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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter of)
C.F. Communications Corp., et al.)
Complainants,)
v.)
Century Telephone of Wisconsin,)
Inc., et al.)
Defendants)

EB Docket No. 01-99

File Nos. E-93-43
E-93-44
E-93-45

To: Arthur I. Steinberg
Administrative Law Judge

**ANSWERS TO THE SECOND SET OF INTERROGATORIES OF
ASCOM COMMUNICATIONS, INC. N/K/A ASCOM HOLDING, INC.**

Carolina Telephone and Telegraph Company, in File No. E-93-43, United Telephone Company of Pennsylvania, in File No. E-93-44, and United Telephone Company of Florida in File No. E-93-45 ("Defendants") by their attorneys and pursuant to Sections 1.323 of the Commission's Rules, hereby responds to Complainant Ascom Communications, Inc.'s Second Set of Interrogatories as follows:

GENERAL OBJECTIONS

1. Defendants object to these Interrogatories to the extent that they seek any information or material that is subject to the attorney-client privilege, the attorney work product privilege, or the common interest privilege or information or material that was prepared in anticipation of litigation or that otherwise constitutes protectable work product.
2. Defendants object to the use of the "Sprint payphone" as this term is vague.

3. Defendants object to any request requiring information or the production of any material for the period prior to January 11, 1991 because Plaintiff has not sustained any damages recoverable before this time pursuant to the statute of limitations.

4. Defendants object to Complainant's Definition Number 3 defining the terms "Complainant" and "Plaintiff" to the extent that these definitions apply to any entity other than Ascom Communications, Inc., Ascom Holding, Inc. and U.S. Communications of Westchester, Inc. It is unduly burdensome and speculative to require Defendants to identify entities that the Complainant itself has not identified.

5. Defendants object to the Complainant's Definition Number 5 defining the terms "Defendant," "you," "your," and "Sprint" to the extent that these definitions apply to any entity other than United Telephone Company of Pennsylvania, United Telephone Company of Florida and Carolina Telephone and Telegraph Company.

6. Defendants object to any request requiring information or the production of any material for the period after November 1993 because the Plaintiff sold its payphones at that time and, therefore, Plaintiff has not sustained any damages recoverable after that time.

INTERROGATORIES

1. Identify any and all maintenance records from the time period 1987 through April 14, 1997 for each Sprint payphone, access line connected to a payphone owned and/or operated by Complainant.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this Interrogatory because it is vague, unduly burdensome, and not relevant to the extent it requests information concerning payphone access lines connected to a payphone "owned and/or operated" by Complainant.

Defendants object to this Interrogatory as not relevant. Defendants object to this interrogatory as Complainant's business records should include this information and it is overly burdensome for Defendants to provide such information.

2. State whether Complainant ever placed any amounts billed to Complainant for EUCL charges in escrow, and, if so, identify any and all communications, documents, and/or records regarding such placement.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory to the extent that it requests information concerning escrow accounts for charges other than the EUCL charges assessed by Defendants because it is not relevant.

Answer

Subject to and without waiving the specific objection and the foregoing "General Objections," Defendants state that to the best of their knowledge, Complainant has not placed any amounts billed to Complainant by Defendants for EUCL charges in escrow.

3. Explain the meaning of the "previous balance" entries on the telephone bills sent by Sprint during the time period from 1987 through April 14, 1997, including whether such entries reflect and/or indicate the outstanding charges that remain unpaid from previous telephone bills sent by Sprint for the same telephone lines.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is overly broad, unduly burdensome and not relevant.

Answer

Subject to and without waiving the specific objection and the foregoing "General Objections," Defendants state that "previous balance" means what it says. The previous balance

does not necessarily reflect and/or indicate the outstanding charges that remain unpaid from previous telephone bills sent by Defendants for the same telephone lines.

4. Explain the meaning of an amount of zero next to the "previous balance" entry on a telephone bill sent by Sprint during the time period from 1987 through April 14, 1997, including whether this reflects and/or indicates that all charges reflected on the previous bill sent by Sprint for the same telephone line have been paid.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is overly broad, unduly burdensome and not relevant.

