

100000-0T

**2010 Competitive Local Exchange Carrier (CLEC) Questionnaire**  
(Due by April 15, 2010)<sup>1</sup>

Legal Company Name: Cbeyond Communications, LLC.

D/B/A: Cbeyond

FPSC Company Code (e.g., TX000) TX486

REDACTED

Contact name & title: Greg Darnell, Director

Telephone number: 678-370-2467

E-mail address: greg.darnell@cbeyond.net

Stock Symbol (if company is publicly traded): CBEY

**Services Provided in Florida**

1. Do you provide local telephone service in Florida? Please check yes or no.  
 Yes  
 No
2. Please complete the data tables. Please indicate which column on Table 1 commingled loops are included.
3. How is your local service provisioned? Please mark the appropriate response(s).

- |     |                                     |  |
|-----|-------------------------------------|--|
| COM | <input type="checkbox"/>            | Resold lines from ILEC   |
| APA | <input type="checkbox"/>            | Wholesale platform (formerly known as UNE-P)                               |
| ECR | <input checked="" type="checkbox"/> | UNEs (other than wholesale platform) from ILEC                             |
| GCL | <input type="checkbox"/>            | Elements (e.g., loops, switching) from other than ILEC (e.g., other CLECs) |
| RAD | <input checked="" type="checkbox"/> | Completely self-provisioned  |
| SSC | <input type="checkbox"/>            | Other (please describe) _____  |
| ADM | <input type="checkbox"/>            |  |
| OPC | <input type="checkbox"/>            |  |
| CLK | <input type="checkbox"/>            |  |

<sup>1</sup> The due date is established by Section 364.386(1)(b), Florida Statutes. Failure to comply with this rule may result in the Commission assessing penalties of up to \$25,000 per offense, with each day of noncompliance constituting a separate offense per Section 364.285(1), Florida Statutes.

4. What services, other than local service, does your company currently provide in Florida? Please check all that apply.

- |   |   |
|---|---|
| <input type="checkbox"/> Private line/special access                        | <input type="checkbox"/> Wholesale loops                      |
| <input checked="" type="checkbox"/> VoIP (Cbeyond's local service is VoIP)* | <input type="checkbox"/> Fiber or copper based video service  |
| <input type="checkbox"/> Wholesale transport                                | <input type="checkbox"/> Cable television                     |
| <input checked="" type="checkbox"/> Interexchange service                   | <input type="checkbox"/> Satellite television                 |
| <input checked="" type="checkbox"/> Cellular/wireless service (Resold)      | <input checked="" type="checkbox"/> Broadband Internet access |

\*All Cbeyond's service is VoIP

5. This question concerns **prepaid** local telephone service in Florida. Please place a check by the response that most accurately reflects whether or not you offer **prepaid** local telephone service.

- Company offers ONLY prepaid local telephone service in Florida  
 Company offers prepaid AND non-prepaid local telephone service in Florida  
 Company does NOT offer prepaid local telephone service in Florida

### Bundled Services

6. What percentage of your Florida residential and business customers purchase bundled (i.e. voice service packaged with additional services such as internet or video service) offerings? Please provide the percentage below. Do not include bundles of telecom-only services. If you do not offer bundled services, indicate "not applicable."

- Residential  
 100% Business  
 Not applicable

### VoIP

7. Indicate below whether you are providing VoIP service to end users in Florida. VoIP service is defined as IP-based voice service provided over a digital connection. Please check any that apply.

- Not providing VoIP service to end users  
 Providing VoIP services to business end users  
 Providing VoIP services to residential end users  
 Offering VoIP services, but have no customers in Florida

8. If you are providing VoIP service in Florida, please check all that apply:

Peer-to-Peer only (no interconnection with PSTN)

Use of public Internet

Use of private IP network

### **Broadband**

9. Do you offer broadband to residential customers in Florida? Please check the applicable answer.

Yes

No

10. If you do offer broadband to residential customers in Florida, please provide your best estimate of the percentage of residential end user premises in your Florida service area for which your broadband services are available.

  N/A  

11. How many residential broadband subscribers do you have in Florida?

  0  

12. Please list the method(s) of broadband provisioning utilized in Florida by your company (i.e. DSL, cable modem, fiber, etc.). Dynamically allocated broadband loop(s).

13. What are the typical downstream and upstream speeds for your most subscribed to broadband service? 1,544,000 bps downstream and upstream.

14. What is the monthly price for your most subscribed to residential broadband service? Cbeyond does not sell service to residential subscribers.

