public Utilities Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

RE:

R-2021-3029138	PAETEC Communications, Inc.; Supplement No. 46 to Tariff Telephone- PA P.U.C. No. 3
R-2021-3029460	Business Telecom, LLC dba EarthLink Business III; Supplement No. 29 to PA Local Resale Tariff No. 3
R-2021-3029314	US LEC of Pennsylvania LLC dba PAETEC Business Services; Supplement No. 46 to Tariff Telephone- PA P.U.C. No. 1
R-2021-3029312	American Telephone Company, LLC; Supplement No. 3 to Tariff Telephone- Pennsylvania P.U.C. No. 1
R-2021-3029380	Broadview Networks, Inc. Supplement No. 88 to Tariff Telephone- PA P.U.C. No. 1
R-2021-3029501	Cavalier Telephone Mid-Atlantic LLC; Supplement No. 49 to Tariff Telephone -PA P.U.C. No. 1
R-2021-3029516	Choice One Communications of Pennsylvania, Inc.; Supplement No. 72 to Tariff Telephone- PA P.U.C. No. 1
R-2021-3029526	CTC Communications Corp. dba EarthLink Business; Supplement No. 44 to Tariff Telephone- PA P.U.C. No. 2
R-2021-3029575	Lightship Telecom, LLC; Supplement No. 16 to Tariff Telephone- PA P.U.C. No. 1
R-2021-3029580	MassComm, LLC; Supplement No. 7 to Tariff Telephone- PA P.U.C. No. 1
R-2021-3029554	Earthlink Business, LLC; Supplement No. 12 to Tariff Telephone- PA P.U.C. No. 5
R-2021-3029686	Talk America, LLC; Supplement No. 52 to Tariff Telephone- PA P.U.C. No. 2
R-2021-3029698	Windstream Communications LLC; Supplement No. 14 to Tariff Telephone- PA P.U.C. No. 2
R-2021-3029720	Windstream D&E Systems, Inc.; Supplement No. 12 to Tariff Telephone- PA P.U.C. No. 5 & Supplement No. 5 to Tariff Telephone- PA P.U.C. No. 9

Dear Commission Secretary,

Submitted via electronic filing are responses to the PA PUC Staff Data Requests – Set II, TUS-13 through TUS-15, as well as a supplemental response for TUS-9, submitted by PAETEC Communications, Inc.; Business Telecom, LLC dba EarthLink Business III; US LEC of Pennsylvania LLC dba PAETEC Business Services; American Telephone Company, LLC; Broadview Networks, Inc.; Cavalier Telephone Mid-Atlantic LLC; Choice One Communications of Pennsylvania, Inc.; CTC Communications Corp. dba EarthLink Business; Lightship Telecom, LLC; MassComm, LLC; Earthlink Business, LLC; Talk America, LLC; Windstream Communications LLC; and Windstream D&E, Inc. (collectively, “the Companies”), for the above-captioned and docketed filings.

A copy of this filing will be emailed to Derek Vogelsong at devogelson@pa.gov as directed.

Please contact me with any questions about the foregoing at (585) 340-2709, or via email at Katherine.Hoagland@Windstream.com.

Sincerely,

/s/ Katherine Hoagland

Katherine Hoagland
Regulatory & Tariff Analyst

cc: Derek Vogelsong (via email)

**Windstream Responses to
Pennsylvania Public Utility Commission Staff Data Requests – Set II
Regarding Supplemental Tariff Filings**

Re: PAETEC Communications, Inc. Supplement No. 46 to Tariff Telephone- PA P.U.C. No. 3	R-2021-3029138
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CTC Communications Corp. dba EarthLink Business Supplement No. 44 to Tariff Telephone- PA P.U.C. No. 2	R-2021-3029526
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MassComm, LLC Supplement No. 7 to Tariff Telephone- PA P.U.C. No. 1	R-2021-3029580
Earthlink Business, LLC Supplement No. 12 to Tariff Telephone- PA P.U.C. No. 5	R-2021-3029554
Talk America, LLC Supplement No. 52.to Tariff Telephone- PA P.U.C. No. 2	R-2021-3029686
Windstream Communications LLC Supplement No. 14 to Tariff Telephone- PA P.U.C. No. 2	R-2021-3029698
Windstream D&E Systems, Inc. Supplement No. 12 to Tariff Telephone- PA P.U.C. No. 5	R-2021-3029720