Answer

Subject to and without waiving the specific objection and the foregoing "General Objections," Defendants state that the amount "zero" next to the "previous balance" entry on a telephone bill sent by Defendants means what it says. It does not necessarily reflect and/or indicate that all charges reflected on the previous bill sent by Defendants for the same telephone lines have been paid.

5. Identify each and every instance, if any, during the time period from 1987 through April 14, 1997, when you required Complainant to pay a deposit to Sprint in connection with, Sprint's provision of telephone service to Complainant.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is not relevant, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence.

6. Identify each and every instance, if any, during the time period from 1987 through April 14, 1997, when you required Complainant to pay a deposit to Sprint in connection with Sprint's

provision of telephone service to Complainant because of Complainant's credit history, credit score, or history of nonpayments or late payments to Sprint.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is not relevant, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence.

7. Explain whether, during the time period from 1987 through April 14, 1997, Sprint considered the type or nature of the business where a particular payphone is or was located in determining whether that payphone should be subscribed to telephone service that is "public" or telephone service that is "semi-public."

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

8. Identify any and all instances, during the time period from 1987 through April 14, 1997, when a premises owner or lessor paid Sprint a recurring fee or any other compensation for providing a Sprint-owned payphone on the premises owner's or lessor's premises.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

9. Explain whether, during the time period from 1987 through April 14, 1997, Sprint allowed Sprint-owned payphones that were subscribed to telephone service tariffed as "semi-public" to have directory listings assigned to such payphones.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

10. Identify all terms or phrases that Sprint used in place of, or understood to be synonymous with, the terms "public" and/or "semi-public" during the time period from 1987 through April 14, 1997.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

11. Identify and describe any and all policies, procedures, and/or practices of Sprint during the time period from 1987 through April 14, 1997 regarding credit ratings, credit scores of independent payphone providers, business line subscribers, and/or residential line subscribers, including any and all credit treatment policies, and an identification of any and all documents that would identify, describe, or relate to such policies, procedures, and/or practices.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is not relevant, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence.

12. Identify and describe any and all policies, procedures, and/or practices of Sprint during the time period from 1987 through April 14, 1997 regarding the payment of a deposit to Sprint by independent payphone providers, business line subscribers, and/or residential line subscribers in connection with Sprint's provision of service to those subscribers, including whether a deposit was required based upon the subscribers' credit histories, credit scores, and/or history of nonpayments or late payments to Sprint.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is not relevant, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence.

Answer

Subject to and without waiving the specific objections and the foregoing "General Objections," Defendants' deposit policies are contained in their tariffs, which are publicly available and, therefore Complainant has, or should have, the information requested.

13. Identify and describe any and all policies, procedures, and/or practices of Sprint during the time period from 1987 through April 14, 1997 regarding the tariffing and/or classifying of payphones provided and/or owned by Sprint as "public" or "semipublic," including, but not limited to, any determinations ever made by Sprint, or any consideration ever given by Sprint, to the anticipated revenues and/or profits of any actual or potential payphones.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is not relevant, unduly burdensome, and not reasonably calculated to lead to the discovery of admissible evidence.

14. Identify and describe any and all training records for Sprint service representatives, customer service representatives, and/or business office personnel during the time period from 1987 through April 14, 1997 relating to the classification of payphones and/or telephone service as "public" or "semi-public" and/or the billing or payment of telephone services provided to independent payphone providers, business line subscribers, and/or residential line subscribers.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is vague, overly broad, unduly burdensome, not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

15. Identify all questions that Sprint service representatives, customer service representatives, and/or business office personnel were instructed and/or required to ask, and/or all information that such personnel were instructed and/or required to obtain from potential Sprint pay telephone service subscribers during the time period from 1987 through April 14, 1997.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is vague, overly broad, unduly burdensome, not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

15. Identify and describe any and all policies, procedures, and/or practices of Sprint during the time period from 1987 through April 14, 1997 regarding nonpayment of telephone bills, EUCL charges, and/or other charges by independent payphone providers, business line subscribers, and/or residential line subscribers, including, but not limited to, any and all policies regarding denial for nonpayment and a description of whether telephone service would be terminated or denied due to such nonpayment and, if so, when such termination would occur, including the identification of any and all documents that identify, describe, or relate to such business practices and/or policies.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is vague, duplicative, unduly burdensome, not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

Answer

Subject to and without waiving the specific objections and the foregoing "General Objections," Defendants' policies for nonpayment are contained in their tariffs, which are publicly available and, therefore Complainant has, or should have, the information requested.

