# GUNDERSON, PALMER, GOODSELL & NELSON, LLP

#### ATTORNEYS AT LAW

J. CRISMAN PALMER G. VERNE GOODSELL JAMES S. NELSON DANIEL E. ASHMORE TERENCE R. QUINN DONALD P. KNUDSEN PATRICK G. GOETZINGER TALBOT J. WIECZOREK MARK J. CONNOT JENNIFER K. TRUCANO DAVID E. LUST ASSURANT BUILDING
440 MT. RUSHMORE ROAD
POST OFFICE BOX 8045
RAPID CITY, SOUTH DAKOTA 57709-8045

TELEPHONE (605) 342-1078 • FAX (605) 342-0480

www.gundersonpalmer.com ATTORNEYS LICENSED TO PRACTICE IN SOUTH DAKOTA, NORTH DAKOTA, IOWA, NEBRASKA COLORADO, MONTANA, WYOMING & MINNESOTA THOMAS E. SIMMONS
TERRI LEE WILLIAMS
PAMELA SNYDER-VARNS
SARA FRANKENSTEIN
AMY K. KOENIG
JASON M. SMILEY
SHANE C. PENFIELD
JONATHAN M. OOSTRA
MATTHEW E. NAASZ

WYNN A. GUNDERSON Of Counsel

January 8, 2007

VIA EMAIL AND U.S. MAIL

meredithm@cutlerlawfirm.com Meredith Moore Cutler & Donahoe 100 N. Phillips Avenue #901 Sioux Falls SD 57104

ryant@cutlerlawfirm.com Ryan Taylor Cutler & Donahoe 100 N. Phillips Avenue #901 Sioux Falls SD 57104 pschudel@woodsaitken.com jovercash@woodsaitken.com Paul M. Schudel James A. Overcash Woods & Aitken, LLP 301 S. 13th Street, Suite 500 Lincoln NE 68508

tmoorman@woodsaitken.com Thomas J. Moorman Woods & Aitken, LLP 2154 Wisconsin Avenue, NW Washington DC 20007

RE: Sprint Communications Company, L.P. – Arbitration Consolidation Interstate Telecommunications Cooperative (ITC) TC06-175

Dear Counsel:

Enclosed please find Sprint's Supplemental information in the above matter.

If you have any questions, please contact me.

Sincerely,

Talbot J. Wieczorek

TJW:klw Enclosure

c:

## BEFORE THE PUBLIC UTILITIES COMMISSION

#### OF THE STATE OF SOUTH DAKOTA

In the Matter of Sprint Communications	)	
Company L.P.'s Petition for Consolidated	)	
Arbitration Pursuant to Section 252(b) of the	)	
Communications Act on 1934, As Amended by	)	Docket No. TC06-175
The Telecommunication Act of 1996, and The	)	
Applicable State Laws for Rates, Terms and	)	
Conditions of Interconnection with Interstate	)	
Telecommunications Cooperative.	)	

# SPRINT COMMUNICATIONS COMPANY L.P.'S <u>SUPPLEMENTAL</u> RESPONSES TO INTERSTATE TELECOMMUNICATIONS COOPERATIVE, INC.'S FIRST SET OF INTERROGATORIES, REQUESTS FOR PRODUCTION OF DOCUMENTS AND REQUESTS FOR ADMISSIONS

Sprint Communications Company L.P., by and through its undersigned attorney, Talbot J. Wieczorek and the law firm of Gunderson, Palmer, Goodsell & Nelson, LLP, Rapid City, South Dakota, hereby supplements responses to ITC's First Set of Interrogatories, Requests for Production of Documents and Requests for Admissions:

INTERROGATORY NO 20: Please provide a description of the network that Sprint provides and that which MCC provides as it relates to the voice traffic that will be delivered to Interstate under the business arrangement that Sprint has with MCC. In providing this description, please identify all switching and transport (or equivalent facilities) provided by Sprint and by MCC and include a diagrams that shows these network(s).

ORIGINAL RESPONSE: MCC's customers have a device located in their home called an eMTA or embedded Multi-media Terminal Adapter. This device connects the customer's telephones and the coaxial cable that enters the home. The coaxial cable exits the customer's home and terminates in MCC's head end. A head end is the originating

point of the video signals in a cable television system. At the head end, television signals are separated out from the voice signals. The voice signals are routed to a device called a CMTS or Cable Modern Termination System. The CMTS aggregates customer voice traffic and routes it to Sprint's end office switch. All calls are routed to the Sprint end office switch which uses the calling party and called party information to route the traffic to the appropriate destinations. For example, if the calling party and called party are within the same local calling area the call will be routed to the interconnection trunks between Sprint and the ILEC for termination to the appropriate called party. If the customer dials 911, the call is routed over the trunks Sprint has provisioned between the Sprint end office switch to the appropriate selective router based on the physical location of the customer dialing 911. The eMTA, coaxial cable, and CMTS are all provided by MCC. Sprint provides the end office switch. The transport between the CMTS and Sprint's end office switch can be provided by either Sprint or MCC. Sprint is responsible for all the interconnectivity to the PSTN for the termination of local, 911, toll, operator and directory calls. See Sprint Attachment 1.20. Sprint attachment 1.20 consists of a diagram regarding how Sprint plans to interconnect with MCC. Please note the diagram is not an exhaustive response, but rather is intended to provide a representative sample.