### **Fiber Deployment**

15. Did you deploy fiber to homes or businesses in Florida between January 1, 2008 and December 31, 2009?

Yes

No

16. Please provide the number of new residential and business subscribers served by Fiber-to-the-Home, Fiber-to-the-Premises, and/or Fiber-to-the-Curb technology since the last reporting period.

  0   Residential Subscribers

  0   Business Subscribers

0     Total

17. Please provide your company's total number of residential and business subscribers currently served by Fiber-to-the-Home, Fiber-to-the-Premises, and/or Fiber-to-the-Curb technology.

    0     Residential Subscribers  
    0     Business Subscribers  
    0     Total

### **Miscellaneous**

18. In calendar year 2009, how much money did you invest in your network directly serving Florida's local service customers? Please check the applicable answer.

           \$0  
           \$1 - \$249,999  
           \$250,000 - \$999,999  
    x     \$1,000,000 - \$9,999,999  
           \$10,000,000 or more

19. Are you currently operating under Chapter 7 or Chapter 11 bankruptcy protection? Please check yes or no.

           Yes  
    x     No

20. Please provide a copy of the Form 477 you filed with the FCC with data as of **December 31, 2009**. See attached.

### **Comments**

21. Have you experienced any significant barriers in entering Florida's local exchange markets? Please list and describe any major obstacles or barriers encountered that you believe may be impeding the growth of local competition in the state, along with any suggestions as to how to remove such obstacles. Any additional general comments or information you believe will assist staff in evaluating and reporting on the development of local exchange competition in Florida are welcome.

Yes. The primary obstacle impeding the growth of local competition in Florida is the refusal of incumbent local exchange carriers (ILECs) to sell layer 2, wireline, bandwidth on a wholesale basis at reasonable rates (i.e. rates at or below the incumbent carrier's retail rates for layer 3, 4, or 5 services). To address this market deficiency, the Florida Commission should support the FCC's initiative set forth in its National Broadband Plan to require ILECs to sell wireline, layer 2,

bandwidth on a wholesale basis to CLECs at rates for equal to the ILEC's retail rates for layer 3, 4, or 5 services.

**Table 1: Traditional Retail Switched Access Lines on a Voice-Grade Equivalent (VGE) Basis**

**Company Name:** Cbeyond Communications, LLC

**Company Code\*:** TX486

\* Your Company code is shown on the label affixed to the envelope in which this was mailed and on the cover letter.

**THIS TABLE IS TO ONLY CAPTURE TRADITIONAL RETAIL SWITCHED ACCESS LINES. DO NOT INCLUDE LINES REPORTED IN TABLE 5.**

Complete Table 1 if you provided voice telephone service to Florida end users via one or more voice-grade equivalent (VGE) lines or fixed wireless VGE channels. See FCC Form 477 definitions and instructions for Line A.II and complete this table accordingly.

Each NPA-NXX and corresponding data must be entered in a separate row. Please combine lines that have the same NPA-NXX.

Do not report special access lines or any high-capacity connections between two locations of the same end user, ISP, or telecommunications carrier.

Please include a grand total row in the last row of data. Each cell in the table must be populated. If you have no lines for an exchange in any of the various line types, you must enter a zero. Numbers should be formatted as percentages.

Please provide data as of December 31, 2009.

(1)	(a)	Percentages of lines and wireless channels reported in (a)**						(k)	
		(b)	(e)	(f)	(g)	(h)	(i)		(j)
	Total VGE lines and VGE wireless channels in service	Residential lines	Facilities or the fixed wireless last-mile equivalent	Provided over UNE loops obtained without UNE switching	Provided over UNE-Platform	Provided by reselling another carrier's service (including Centrex/Centron or channelized special access service)	Provided over optical fiber facilities used in the part of the line that connects to the end user premises	Provided over coaxial cable at the end user premises ("cable telephony")	Provided over fixed wireless at the end user premises
	NPA-NXX i.e. (850-413)								
	<b>Total lines and channels you provided to end users:</b>								

\*\* We are not asking for information contained in columns (c) and (d) of the FCC Form 477.

Not applicable.

**Table 2: Resold Lines Provided to Unaffiliated Telecommunications Carriers on a Voice-Grade Equivalent (VGE) Basis**

**Company Name:**

**Company Code\*:**

\* Your Company code is shown on the label affixed to the envelope in which this was mailed and on the cover letter.

**THIS TABLE IS TO ONLY CAPTURE RESOLD LINES PROVIDED TO UNAFFILIATED TELECOMMUNICATIONS CARRIERS.**

Complete Table 2 if you provided one or more *voice-grade equivalent (VGE)* lines or fixed wireless *VGE* channels to *unaffiliated* telecommunications carriers, including those under *commercial* agreements, to enable the *unaffiliated* carriers to provide *voice telephone service* to Florida end users. See FCC Form 477 definitions and instructions for *Line B.II-2* and *Line B.II-3* and complete this table accordingly, except that you should *not* report any UNE-Ps in this table.