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*Regarding Supplemental Tariff Filings***

**Responsible Witness: David Schirack
Title: Senior Vice-President – Enterprise Finance**

TUS-9 Have the Companies proposed or implemented a TCC or similar charge in any other states? If so, provide the state(s), docket number(s) and disposition(s) of the filing(s).

SUPPLEMENTAL RESPONSE: Since the Companies responses filed on December 13, 2021, final approval was received from the West Virginia Public Service Commission for the TCC on December 13, 2021 in Case No. 21-0828-T-T, and on December 15, 2021 in Case Nos. 21-0829-T-T; 21-0830-T-T; and 21-0831-T-T. Additionally, the TCC was filed and approved by The Public Service Commission of South Carolina on December 20, 2021 under Revision No.: E2021-315.

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**Responsible Witness: David Schirack
Title: Senior Vice-President – Enterprise Finance**

TUS-13 The Companies’ response to Pa. PUC Staff Data Request Set I, TUS-2, states that the qualifying alternative IP-based services (“AIPBS”) Office Suite and Dynamic IP products are available to all business customer locations in the Commonwealth. However, the Companies’ responses to Pa. PUC Staff Data Request Set I, TUS-5 and TUS-6, indicate that less than 100% of the Companies’ DS0 and DS1 customer would be subject to the TDM Connectivity Charge (“TCC”). If qualifying AIPBS are available to all business customer locations in the Commonwealth, how are there DS0 and DS1 customers that would not be subject to the TCC?

RESPONSE: Exclusions are not determined by IP based product availability and are instead driven by individual customer contract terms. The Companies have negotiated customer contracts in place with its business customers and there are agreements which contain price lock or price guarantee verbiage. In these situations the Companies are not contractually allowed to raise rates.

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**Responsible Witness: David Schirack
Title: Senior Vice-President – Enterprise Finance**

TUS-14 Why are the Companies proposing the imposition of the TCC as a separate line item as opposed to rolling the amount of the TCC into existing DS0 and DS1 rates? How can customers determine whether or not they will be subject to the proposed TCC?

RESPONSE: Individual product and service descriptions may not explicitly contain reference to a product being TDM, DS0, DS1, etc. This is because products and services have been sold under branded names over the years. The Companies want their customers to explicitly understand that a TDM circuit is being used to provide their service and it is directly resulting in an additional charge. As outlined in TUS-12, the Companies are trying to equip customers with the understanding that they control the presence of a TDM circuit on their account and that they can take action to eliminate the charge by converting to an IP based service.

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**Responsible Witness: David Schirack
Title: Senior Vice-President – Enterprise Finance**

TUS-15 The Companies’ Response to Pa. PUC Staff Data Request Set I, TUS-12, states: “In 2017, the FCC’s Broadband Data Service “BDS” order deregulated TDM services in 70 of the 97 counties in the Commonwealth. The vast majority of the Companies’ customers are located in these 70 counties.” The Commonwealth of Pennsylvania has only 67 counties. Please provide an explanation for the discrepancy or provide a corrected response.

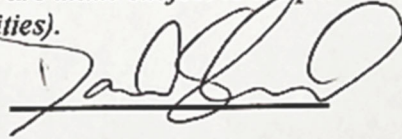
RESPONSE: The Companies apologize, the previous response contained an error. Here is the corrected response, in 2017, the FCC’s Broadband Data Service “BDS” order deregulated TDM services in 48 of the 67 counties in the Commonwealth. The vast majority of the Companies’ customers are located in these 48 counties.

**Windstream Responses to
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Verification pursuant to 52 Pa. Code § 1.36

I, David Schirack, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief, and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities).

Signature



Title

SVP – Enterprise Finance