17. Identify and describe any and all occasions during the time period from 1987 through April 14, 1997 when Sprint classified payphones or pay telephone service as "public" in response to a request from the owner or lessor of the property for a "public" classification.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is unduly burdensome, not relevant and not reasonably calculated to lead to admissible evidence.

18. Identify all occasions during the time period from 1987 through April 14, 1997 when Sprint reclassified payphones subscribed to telephone service that was tariffed as "public" telephone service so that such payphones were subscribed to telephone service that was tariffed as "semi-public" telephone service, including a description of the reasons for such reclassification.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is unduly burdensome, not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

19. Identify any and all studies, reports, and/or documents prepared by, or at the direction of, Sprint during the time period from 1987 through April 14, 1997 regarding anticipated and/or actual revenues, revenue streams, and/or profits from potential or actual Sprint-owned payphones.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

20. During the time period from 1987 through April 14, 1997, were there any Sprint-owned payphones located in airports that were subscribed to telephone service that was tariffed as "semi-public" telephone service? If so, identify all such telephones by ANI, location, and dates in service.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

21. During the time period from 1987 through April 14, 1997, were there any Sprint-owned payphones located in pizza parlors or gas stations that were subscribed to telephone service that was tariffed as "public" telephone service? If so, identify all such telephones by ANI, location, and dates in service.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

22. Describe, by type of business and/or industry codes, all the different types of locations where there were Sprint-owned payphones in operation during the time period from 1987 through April 14, 1997 that were subscribed to telephone service that was tariffed as "semi-public" telephone service.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is unduly burdensome, not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

23. Describe the process by which Sprint assisted in the dialaround compensation process during the time period from 1987 through April 14, 1997, including: (a) an identification of all records and/or information gathered, created, and/or generated by Sprint as part of such process, including but not limited to, any and all LEC verification records; (b) the form of any such records and/or information; (c) the identity of any and all third parties that received such information - and/or records from Sprint; (d) how such information and/or records were used in the dialaround compensation process; (e) and Sprint's policies, practices, and/or procedures regarding the retention and storage of any information gathered, created, and/or generated as part of the dialaround compensation process.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is unduly burdensome, not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

24. Identify the vendor code and/or tax ID number for Complainant and any and all records reflecting, referencing, or referring to such code or number.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is vague, overly broad, unduly burdensome and not relevant. Defendants object to this interrogatory because Complainant's business records should include this information.

Answer

Subject to and without waiving the specific objections and the foregoing "General Objections," Complainant's Business Service Telephone Application dated March 13, 1991, shows the tax ID number for US Communications of Westchester as 13-3414506.

25. Can Sprint use the vendor code and/or tax ID number, alone or in combination with other information apart from ANI information, to search its records to access information regarding the Sprint payphone access lines subscribed to by Complainant, the installation and disconnection of those lines, and/or the EUCL charges billed and/or paid by Complainant on these lines during any or all of the time period from 1987 through April 14, 1997? If so, describe how such a search can be conducted and identify all information needed in order to conduct such a search.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is vague.

Answer

Subject to and without waiving the specific objection and the foregoing "General Objections," Defendants state that they cannot use the vendor code and/or tax ID number to search their records to access the information listed in Interrogatory 25.

26. Describe any and all ways in which you can search your records to obtain information regarding the Sprint payphone access lines subscribed to by Complainant and/or the EUCL charges billed and/or paid by Complainant on these lines during the time period from 1987 through April 14, 1997. For each method of searching identified, set forth the precise information needed to conduct the search.