**Each NPA-NXX and corresponding data must be entered in a separate row.  
Please combine lines that have the same NPA-NXX.**

Report all lines and channels under *resale* arrangements with *unaffiliated* carriers, including *other resale* arrangements under *commercial* agreements that replace, or substitute for, UNE arrangements or line-sharing. However, do *not* report any Local Platform (formerly known as UNE-P) loops in this table, as those should be reported in Table 4. Examples of *other resale* arrangements also include *Centrex/Centron* or *Special Access* service to enable the *unaffiliated* carriers to provide *local* telephone service to their end users. However, do *not* report special access lines or any high-capacity connections *between two locations of the same* end user, ISP or telecommunications carrier.

**Please provide data as of December 31, 2009.**

	(1) NPA-NXX i.e.(850-413)	(2) Res or Bus	(a) Total VGE lines and VGE wireless channels in service
II.B. Voice telephone service that you provided to <i>unaffiliated</i> telecommunications carriers, categorized by:			
Lines and channels under <i>Resale</i> arrangements			Not applicable.

**Table 3: UNE Loops Without Switching Provided to Unaffiliated Telecommunications Carriers - Not on VGE Basis**

**Company Name:**

**Company Code\*:**

\* Your Company code is shown on the label affixed to the envelope in which this was mailed and on the cover letter.

**THIS TABLE IS TO ONLY CAPTURE UNE LOOPS WITHOUT SWITCHING PROVIDED TO UNAFFILIATED TELECOMMUNICATIONS CARRIERS.**

Complete Table 3 if you provided circuits to *unaffiliated* telecommunications carriers under an *unbundled network element (UNE) loop* arrangement, including those under *commercial* agreements, to enable the *unaffiliated* carrier to provide *voice telephone service* to Florida end users. See FCC Form 477 definitions and instructions for *Line C.II-4* and complete this table accordingly.

Each NPA-NXX and corresponding data must be entered in a separate row.  
Please combine lines that have the same NPA-NXX.

Please provide data as of December 31, 2009.

II.C. UNE Loops that you provided to <i>unaffiliated</i> telecommunications carriers, categorized by:	(1) NPA-NXX i.e.(850-413)	(2) Res or Bus	(a) Total lines and wireless channels (do <i>not</i> convert to VGEs)
Lines and channels under a UNE loop arrangement, where you <i>did not provide switching</i> for the line.			Not applicable.



**Table 4: UNE Loops With Switching (formerly known as UNE-P) Provided to Unaffiliated Telecommunications Carriers - Not on VGE Basis**

**Company Name:**

**Company Code\*:**

\* Your Company code is shown on the label affixed to the envelope in which this was mailed and on the cover letter.

**THIS TABLE IS TO ONLY CAPTURE UNE LOOPS WITH SWITCHING PROVIDED TO UNAFFILIATED TELECOMMUNICATIONS CARRIERS.**

Complete Table 4 if you provided circuits to *unaffiliated* telecommunications carriers under a *Local Platform* (formerly known as *UNE-P*) arrangement, including those under *commercial* agreements, to enable the *unaffiliated* carriers to provide *voice telephone service* to Florida end users. See FCC Form 477 definitions and instructions for *Line C.II-5* and complete this table accordingly, except that you should include the UNE-Ps governed by *commercial* agreements in this table, not in Table 2.

Each NPA-NXX and corresponding data must be entered in a separate row.

Please combine lines that have the same NPA-NXX.

Please provide data as of December 31, 2009.

	(1) NPA-NXX i.e.(850-413)	(2) Res or Bus	(a) Total lines and wireless channels (do not convert to VGEs)
II.C. UNE Loops that you provided to <i>unaffiliated</i> telecommunications carriers, categorized by:			
Lines and channels under a UNE loop arrangement, where you also provided <i>switching</i> for the line (" <i>Local Platform</i> ", formerly <i>UNE-P</i> ").			Not applicable.

## Table 5: VoIP Access Lines on a Voice-Grade Equivalent (VGE) Basis

Company Name:

Cbeyond Communications, LLC.

Company Code\*:

TX486

\* Your Company code is shown on the label affixed to the envelope in which this was mailed and on the cover letter.

**THIS TABLE IS TO ONLY CAPTURE VoIP LINES. DO NOT INCLUDE LINES REPORTED IN TABLE 1.**

Complete Table 5 if you provided VoIP service to Florida *end users* via one or more *voice-grade equivalent (VGE)* lines or wireless VGE channels.

