

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE COMPLAINT
OF ORBITCOM, INC. AGAINST MCI
COMMUNICATIONS SERVICES, INC.
D/B/A VERIZON BUSINESS SERVICES
FOR UNPAID ACCESS CHARGES AND
TELECONNECT LONG DISTANCE
SERVICES & SYSTEMS COMPANY D/B/A
TELECOM*USA

TC08-135

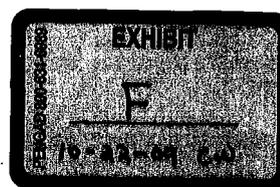
**ORBITCOM, INC.'S RESPONSES
TO VERIZON'S SECOND SET
OF DATA REQUESTS**

COMES NOW OrbitCom, Inc. ("OrbitCom"), and hereby submits its Responses to Verizon's Fourth Set of Data Requests dated October 7, 2009:

GENERAL OBJECTIONS TO DEFINITIONS AND DATA REQUESTS

Plaintiff generally objects to the Definitions and Interrogatories set forth by Verizon Business Services ("Verizon") as follows:

1. To the extent the information requested is not relevant to any unresolved issue or subject matter raised in the above-captioned action.
2. To the extent that the requested information is not reasonably calculated to lead to the discovery of any relevant admissible evidence.
3. To the extent that the Definitions and Data Requests are vague and ambiguous.
4. To the Definitions generally to the extent that the Data Requests seek to impose burdens upon Plaintiff which are overly broad and unduly burdensome.
5. To the extent that the Data Requests call for information already in the possession and control of Verizon or contained within public records, which information is equally available to Verizon.



6. To the extent that the Data Requests place conditions on the production of information, which conditions are not required by the South Dakota Rules of Civil Procedure, and to the extent the Data Requests are inconsistent with all those rules which govern the discovery process in the above-captioned action.

RESPONSES TO DATA REQUESTS

Verizon 073: On page 18, lines 9-10 of the Rebuttal Testimony of Mr. Powers, Mr. Powers states that he “reviewed the bill from our main supplier of long distance services.” At the end of the sentence, he provides a reference to MP-18. This data request addresses the passage of testimony referenced above and Exhibit MP-18, which consists of a single page.

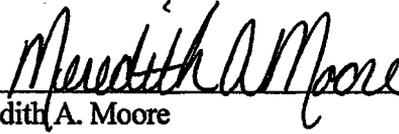
- a. Is the document in Exhibit MP-18 the bill that Mr. Powers states (on page 18, lines 9-10 of his Rebuttal Testimony) he reviewed?
- b. Does Exhibit MP-18 contain a copy of an actual page of a bill?
- c. Does Exhibit MP-18 contain a summary of information contained on a bill?
- d. Does Exhibit MP-18 contain a complete bill? If not, please provide a copy of the entire bill.
- e. Please explain the term “ACC” that appears on Exhibit MP-18.
- f. Name the “supplier of long distance services” that issued the bill referenced in Mr. Powers’ Rebuttal Testimony on page 18, lines 9-10.
- g. Please state the date on which the bill in Exhibit MP-18 was issued.
- h. Does the one-page contained in Exhibit MP-18 relate only to traffic that was originated or terminated in South Dakota?

RESPONSE:

- a. Yes.
- b. Yes. Exhibit MP-18 contains actual summary pages for two consecutive monthly bills for the same billing account.
- c. Yes.
- d. No, but it contains all relevant data for my calculations.
- e. Upon information and belief, it is shorthand for Access Direct, the product name.
- f. Global Crossing.
- g. Jan/Feb 2004.
- h. No.

Dated this 21st day of October, 2009.

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing was served electronically on the 21st day of October, 2009, upon the following:

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