Answer

Subject to and without waiving the foregoing "General Objections," Defendants state that they can search their records for information regarding the access lines subscribed to by Complainant by phone number (or by ANI) or by customer name. To search by phone number or ANI, each phone number or ANI to be searched must be provided. To search by customer name, the exact name of the customer with the exact spelling of the name as it appears on the bill invoice must be provided.

27. Identify and describe any and all policies of Sprint during the time period from 1987 through April 14, 1997 regarding disputed charges, nonpayment of disputed charges, assessment of late charges because of nonpayment of disputed charges, and/or termination or suspension of service for nonpayment of disputed charges. Include in your answer an identification of all state and federal tariffs and tariff provisions relating to, or regarding, each policy identified.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is vague, unduly burdensome and duplicative. Defendants object to this interrogatory because their tariffs are publicly available and, therefore, Complainant has, or should have, the information requested.

Answer

Subject to and without waiving the specific objections and the foregoing "General Objections," Defendants' policies regarding disputed charges are contained in their tariffs, which are publicly available and, therefore Complainant has, or should have, the information requested.

28. During the period from 1987 through April 14, 1997, did Sprint ever consider the EUCL charges imposed on Complainant "disputed charges?" If so, identify the periods during this time frame when Sprint considered the EUCL charges "disputed charges."

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is vague, unduly burdensome and not relevant.

29. Identify all communications between Sprint and National Payphone Clearinghouse, during the time period from 1987 through April 14, 1997, regarding the ANIs of Complainant's payphones connected to Sprint payphone access lines during this time period.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is vague, overly broad, unduly burdensome, not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

30. State the document retention and destruction policy or policies of Sprint during the period from 1987 through the present concerning the retention and/or destruction of records relevant to formal and/or informal complaint proceedings before the Federal Communications Commission. In your answer, state whether it was Sprint's policy to retain all records relevant to formal and/or informal complaint proceedings pending before the Federal Communications Commission until final disposition of the relevant complaint(s), and identify all records regarding such policy.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is overly broad, unduly burdensome, not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

Answer

Subject to and without waiving the specific objections and the foregoing "General Objections," Defendants' general retention guidelines are stated in a two-page document on Sprint's internal Website, and Defendants will make the document available, at a mutually

agreeable time, for Complainant's inspection, copying, and review at Defendants' place of business subject to Complainant's agreement to a reasonable confidentiality agreement.

31. If you contend that any documents or records responsive to the matters raised in Complainant's Second Set of Interrogatories to Defendant are no longer in your possession because such documents or records were destroyed, not retained, or deleted: (a) identify the records and/or type of records no longer in your possession; (b) state the approximate date of such records; (c) state the approximate date such records were last in your possession; (d) identify all individuals with knowledge of these records; (e) identify all individuals with knowledge of the destruction, failure to retain, or deletion of these records; (f) state whether the documents were destroyed pursuant to the policies identified in your Response to Interrogatory Number 36 in your Responses to Complainant's First Set of Interrogatories and, if so, identify the specific provision in the policy relied upon in destroying, not retaining, or deleting the records; and (g) if the documents were destroyed, not retained, or deleted for some reason not reflected in the policies identified in your Response to Interrogatory Number 326 in your Responses to Complainant's First Set of Interrogatories, explain why such records were destroyed, not retained, or deleted.

Answer

Subject to and without waiving the foregoing "General Objections," Defendants have not completed a search of their files to determine whether the responsive non-privileged records and documents are in their possession.

32. For each document identified in your Responses to Complainant's Second Set of Interrogatories to Defendant or produced or made available in response to Complainant's Second Set of Interrogatories to Defendant, identify each person who is now, or has been at any time during the period from 1987 through the present, the custodian of each such record. For each custodian identified, state: (a) the custodian's job title, company, and department at the time when he or she was custodian, of the records, (b) the specific records for which the individual was custodian; (c) whether the individual is still employed by Sprint and, if so, his or her current job title, company, and department; and (d) if the individual is no longer employed by Sprint, the individual's last job title, company, and department at Sprint.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is overly broad, unduly burdensome, not relevant and not reasonably calculated to lead to the discovery of admissible evidence.