An access line connects the end user's customer premises equipment (CPE) to the serving switch and allows the end user to originate and/or terminate local telephone calls on the public switched telephone network (PSTN). The access line counts in Table 5 below must be based on **all** of your different types of access lines (including fixed wireless) that are used to provide VoIP service.

Each field must be populated. All entries must be made without quotation marks.

### TABLE COLUMN INSTRUCTIONS:

Column (a). Reported NPA-NXX data should not be based on secondary service locations (i.e., where service has been moved temporarily to a secondary location such as a vacation home).

Each NPA-NXX and corresponding data must be entered in a separate row.  
Please combine lines that have the same NPA-NXX.

Column (b). Enter the abbreviation **Res** for Residential lines or **Bus** for Business lines. **Residential lines and business lines must be entered in separate rows.**

Column (c). Enter line count as *voice-grade equivalents (VGEs)*. Report VGEs based on how the customer is billed. If the customer is billed for a dynamic bandwidth VoIP product, the line count would be the maximum number of VoIP lines available. If the customer is billed for a specific number of VoIP lines, or a range of lines, the VoIP line count would be the number of VoIP lines or the highest number of the range, respectively. **Each line count must be entered in separate rows.**

Please provide data as of December 31, 2009.

(a)	(b)	(c)
NPA-NXX i.e.(850-413)	Res or Bus	Total VGE Lines



Subsequent pages confidential

**Form 477 Submission for FRN: 3759602, Company: Cbeyond Communications, LLC, State: FL, Operator as of Jun 30, 2009**

All filers must complete Items 1 through 11 below

Data Description	Value
Data as of	Jun 30, 2009
1. FRN	3759602
2. Company	Cbeyond Communications, LLC
3. Type of Operations	ILEC * Non-ILEC
4. Use this drop-down list to select a single name, such as the holding company, to identify all commonly-owned or commonly-controlled filers. Commonly-controlled filers with no holding company should decide on a single name to use for this question. If not affiliated with any other filer, select "same as company name". Select "not shown" if no appropriate name appears in the list.	Cbeyond Communications, Inc.
If you selected "not shown" above, type in the single name that will identify all commonly-owned or commonly-controlled filers.	
5. State	FL
6. Contact person (person who prepared the submitted data)	Susan Duggan
7. Contact person telephone number and email address	Phone. 770 956 7525 Email. susan.duggan@thomsonreuters.co
8. Status of submission	Original - In Progress
9. Indicate whether you request non-disclosure of some or all of the information in this submission because you believe that this information is privileged and confidential and public disclosure of such information would likely cause substantial harm to the competitive position of the filer.	No * Yes
10. Official (corporate officer, managing partner, or sole proprietor) whose signature certifies that he/she has examined the information contained in this Form 477 and that, to the best of his/her knowledge, information and belief, all statements of fact contained in this Form 477 are true and correct. For purposes of this Form 477, the entry of the official's name on this line shall constitute that official's electronic signature to this certification. Persons making willful false statements in a Form 477 can be punished by fine or imprisonment under the Communications Act, 47 U.S.C. 220(e).	William Weber - Chief Administrative Officer
11. Certifying official telephone number and email address	Phone. 678-370-2327 Email. william.weber@cbeyond.net

## Part I.A: Broadband - Other Wireline

In Part I.A, report connections (wired "lines") to end users that you (including affiliates) equipped to enable the end user to receive and send information to the Internet at information transfer rates exceeding 200 kbps in both directions. Report only in-service connections. Internet access service may be provided by you (including affiliates) or by an unaffiliated entity. For purposes of Part I.A, Internet Service Providers (ISPs) are not end users. Categorize the connection based on the technology employed by the part of the connection that is closest to the end user location. (Do not report anywhere in Form 477 any high-capacity connections between two locations of the same end user communications carrier.)

**Notes specific to Other Wireline:** This category includes all copper wire-based technologies other than DSL. Ethernet over copper is included. Examples include:

(1)	(2)	(3)	(4)
<b>Total connections</b> to end users that you (including affiliates) equipped as broadband over your own local loop facilities or the equivalent, or over UNE loops or other facilities you obtained from an unaffiliated entity. Do not convert lines into a voice-grade-equivalent measure.	<b>Percentage of (1)</b> that you (including affiliates) equipped over your own local loop facilities or the equivalent. (Enter 0 if the true value is 0 percent.)	<b>Percentage of (1)</b> that are billed (or incorporated in a service billed) to end users by you, or your affiliates or agents. (Enter 0 if the true value is 0 percent.)	<b>Percentage of (1)</b> that connect to residential end users. (Enter 0 if the true value is 0 percent.)
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Break down the total connections reported in (1) to show the non-zero number in each of the following speed tiers. If the number particular speed tier is zero, leave that data cell blank.

