

2006 Competitive Local Exchange Carrier (CLEC) Questionnaire
(Due by July 14, 2006)

ORIGINAL

undocketed

REDACTED

Legal Company Name: Florida Digital Network, Inc.

D/B/A: FDN Communications

FPSC Company Code (e.g., TX000): TX230

Contact name & title: Mr. Matt Feil, General Counsel

Telephone number: 407-835-0300

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Stock Symbol (if company is publicly traded):

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BUREAU OF
COMPETITIVE SERVICES

Services Offered in Florida

- Do you offer local telephone service in Florida? Please check yes or no.
 Yes No
- How is your local service provisioned? Please mark the appropriate response(s).
 Resale agreement with ILEC
 Agreement with ILEC for wholesale platform (formerly known as UNE-P).
 Purchase some UNEs (other than wholesale platform) from ILEC
_____ Purchase elements (e.g., loops, switching) from other than ILEC (e.g., other CLECs)
_____ Completely self-provisioned
_____ Other (please describe) _____
- In what ILEC exchanges are you providing residential and/or business local service?
Please see the attached Exchange Check List excel spreadsheet.
- If you provision local service ONLY through ILEC resale or the ILEC's wholesale platform (formerly known as UNE-P), you DO NOT need to complete the data tables. Please indicate below whether or not you have completed any data tables.**
 Yes, my company HAS completed one or more data tables.
_____ No, my company IS NOT required to complete any data tables.

- What services, other than local service, does your company offer in Florida? Check all that apply.

<input checked="" type="checkbox"/> Private line/special access	<input checked="" type="checkbox"/> Wholesale loops
<input checked="" type="checkbox"/> VoIP	_____ Paging service
<input checked="" type="checkbox"/> Wholesale transport	_____ Cable television
<input checked="" type="checkbox"/> Interexchange service	_____ Satellite television
_____ Cellular/wireless service	<input checked="" type="checkbox"/> Broadband Internet access

- CMP _____
- COM _____
- CTR _____
- ECR _____
- GCL _____
- OPC _____
- RCA _____
- SCR _____
- SGA _____
- SEC /
- OTH _____

6. This question concerns **prepaid** local telephone service in Florida. Please place a check mark 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

7. Do you offer bundled services to your Florida residential and business customers? For the purpose of this question, bundled services are specially priced packages that consist of local service plus at least one other feature (e.g., call waiting) or service (e.g., long distance or broadband or video). Please mark the applicable response(s).

- Yes - Residential
- No - Residential
- Yes - Business
- No - Business

8. If you do offer bundled services, what is the percentage of your Florida residential and business customers that can purchase the bundles? Please provide the percentage below. If you do not offer bundled services, place a mark by “not applicable.”

- 100% Residential
- 98% Business
- Not applicable

9. If you do offer bundled services, what percentage of your Florida residential and business customers purchase the bundles? Please provide the percentage below. If you do not offer bundled services, place a mark by “not applicable.”

- 100% Residential
- 47% Business
- Not applicable

VoIP

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

- Not offering VoIP service to end users
- Offering VoIP services to business end users
- Offering VoIP services to residential end users (via a wholly-owned subsidiary).

11. If you are offering VoIP service in Florida:

- a. Where are you offering VoIP service, e.g., specific cities, counties, statewide, etc.?

- b. What is the range of prices for residential VoIP service?

- c. _____
What is the range of prices for business VoIP service?
- d. _____
Check all that apply to your VoIP service:
- _____ Offer wireless VoIP service
 - _____ Offer wireline VoIP service
 - _____ Optional power backup
 - _____ Standard power backup
 - _____ Contribute to Universal Service Fund
 - _____ Peer-to-Peer only (no interconnection with PSTN).
 - _____ Use of public Internet
 - _____ Use of private IP network
- e. If you are not offering VoIP service to end-user customers in Florida, do you anticipate doing so? If yes, identify rollout month/year.

VoIP is a non-regulated service; therefore FDN respectfully declines to submit the requested information

Broadband

12. Do you offer broadband to residential customers in Florida? Please place a mark by the applicable answer.
 Yes
 No
13. If you do offer broadband to residential customers in Florida, please provide the percentage of customers which broadband is available.

