

# QCC Response to Windstream POD #2

Overcharge Calculations

(QCC Bates Stamp#002949-#002953)

**\*\*REDACTED\*\***

**REDACTED**

COM	_____
APA	_____
ECR	_____
<u>GCD</u>	1 _____
RAD	_____
SRC	_____
ADM	_____
OPC	_____
CLK	_____

DOCUMENT NUMBER DATE  
 03775 JUN -8 2  
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**QCC Response to Windstream POD #6**

**Billing Dispute Summary**

**(QCC Bates Stamp#002954-#002959)**

**\*\*REDACTED\*\***

**REDACTED**

COM \_\_\_\_\_  
APA \_\_\_\_\_  
ECR \_\_\_\_\_  
GCI \_\_\_\_\_  
RAD \_\_\_\_\_  
SRC \_\_\_\_\_  
ADM \_\_\_\_\_  
GPC \_\_\_\_\_  
CLK \_\_\_\_\_

NOTE: MEMO NUMBER 03775  
03775 JUN -8 2  
FPSC-COMMISSION CLERK

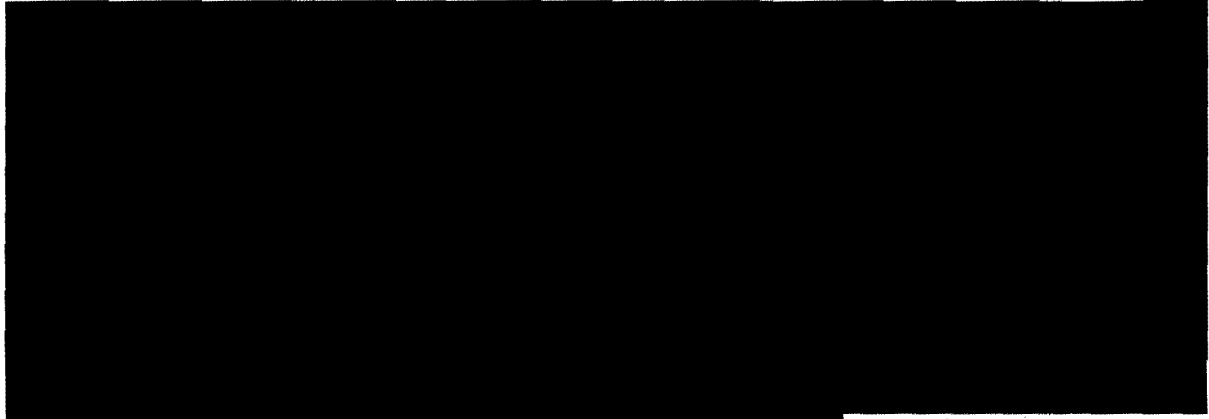
**REDACTED**

**Windstream NuVox, Inc. Interrogatory No. 5**

Did Qwest submit any dispute or otherwise complain about the rates or any invoiced charges for switched access services (whether for intrastate or interstate) that Windstream NuVox billed Qwest during the period of time Qwest seeks "reparations, with applicable interest"? If the response is anything other than an unqualified no, please provide all details about each such dispute or complaint, including but not limited to, describing the difference between the amount paid by Qwest and the amount billed by Windstream NuVox, the basis of the dispute, and how the dispute was resolved or whether the dispute remains pending.

**RESPONSE:** QCC objects on the basis that this Request is overly broad, unduly burdensome, vague, ambiguous and seeks information already in Windstream NuVox's possession or custody. QCC further objects on the basis that the Request is not reasonably calculated to lead to the discovery of admissible evidence. First, to the extent Windstream NuVox seeks information regarding interstate disputes or disputes regarding other states, those are clearly beyond the scope of this case, which focuses solely on intrastate services in Florida. Further, as the provider subject to a statutory non-discrimination obligation, Windstream NuVox had the obligation to provide identical rate treatment to QCC for the identical service given that QCC is similarly situated to AT&T, MCI and Sprint in the context of this service. As an IXC, QCC is provided switched access by over 700 CLECs nationwide. Even setting aside that Windstream NuVox kept its switched access discount agreement secret, it was not QCC's responsibility to police the conduct of 700+ different CLECs or to lodge billing disputes in order to obtain non-discriminatory treatment.

Without waiver of its objections, QCC responds as follows. **[BEGIN CONFIDENTIAL]**



**[END CONFIDENTIAL]**

- COM \_\_\_\_\_
- APA \_\_\_\_\_
- ECR \_\_\_\_\_
- GCD 1 \_\_\_\_\_
- RAD \_\_\_\_\_
- SRC \_\_\_\_\_
- ADM \_\_\_\_\_
- OPC \_\_\_\_\_
- CLK \_\_\_\_\_

Respondent: Patrick J. Welch, Manager of Finance-Facility Cost  
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REDACTED

DOCUMENT NUMBER DATE

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