Connections reported in **EACH** data cell below must equal the sum of Other Wireline connections reported in Part VI by Census Tr transfer rate category, and the sum of **ALL** data cells below must equal the total connections reported in (1).

**Information transfer rate to and from the end user (8 categories):**

(6)	(7)	(8)	(9)	(10)	(11)	(12)
Greater than 200 kbps and less than 768 kbps	Greater than or equal to 768 kbps and less than 1.5 mbps	Greater than or equal to 1.5 mbps and less than 3 mbps	Greater than or equal to 3 mbps and less than 6 mbps	Greater than or equal to 6 mbps and less than 10 mbps	Greater than or equal to 10 mbps and less than 25 mbps	Greater than or equal to 25 mbps and less than 100 mbps
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

Part II.A: Local Exchange Telephone Service

	(1)	(2)	(3)
	Voice-grade equivalent lines and voice-grade equivalent wireless channels in service to your end user customers	Voice-grade equivalent lines you provided to unaffiliated communications carriers under resale arrangements including, among others, commercial agreements that replaced UNE-P and resold services such as local exchange, Centrex, and channelized special access	Lines you provided to unaffiliated communications carriers under any UNE loop arrangement where you did not also provide UNE switching for the line. (Do not convert UNEs to voice-grade equivalents.)
(a) <b>Total number.</b> See instructions on what to include.	[REDACTED]		
(b) <b>Percentage of (a)</b> that are residential lines	[REDACTED]		
(c) <b>Percentage of (a)</b> for which you (including affiliates) are the presubscribed interstate long distance carrier	[REDACTED]		
(d) <b>Percentage of (a)</b> used for residential service AND for which you (including affiliates) are the presubscribed interstate long distance carrier	[REDACTED]		
(e) <b>Percentage of (a)</b> provided over your own (including affiliates) local loop facilities or the equivalent	[REDACTED]		
(f) <b>Percentage of (a)</b> provided over UNE loops			

obtained from an unaffiliated carrier without also obtaining that carrier's UNE switching for that line [REDACTED]

(g) **Percentage of (a)** provided over UNE-Platform (but treat commercial agreements that replaced UNE-P as "provided by reselling," below) [REDACTED]

(h) **Percentage of (a)** provided by reselling unaffiliated-carrier services including, among others, commercial agreements that replaced UNE-P and resold services such as local exchange, Centrex, and channelized special access [REDACTED]

(i) **Percentage of (a)** provided over optical fiber at the end user premises [REDACTED]

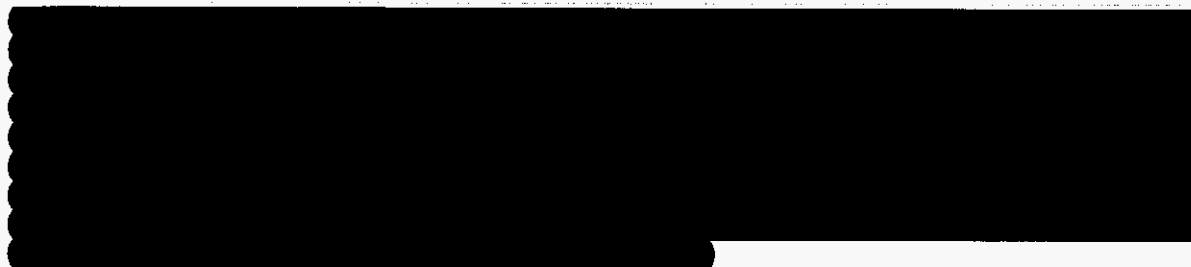
(j) **Percentage of (a)** provided over coaxial cable at the end user premises [REDACTED]

(k) **Percentage of (a)** provided over fixed wireless at the end user premises [REDACTED]

Part V: Zip Code Information -- Local Voice Telephone Service and Interconnected VoIP

If you reported local exchange telephone lines in service to your end user customers, in Part II.A (1), or VoIP subscriber end users purchased from you, in Part II.B (1) or (2), you must list the 5-digit ZIP Codes in the state in which you had customers. Do not include any ZIP Codes in which you offered your local exchange telephone or VoIP service but had no customers, and do not include any out-of-state ZIP Codes.

Type all five digit ZIP codes in the following text box, separated by either commas, spaces, or carriage returns:



Errors / Warnings

No Errors or Warnings found in basic checks

All Census Tract Detail matches up with reported state totals.