33. For each Request for Admission contained in Complainant's First Set of Requests for Admission of Facts and the Genuineness of Documents served in these proceedings that you denied, in whole or in part, set forth in detail the reasons for such denial, including an identification of any and all documents supporting such denial.

Objection

The requests for admissions were answered in accordance with the requirements of Section 1.246(b) of the Rules, which does not require the responding party to set forth (in detail or otherwise) the reasons why a given request is denied, or to identify any and all documents supporting such denial.

34. For each Request for Admission contained in Complainant's First Set of Requests for Admission of Facts and the Genuineness of Documents served in these proceedings that you did not specifically admit or deny, set forth in detail the reasons why you cannot truthfully admit or deny the matter, including an identification of any and all documents relevant to your answer.

Answer

The Defendants answered the requests for admissions with either (a) an admission, (b) a qualified admission, (c) a denial, or (d) through interposing an objection, in accordance with Section 1.246(b) of the Rules. The Defendants did not respond to any of the requests by stating that they could not admit or deny the matter.

35. As to your Response to each interrogatory in these Second Set of Interrogatories, or subpart thereof, identify the person or persons who provided the information and, as to each such person, describe the information provided.

Objection

In addition to the objections stated above in the section denoted "General Objections," which are hereby incorporated by reference, Defendants object to this interrogatory because it is duplicative.

As to Specific and General Objections:

**Carolina Telephone and Telegraph Company;
United Telephone Company of Pennsylvania;
United Telephone Company of Florida**

**Blooston, Mordkofsky, Dickens,
Duffy & Prendergast
2120 L Street, N.W., Suite 300
Washington, D.C. 20037
Tel: (202)659-0830**

By: 

**Benjamin H. Dickens, Jr.
Gerard J. Duffy
Robert M. Jackson
Mary J. Sisak**

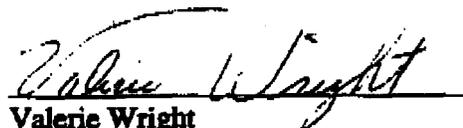
Dated: August 3, 2001

Their Attorneys

DECLARATION OF VALERIE WRIGHT

I, Valerie Wright, hereby declare and state that I have read the foregoing Defendant's Answers To The Second Set of Interrogatories of Complainant, and hereby certify that the statements contained therein answering the Complainant's interrogatories other than Interrogatories 25 and 26, are true and correct to the best of my knowledge, information, and belief.

Signed and dated this 2 day of August, 2001.

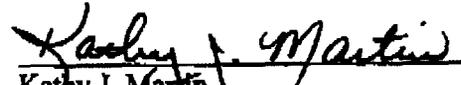


Valerie Wright
Group Manager - Public Access
Carrier Markets
6480 Sprint Parkway
Overland Park, KS 66251

DECLARATION OF KATHY J. MARTIN

I, Kathy J. Martin, hereby declare and state that I have read the foregoing Defendant's Answers To The Second Set of Interrogatories of Complainant, and hereby certify that the statements contained therein answering the Complainant's interrogatories 25 and 26 are true and correct to the best of my knowledge, information, and belief.

Signed and dated this 2 day of August, 2001.


Kathy J. Martin
Director - ISSD Customer Billing
5000 College Boulevard
Overland Park, KS 66211

CERTIFICATE OF SERVICE

I hereby certify that on August 3, 2001 a copy of the foregoing was served by first-class United States mail, postage prepaid, on the following parties:

The Honorable Arthur I. Steinberg
Administrative Law Judge
Federal Communications Commission
445 - 12th Street, S.W.
Room 1-C861
Washington, D.C. 20554
(Hand Delivered)

Magalie Roman Salas, Secretary
Office of the Commission Secretary
Federal Communications Commission
445 - 12th Street, S.W. Room TW-B204
Washington, D.C. 20554
(Hand Delivered)

Tejal Mehta, Esquire
Market Disputes Resolution Division
Enforcement Bureau
Federal Communications Commission
445 - 12th Street, S.W.
Room 5-C817
Washington, D.C. 20554
(Hand Delivered)

Trent B. Harkrader, Esquire
Investigations and Hearings Division
Enforcement Bureau
Federal Communications Commission
445 - 12th Street, S.W.
Room 3-A440
Washington, D.C. 20554
(Hand Delivered)

