

**Before the
PUBLIC UTILITIES COMMISSION
of the
STATE OF SOUTH DAKOTA**

**In the Matter of Complaint of Orbitcom,)
Inc. against Global Crossing)
Telecommunications, Inc.)**

Docket No. TC 08-005

**STATE OF NEW YORK)
 ss.:
COUNTY OF MONROE)**

**REPLY AFFIDAVIT
OF SEAN HERRICK**

SEAN HERRICK, being duly sworn, deposes and says that:

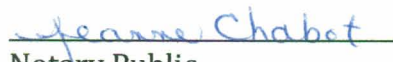
1. I am Senior Manager, Cost of Access for Global Crossing Telecommunications, Inc. ("Global Crossing"). I have previously submitted an affidavit in this proceeding and I submit this affidavit to respond to a few matters raised in Orbitcom's response to Global Crossing's motion to dismiss.

2. Orbitcom appears to allege that it "discovered" a billing error over one year ago and suggests that it "sent" revised invoices to Global Crossing. The invoices that Global Crossing received for the period July 2007 forward reflect a 32% percent interstate usage. As I stated in my affidavit, Global Crossing paid all of the charges that Orbitcom itself denominated as "intrastate."

3. To the extent that Orbitcom is intimating that it sent Global Crossing revised invoices for the period prior to July 2007, Global Crossing never received any such invoices. I note that nowhere does Orbitcom even attempt to justify its 32% PIU or why all of a sudden it discovered this alleged error.


Sean Herrick

Sworn to before me this
30th day of May, 2008


Notary Public

JEANNE CHABOT
Notary Public, State of New York ·
No. 01CH6034835
Qualified in Ontario County
Commission Expires December 20, 2009