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

Broadband Internet Access is a federally regulated service; therefore FDN respectfully declines to submit the requested information

FCC's Triennial Review Remand Order (TRRO)

15. As of March 11, 2005, please provide the total number of UNE-P access lines for your company affected by the above order. **1,724**
16. As of March 11, 2006, please provide the number of UNE-P access lines that were transitioned in each of the categories below:
- a. Migrated to a different platform (i.e., UNE-L or resale) **0**
 - b. Renegotiated as part of a commercial agreement **1,338**
 - c. No longer providing service **0**

- d. Not transitioned as of March 11, 2006, due to quantity, etc., but will be or has been transitioned to a different platform as subject to agreement with ILEC. 0
- e. Other (please explain below)

Mergers

17. The following questions concern the mergers that have taken place recently (e.g., Sprint-Nextel, SBC and AT&T, and Verizon and MCI, as well as the recently announced AT&T purchase of BellSouth).

- a. Has your overall local competition strategy changed as a result of the completed mergers? If so, please explain how.
- b. Have these mergers affected your local competition strategy in Florida? If so, please explain how.
- c. How do you expect AT&T's purchase of BellSouth to affect your local competition strategy in Florida?

a - c) FDN expects that the mergers will increase market presence of bundled offerings and advanced and IP based services. FDN's strategy has been to provide high quality communications and data products to the business market and to provide wholesale services to other carriers, such as Supra, who in turn serve mostly the residential market. For FDN's products to compete with those of other bundled product providers, FDN requires fair and reasonably priced, and quality access to, loops (copper loops particularly) and UNEs. If the mergers result in any negative change in price, access, availability or quality of loops, the mergers will negatively impact FDN's strategy in Florida. If, for instance, as the result of merger, BellSouth makes substantial changes to its OSS which negatively affects the efficiency and ability of FDN to interface with BellSouth's OSS, or if BellSouth retires or otherwise makes copper loops less ubiquitous/available, the consequences to FDN's business would be deleterious. As long as access to loops/UNEs is of sufficient quality and quantity and at fair and reasonable prices, FDN intends to continue to provide Florida customers a competitive choice. It is critical that the Commission be vigilant in ensuring such access if Florida consumers are to benefit from competition. The Commission must account for the fact that some markets are on a steep path heading toward duopoly – and the only one who will ultimately benefit from that in the end are the participant cable companies and re-constituted RBOCs. In the end, duopoly means coordinated pricing and products and less innovation. There has to be at least a viable third and fourth choice available for customers, and wireless is not a substitute in the business market or for millions of residential customers. Florida's citizens deserve real choices. Further, FDN is concerned that the mergers are likely to result in greater anticompetitive winback programs, which again, the Commission must be vigilant in identifying and repelling when carriers or customers complain. The Commission must, unlike in the past, consider the long-term impacts of winback programs on the market and issues of fairness to ALL consumers. In sum, as long as adequate conditions are in place as part of the mergers to preserve access and to insulate markets from anticompetitive conduct, the market should be able to adjust and supply choice for consumers.

Miscellaneous

18. In 2005, how much money did you invest in your network directly serving Florida's local service customers? Place a check mark by the applicable answer.



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

Yes
 No

20. Please provide a copy of the Form 477 you filed with the FCC with data as of December 31, 2005.

Please reference the attached FCC Form 477 for December 31, 2005.

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.

The chief barriers to entry are, as discussed above, access and anticompetitive conduct. Further, if a CLEC intends to offer advanced services, aside from fair, reasonable and quality access to copper loops, a CLEC requires accurate qualification information about the loop and efficient loop modification service. Starting in 2005, FDN has been in the early stages of offering on a broad scale on-net ADSL products. FDN has experienced some difficulty receiving timely, accurate mechanized loop qualification data from BellSouth and efficient loop modification services. FDN is attempting to work through those issues with BellSouth. If those issues are not successfully resolved, the loop qualification and modification processes could be a barrier to entry for the services that rely on those services. An on-net data strategy is essential to market entry as demand for broadband products increases. The ILECs have rendered their formerly tariffed DSL signaling services largely non-viable once the FCC de-regulated or de-tariffed those services.

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2006 CLEC Data Request TABLE-1

(Data as of May 31, 2006)

Company Name:

Company Code*:

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

CLEC TABLE-1: TRADITIONAL ACCESS LINES on a VOICEGRADE EQUIVALENT (VGE) Basis

DO NOT INCLUDE VoIP, WHOLESALE PLATFORM LINES (lines formally known as UNE-P), ANY UNE-P LINES THAT HAVE NOT YET TRANSITIONED, RESOLD LINES (INCLUDING THOSE SOLD UNDER COMMERCIAL AGREEMENTS) OR PRIVATE LINES IN THIS TABLE

1	2	3
ILEC Territory	Res or Bus	Total VGE Lines
[REDACTED]		

NOTES/INSTRUCTIONS FOR COMPLETING TABLE-1:

- A. The purpose of this table is to obtain CLEC retail access lines on a VGE basis, exclusive of VoIP, wholesale platform (lines formerly known as UNE-P), any UNE-P lines that have not yet transitioned, and resale (whether leased under an Interconnection Agreement or a Commercial Agreement).
- B. 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). **Do NOT include VoIP lines, Wholesale Platform lines, UNE-P lines or Resold access lines (including those leased under a Commercial Agreement). Do include UNE-L and EELs obtained from ILECs even if leased under a Commercial Agreement.** The access line counts in Table-1 above must be based on all of your different types of access lines (including fixed wireless) with the exception of those used to provide VoIP service.
- C. Each field must be populated. Do not use quotation marks.
- D. Residential and business VGE access line counts may be obtained by querying your billing database, provisioning database, etc.

TABLE COLUMN INSTRUCTIONS:

Column 1. List ILEC Territory in alphabetical order (e.g. BellSouth, Verizon, etc.).

Column 2. Enter the abbreviation Res for Residential lines or Bus for Business lines. **Each type must be entered in separate rows.**

Column 3. Enter line count as voice-grade equivalents (VGEs). Report VGE Access Lines based on how you bill the customer. If you bill a customer for 1 DS1, the access line count would be 24 even if the customer is not utilizing all 24 channels. If you bill a customer for 10 channels in a DS1, then the line count would be 10. Report 2 VGEs for each ISDN-BRI and 23 VGEs for each ISDN-PRI. Lines must be entered without duplication, e.g., Enhanced Extended Link (EEL) loops must not be included in UNE-L counts and vice versa. **Each line count must be entered in separate rows.**

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2006 CLEC Data Request TABLE-2

(Data as of May 31, 2006)

Company Name:

Company Code*:

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CLEC TABLE-2: ACCESS LINE COUNTS (not VGEs)

DO NOT INCLUDE VoIP, WHOLESALE PLATFORM LINES (lines formally known as UNE-P), ANY UNE-P LINES THAT HAVE NOT YET TRANSITIONED, RESOLD LINES (INCLUDING THOSE SOLD UNDER COMMERCIAL AGREEMENTS) OR PRIVATE LINES IN THIS TABLE

1	2	3	4
ILEC Territory	Res or Bus	Line Type	Total Lines

NOTES/INSTRUCTIONS FOR COMPLETING TABLE-2:

A. The purpose of this table is to obtain a breakdown of access lines (reported in Table-1) by line type and actual line counts, not VGEs.

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

TABLE COLUMN INSTRUCTIONS:

Column 1. List ILEC Territory in alphabetical order (e.g. BellSouth, Verizon, etc.).

Column 2. Enter the abbreviation Res for Residential lines or Bus for Business lines. **Each type must be entered in separate rows.**

Column 3. For each line connected to the customer premises, enter Line Type as Analog, ISDN-BRI, ISDN-PRI, DS1, DS3, OC1, OC3, OCn (Identify value of n), xDSL (Identify x), etc. Include only those high speed lines that also provide voice. **Each type must be entered in separate rows.**

Column 4. Enter actual line count total, not VGEs, in the Total Lines column. EXAMPLE: Enter 1 for 1 Analog loop, 2 for 2 ISDN-PRI loops, etc. **Each actual line count total must be entered in separate rows.**

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2006 CLEC Data Request TABLE-3

(Data as of May 31, 2006)

Company Name:

Company Code*:

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

CLEC TABLE-3: VoIP ACCESS LINES on a VOICEGRADE EQUIVALENT (VGE) Basis

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

1	2	3
ILEC Territory	Res or Bus	Total VGE Lines
Grand Total		

VoIP is a non-regulated service; therefore FDN respectfully declines to submit the requested information

NOTES/INSTRUCTIONS FOR COMPLETING TABLE-3:

- A. The purpose of this table is to obtain retail VoIP access lines on a VGE basis.
- B. 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 3 above must be based on all of your different types of access lines (including fixed wireless) that are used to provide VoIP service.
- C. Each field must be populated. All entries must be made without quotation marks.

TABLE COLUMN INSTRUCTIONS:

- Column 1. List ILEC Territory in alphabetical order (e.g. BellSouth, Verizon, etc.).
- Column 2. Enter the abbreviation Res for Residential lines or Bus for Business lines. **Each type must be entered in separate rows.**
- Column 3. 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.**

Company Name: Florida Digital Network, Inc. d/b/a FDN Communications

Company Code*: TX230

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

Please check the boxes in the chart below indicating in which ILEC exchange you provide business or residential local service.

Exchange	Res	Bus	Exchange	Res	Bus	Exchange	Res	Bus	Exchange	Res	Bus	Exchange	Res	Bus