David H. Solomon, Chief
Enforcement Bureau
Federal Communications Commission
445 - 12th Street, S.W.
Washington, D.C. 20554
(Hand Delivered)

Albert H. Kramer, Esquire
Katherine J. Henry
Robert S. Felger
Ted Hammerman
Charles V. Mehler III
Dickstein, Shapiro, Morin & Oshinsky, LLP
2101 L Street, N.W.
Washington, D.C. 20037

Michael Thompson, Esquire
Wright & Talisman, P.C.
1200 G Street, N.W., Suite 600
Washington, D.C. 20005

John M. Goodman, Esquire
Verizon
1300 I Street, N.W., Suite 400 West
Washington, D.C. 20005

Sherry A. Ingram, Esquire
Verizon
1320 North Court House Road
8th Floor
Arlington, Virginia 22201

William A. Brown, Esquire
Davida M. Grant, Esquire
Southwestern Bell Telephone Company
1401 I Street, N.W., Suite 1100
Washington, D.C. 20005

Angela M. Brown, Esquire
Theodore Kingsley, Esquire
Bell South Telecommunications Inc.
675 West Peachtree Street
Suite 4300
Atlanta, Georgia 30375


Douglas W. Everett

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AUG 22 2001

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

In the Matter of)	
)	
C.F. Communications Corp., et al.)	EB Docket No. 01-99
)	
Complainants,)	
)	File Nos. E-93-43, E-93-44, E-93-45
v.)	
)	
Century Telephone of Wisconsin,)	
Inc., et al.)	
)	
Defendants)	

To: **Arthur L. Steinberg**
Administrative Law Judge

**SPRINT CORPORATION DEFENDANTS
FIRST DOCUMENT PRODUCTION REQUEST TO COMPLAINANT
ASCOM COMMUNICATIONS, INC. N/K/A ASCOM HOLDING, INC.**

Carolina Telephone and Telegraph Company, United Telephone Company of Pennsylvania, and United Telephone Company of Florida, the Defendants in File Nos. E-93-43, E-93-44, and E-93-45, respectively, (collectively "the Defendants"), by their attorneys and pursuant to Section 1.325 of the Commission's Rules, hereby request that Ascom Communications, Inc. n/k/a Ascom Holding, Inc. ("Ascom") produce the documents requested herein. In accordance with Section 1.325(a)(2) of the Commission's Rules, Ascom must, within ten (10) days of the date hereof, comply with the request or interpose objections, claiming a privilege or raising other proper objections.

DEFINITIONS/INSTRUCTIONS

Each and every document request incorporates the following instructions and definitions:

1. These document requests are continuing in nature. You are hereby instructed to file

supplemental responses to these document requests at any time prior to resolution of the proceedings designated for hearing by the HDO, as defined below, and such supplemental responses shall be filed within ten (10) days after receipt of new or additional documents.

2. As used herein, the terms "you" and "your" and "Complainant" mean Ascom and any entity controlled directly or indirectly by Ascom, or any affiliate or subsidiary of Ascom, or any entity which has de jure or de facto control over Ascom.

3. As used herein, the term "entity" means any corporation, general partnership, limited partnership, limited liability partnership, limited liability company, joint venture, sole proprietorship or any other form of business organization.

4. As used herein, the terms "document" and "documents" mean any written or any other tangible thing of every kind and description, however produced or reproduced, whether draft or final, in your actual or constructive possession, custody, or control, original or reproduction, including but not limited to: business records, letters, notes, films, transcripts, teletype messages, contracts and agreements including drafts, proposals, and any and all modifications thereof, licenses, transcripts, and recordings of telephone conversations or personal conversations, microfilm, microfiche, books, newspapers, magazines, advertisements, periodicals, bulletins, circulars, pamphlets, statements, notices, minutes and/or resolutions (including any attachments or exhibits thereto, draft minutes, resolutions, and agendas), expressions and/or statements of policy, lists of persons attending meetings and conferences, rules, regulations, directions, communications, interoffice communications, financial statements, tax returns, ledgers, books of account, proposals, prospectuses, offers, orders, receipts, analyses, audits, working papers, computations, projections, tabulations, financial records, blueprints,