# SUPPLEMENTAL RESPONSE:

Subject to its general objections, Sprint responds as follows: With respect to switching and transport, the location of Sprint's switch is irrelevant as Sprint does not expect Interstate to deliver Interstate's originated traffic to Sprint's switch.

Sprint will deliver its traffic to 1 POI on Interstate's network within the LATA.

Sprint would expect Interstate to deliver Interstate's traffic to 1 POI on Sprint's network within the LATA which is Sprint's POP located at 1000 North Cliff

Avenue, Sioux Falls, S.D. Notwithstanding the fact that the switch location is irrelevant, Sprint responds as follows: Sprint's switch is located in Kansas City.

**REQUEST FOR ADMISSION NO. 3:** Admit that each business arrangement with a Competitive Service Provider is individually negotiated by Sprint.

ORIGINAL RESPONSE: Sprint objects to this request on the grounds that it requires a legal conclusion.

SUPPLEMENTAL RESPONSE: Sprint objects to the term "individually negotiate" as vague. Sprint will respond as it understands this term. It is true that Sprint does not sit in one room with all cable companies present and fashion an agreement to cover all the companies. In this regard, please see Sprint's response to Request for Admission 4. Also, cable companies sign up for Sprint's services at different times, thus making group negotiations impossible.

**DOCUMENT REQUEST NO. 6:** Provide a copy of each discovery response and all documents provide by Sprint in response to any discovery or other request made by or served by the Commission, Commission staff, Swiftel Communications and any other party in the following proceedings before the Commission:

## **ORIGINAL RESPONSE:**

TC06-176 – In the Matter of the Petition of Sprint Communications Company L.P. for Arbitration Pursuant to the Telecommunications Act of 1996 to Resolve Issues Relating to an Interconnection Agreement with Brookings Municipal Utilities d/b/a Swiftel Communications.

TC06-178 – In the Matter of the Application of Sprint Communications Company for Authority to Provide Local Exchange Services in Certain Rural Areas Served by the City of Brookings Utilities d/b/a Swiftel Communications.

TC06-188 – In the Matter of the Application of MCC Telephony of the Midwest, Inc. d/b/a Mediacom for a Certificate of Authority to Provide Interexchange and Local Exchange Services in the Brookings Exchange.

OBJECTION: Sprint objects to this request on the grounds that this request is overly burdensome, the information requested is not likely to lead to the discovery of admissible evidence and is not relevant to the interconnection and other issues present in the arbitration between Sprint and Interstate. Sprint further objects on the grounds that Sprint is not a party to TC06-188.

## SUPPLEMENTAL RESPONSE:

TC06-188 – Sprint will provide a copy of its responses to discovery requests in this proceeding as Interstate and Sprint are parties in this proceeding.

## **VERIFICATION**

That the undersigned Director - Policy for Sprint Nextel Corporation has read SPRINT COMMUNICATIONS COMPANY L.P.'s RESPONSE TO INTERSTATE COMMUNICATIONS COOPERATIVE, INC.'S FIRST SET OF INTERROGATORIES, REQUESTS FOR PRODUCTION OF DOCUMENTS AND REQUESTS FOR ADMISSION and knows the contents thereof and knows the same is true to his/her own knowledge, except for those matters stated therein upon information and belief, and as to those matters, believes them to be true.

TITLE:

AS TO OBJECTIONS

Talbot J. Wieczorek

Attorneys for Sprint Communications

Company, L.P.

440 Mt. Rushmore Road, Fourth Floor

P.O. Box 8045

Rapid City SD 57709-8045

Phone: 605-342-1078 Fax: 605-342-0480

Email: tjw@gpgnlaw.com

# CERTIFICATE OF SERVICE

The undersigned certifes that on this 8th day of January 2007, a copy of the foregoing was served electronically and by first-class mail to:

kara.vanbockern@state.sd.us Ms Kara Van Bockern Staff Attorney SD PUBLIC UTILITIES COMMISSION 500 East Capitol Pierre SD 57501	ryant@cutlerlawfirm.com meredithm@cutlerlawfirm.com Ryan Taylor Meredith Moore Cutler & Donahoe 100 N. Phillips Avenue #901 Sioux Falls SD 57104
tmoorman@woodsaitken.com Thomas J. Moorman Woods & Aitken, LLP 2154 Wisconsin Avenue, NW Washington DC 20007	pschudel@woodsaitken.com jovercash@woodsaitken.com Paul M. Schudel James A. Overcash Woods & Aitken, LLP 301 S. 13th Street, Suite 500 Lincoln NE 68508

Talbot J. Wieczorek