

Jennie B. Chandra
Regulatory Counsel & Director - Federal Government Affairs
Windstream Communications, Inc.
1101 17th Street, N.W., Suite 802
Washington, DC 20036

(202) 223-7667
jennie.b.chandra@windstream.com



REDACTED – FOR PUBLIC INSPECTION

FILED/ACCEPTED

January 27, 2011

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Federal Communications Commission
Office of the Secretary

Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: *Special Access for Price Cap Local Exchange Carriers*, WC Docket No. 05-25; *AT&T Corp. Petition for Rulemaking to Reform Regulation of Incumbent Local Exchange Carrier Rates for Interstate Special Access Services*, RM-10593

Dear Ms. Dortch:

Windstream Communications, Inc. (“Windstream”) hereby submits facilities data in response to the *Special Access Data Request Public Notice*.¹ The attached narrative statements and accompanying CD containing data specific submissions together respond to all questions posed in the special access data request.

Windstream requests highly confidential treatment of this submission, pursuant to the Second Protective Order in WC Docket No. 05-25, RM-10593 (“*Second Protective Order*”).² Consistent with instructions in the *Second Protective Order*, Windstream has marked the confidential version of its submission “**HIGHLY CONFIDENTIAL INFORMATION – SUBJECT TO SECOND PROTECTIVE ORDER IN WC DOCKET NO. 05-25, RM-10593, before the Federal Communications Commission**”. Two copies of the non-redacted version are to be delivered to Marvin Sacks of the Federal Communication Commission’s Wireline Competition Bureau. Windstream also is filing one copy of the non-redacted version with the Secretary’s Office.

Windstream is filing two copies of the redacted version of its submission with the Secretary under separate cover. The redacted version is marked “**REDACTED – FOR PUBLIC INSPECTION**”.

¹ *Data Requested in Special Access NPRM*, Public Notice, WC Docket 05-25, RM-10593, DA 10-2073 (rel. Oct. 28, 2010).

² *Second Protective Order*, WC Docket No. 05-25, RM-10593, DA 10-2419 (rel. Dec. 27, 2010).

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Please contact Steve Long (202-223-7666) or me if you have any questions.

Sincerely,

/s/

Jennie B. Chandra

Attachment

cc: Marvin Sacks, Pricing Policy Division, Wireline Competition Bureau

Response to Narrative Questions

III. A. *For each Listed Statistical Area, we request that all providers other than incumbent LECs (e.g., competitive LECs, out-of-region incumbent LECs, cable companies, fixed wireless, etc.) state whether their company has any connections that it owns or that it leases from another entity under an indefeasible right of use (IRU) agreement.*

Response: The following response is for Windstream's two non-incumbent affiliates that operate in the Listed Statistical Areas included in this data request:

- NuVox, Inc. FRN 0004319414 does not have any connections that it owns or leases from another entity under an indefeasible right of use (IRU) agreement.
- Windstream NorthStar, LLC FRN 0018879585 does have connections that it owns or leases from another entity under an indefeasible right of use (IRU) agreement.

III. D. *We request that all providers other than incumbent LECs (e.g., competitive LECs, out-of-region incumbent LECs, cable companies, fixed wireless, etc.) answer the following questions pursuant to the Instructions in Section II of this Public Notice:*

- 1. Explain the business rule that you use to determine whether to build a channel termination to a particular location. Please enumerate all underlying assumptions.*
- 2. Please describe reasons why even if your business rule suggests that it would make sense to build, you would not, e.g., inability to access building, issues with rights of way, inability to obtain capital, issues of timing.*

Response:

1. Windstream's non-incumbent affiliates do not have specific business rules to determine whether to build a channel termination to a particular location. Some Windstream non-incumbent operations rely upon reasonable and continued access to incumbent facilities, whereas other operations have deployed their own channel terminations to customers' locations. Deployment decisions are made on a case-by-case basis, in response to engineering, marketing, and financial analyses that assess risks and opportunities that may vary from market to market.
2. As discussed above, Windstream's non-incumbent affiliates do not have specific business guidelines concerning the decision to build channel terminations to a particular location. Our business assessment addresses all variables that need to be considered when deploying channel termination facilities, including but not limited to, the cost of the build, potential revenues, and barriers that could delay the timing of turning up service.

III. F. *We seek comment from the public on the quality, utility, and clarity of this data request.*

Response: The *Clarification of Data Requested in Special Access NPRM* (rel. December 23, 2010) clarifies that "connections" addressed by the data request encompass "best effort" services to End Users, including ADSL and cable modem. This clarification seems to be different from the original definition of "connection," which was described as a "dedicated communications path." Windstream has included both ADSL and traditional special access connections in response to the *Clarification of Data Requested*.

Windstream, however, observes that the data might be more useful if the data were reported separately for the two types of connections – a bifurcation that was not permitted by the Commission template provided for this data request.

Windstream also notes that its response does not include any data for Q Comm (Norlight and KDL) operations. These companies recently (as of December 2, 2010) merged with Windstream Communications, so the requested information was not readily available to include in this response.

III. B. 3. *For each Listed Statistical Area in which your company owns fiber or your company leases fiber from another entity under an IRU agreement, provide a map of the routes followed by fiber that constitute your network. Also, provide a map of the routes followed by fiber connecting your network to end-user locations. Please follow the instructions and use the data elements identified in Tables III.B.3(i) and III.B.3(ii) of Attachment A for your response.*

Response: Windstream's non-incumbent affiliates have limited interoffice fiber (Table III.B.3(i)) and no end-user fiber (Table III.B.3(ii)) in the Listed Statistical Areas. Windstream was not able to provide the fiber maps in the format requested.

DOCKET NO. 05-25

DOCUMENT OFF-LINE

This page has been substituted for one of the following:

- o This document is confidential (**NOT FOR PUBLIC INSPECTION**)
- o An oversize page or document (such as a map) which was too large to be scanned into the ECFS system.
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