plans, writings, drawings, graphs, charts, photographs, phono-records and other data computations from which information can be obtained (translated, if necessary, into reasonably usable form), stenographic or handwritten notes, calendars, appointment books, diaries, time sheets, logs, movies, tapes for visual and/or audio reproduction, magnetic computer tapes and discs, opinions, reports of consultants, appraisals, reports and/or summaries of negotiations, proposals, checks or other monetary instruments, studies, evaluations, reports, reviews, working papers, books, charts, telegrams, pictures, tape recordings, computer disks, computer software or programs (or any data stored by electronic computer or other electronic device), or other reproducible information relating or referring to the subject matter identified in each request. The terms "document" or "documents" shall also include the original and all copies of each document if the copies contain any additional writing or are not identical copies of the originals.

5. As used herein, the conjunctions "and" and "or" shall be individually interpreted in every instance as meaning "and/or" and shall not be interpreted conjunctively or disjunctively to exclude any documents otherwise within the scope of any request.

6. In responding to these documents requests, furnish all documents that are available to you, including, but not limited to, documents that are available to or in the possession, custody, or control of your officers, directors, shareholders, employees, partners, counsel, and agents and their agents.

7. Unless otherwise specified, references to the singular include the plural, references to the plural include the singular, references to one gender include the other gender, references to past tense include the present, and references to the present tense include the past.

8. The term "reflecting, referring, or relating to" means referring to, of, setting forth, proposing, showing, disclosing, describing, discussing, explaining, evidencing, summarizing, analyzing, concerning, implying or authorizing.

9. If any document responsive to these document requests is withheld under a claim of privilege, in order that the Commission and the parties may determine the validity of the claim of privilege, you must set forth in your response a list of privilege documents which specifically provides for each document withheld:

- a) the date, author(s), addressee(s), recipient(s) including the identity of parties to whom copies ("cc's" and "bcc's") were sent, subject matters, title, number of pages, relationship between the author(s) and the addressee(s) and/or other recipient(s); and any other information necessary to identify sufficiently the document to permit evaluation of the claim of privilege; and
- b) a specific statement of the basis upon which any claim or privilege is based.

10. As used herein, the term "Defendant" or "Defendants" means Carolina Telephone and Telegraph Company, United Telephone Company of Pennsylvania, and United Telephone Company of Florida.

11. As used herein, the term "relevant time period" for a given formal complaint means the two-year period prior to the date the Complainant filed its formal complaint against the Defendants up to and including April 16, 1997.

12. As used herein, the term "EUCL" means the End User Common Line Charge that the Complainant claims was wrongfully assessed and which is the subject matter of the proceeding

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12. As used herein, the term "EUCL" means the End User Common Line Charge that the Complainant claims was wrongfully assessed and which is the subject matter of the proceeding

designated for hearing by the HDO.

13. As used herein, the term "HDO" means the Federal Communications Commission's Hearing Designation Order (EB Docket No. 01-99), Mimeo DA 01-1044, released April 24, 2001.

14. As used herein, the term "public payphone" means "a pay telephone ... used to provide a public telephone service when a public need exists, such as at an airport lobby, at the option of the telephone company and with the agreement of the owner of the property on which the phone is placed." HDO at Para. 4.

15. As used herein, the term "semi-public payphone" means a pay telephone used to provide service when "there is a combination of general public and specific customer need for the service, such as at a gasoline station or pizza parlor." HDO at Para. 4.

REQUESTS FOR PRODUCTION

Document Request No. 1: Please provide copies of all documents in your possession (including, but not limited to, service orders, invoices, bills, receipts, and agreements with premises owners/lessees) that identify or reflect the dates of installation, suspension and disconnection during the relevant time period of each telephone line you used to provide public payphone service for which you claim that the Defendants wrongly assessed EUCL charges for your public payphones.

Document Request No. 2: Please provide copies of all documents (including, but not limited to, service orders, invoices, bills, receipts, and agreements with premises owners/lessees) that identify or reflect the location of each public payphone for which you claim you were wrongfully assessed EUCL charges during the relevant time period.

Document Request No. 3: Please provide copies of all records in your possession, custody or control which would reflect payment by the Complainant to the Defendants of EUCL charges for Complainant's public payphones for the relevant time period.

Document Request No. 4: Please provide copies of all marketing and similar materials provided to the persons or entities that marketed, or selected the locations of the premises of, the Complainant's payphones showing how the prospective locations of the Complainant's payphones were to be identified.

Document Request No. 5: Please provide copies of all documents setting forth, in whole or in part, the damages that you claim are awardable to you in this proceeding.

Document Request No. 6: Please provide copies of all studies and other documents in

your possession upon which your damage calculations are based.

Document Request No. 7: Please provide copies of all documents provided to any expert witness that you plan to call as a direct case witness in proving your damage claim.

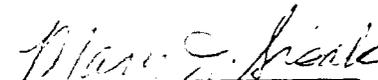
Document Request No. 8: Please provide copies of all documents prepared by, or under the direction or supervision of, any expert witness you expect to call as a direct case witness in proving your damage claim, including reports and studies that contain preliminary conclusions.

Document Request No. 9: Please provide copies of all documents you intend to place in evidence at the evidentiary hearing in this proceeding.

Respectfully submitted,

**Carolina Telephone and Telegraph
Company;
United Telephone Company of
Pennsylvania;
United Telephone Company of
Florida**

Blooston, Mordkofsky, Dickens,
Duffy & Prendergast
2120 L Street, N.W., Suite 300
Washington, D.C. 20037
Tel: (202)659-0830

By: 

Benjamin H. Dickens, Jr.
Gerard J. Duffy
Robert M. Jackson
Mary J. Sisak

Dated: June 22 2001

Their Attorneys

CERTIFICATE OF SERVICE

I hereby certify that on June 22, 2001, a copy of the foregoing was served by first-class United States mail, postage prepaid, on the following parties:

The Honorable Arthur I. Steinberg
Administrative Law Judge
Federal Communications Commission
445 - 12th Street, S.W.
Room 1-C861
Washington, D.C. 20554
(Hand Delivered)

Magalie Roman Salas, Secretary
Office of the Commission Secretary
Federal Communications Commission
445 - 12th Street, S.W. Room TW-B204
Washington, D.C. 20554
(Hand Delivered)

Tejal Mehta, Esquire
Market Disputes Resolution Division
Enforcement Bureau
Federal Communications Commission
445 - 12th Street, S.W.
Room 5-C817
Washington, D.C. 20554
(Hand Delivered)

Trent B. Harkrader, Esquire
Investigations and Hearings Division
Enforcement Bureau
Federal Communications Commission
445 - 12th Street, S.W.
Room 3-A440
Washington, D.C. 20554
(Hand Delivered)

David H. Solomon, Chief
Enforcement Bureau
Federal Communications Commission
445 - 12th Street, S.W.
Washington, D.C. 20554
(Hand Delivered)

Albert H. Kramer, Esquire
Dickstein, Shapiro, Morin & Oshinsky, LLP
2101 L Street, N.W.
Washington, D.C. 20037

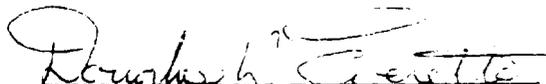
Michael Thompson, Esquire
Wright & Talisman, P.C.
1200 G Street, N.W., Suite 600
Washington, D.C. 20005

John M. Goodman, Esquire
Verizon
1300 I Street, N.W., Suite 400 West
Washington, D.C. 20005

Sherry A. Ingram, Esquire
Verizon
1320 North Court House Road
8th Floor
Arlington, Virginia 22201

William A. Brown, Esquire
Davida M. Grant, Esquire
Southwestern Bell Telephone Company
1401 I Street, N.W., Suite 1100
Washington, D.C. 20005

Angela M. Brown, Esquire
Theodore Kingsley, Esquire
Bell South Telecommunications Inc.
675 West Peachtree Street
Suite 4300
Atlanta, Georgia 30375


Douglas W. Everette