

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF FLORIDA

In re: Amended Complaint of Qwest Communications Company, LLC against MCImetro Access Transmission Services (d/b/a Verizon Access Transmission Services); tw telecom of florida, l.p.; Granite Telecommunications, LLC; Broadwing Communications, LLC; Birch Communications, Inc.; Budget Prepay, Inc.; BullsEye Telecom, Inc.; DeltaCom, Inc.; Ernest Communications, Inc.; Flatel, Inc.; Navigator Telecommunications, LLC; PaeTec Communications, Inc.; Saturn Telecommunications Services, Inc. d/b/a Earthlink Business; US LEC of Florida, LLC; Windstream Nuvox, Inc.; and John Does 1 through 50, for unlawful discrimination.

DOCKET NO. 090538-TP

REDACTED

SUPPLEMENTAL DIRECT TESTIMONY OF WILLIAM R. EASTON

ON BEHALF OF

QWEST COMMUNICATIONS COMPANY, LLC

Filed: July 16, 2012

| | |
|-----|----------------|
| COM | <u>5</u> |
| AFD | _____ |
| APA | _____ |
| ECO | _____ |
| ENG | _____ |
| GCI | <u>8</u> |
| IDM | _____ |
| TEL | <u>1</u> |
| CLK | <u>1-CTRep</u> |

DOCUMENT NUMBER-DATE

04719 JUL 16 2012

FPSC-COMMISSION CLERK

I. IDENTIFICATION OF WITNESS

1 **Q. PLEASE STATE YOUR NAME, CURRENT TITLE, EMPLOYER AND**
2 **BUSINESS ADDRESS.**

3 A. My name is William Easton. I am a Wholesale Staff Director at CenturyLink Inc., the
4 corporate parent of Qwest Communications Company, LLC. ("QCC"). My business
5 address is 1600 7th Avenue, Seattle, Washington.

6 **II. PURPOSE OF TESTIMONY**

7 **Q. WHAT IS THE PURPOSE OF YOUR SUPPLEMENTAL TESTIMONY?**

8 A. On June 14, 2012, I filed Direct Testimony in this Docket. On that same day, the
9 Commission granted QCC's request to add Saturn Telecommunications Services, Inc.
10 d/b/a Earthlink Business ("Saturn") as a respondent in this case, in lieu of its affiliate
11 STS Telecom, LLC. Subsequently, the Commission set July 16, 2012 as the date for both
12 Saturn and QCC to file supplemental direct testimony addressing QCC's claims against
13 Saturn.

14 Accordingly, this Supplemental Direct Testimony expands my Direct Testimony to add a
15 discussion of Saturn's rate treatment of QCC. Mr. Canfield is likewise filing
16 Supplemental Direct Testimony regarding Saturn.

17 **III. CLEC BY CLEC ANALYSIS CONTINUED**

18 **N. SATURN TELECOMMUNICATIONS SERVICE**

19 **Q. PLEASE DESCRIBE THE SATURN TELECOMMUNICATIONS**
20 **AGREEMENTS AT ISSUE IN THIS CASE?**

21 A. Saturn has an agreement for intrastate switched access services with [REDACTED] which
22 contains rates lower than the rates contained in Saturn's Florida intrastate access price
23 list. This off-price list arrangement was effective [REDACTED]

24 [REDACTED] Under the agreement, Saturn charged or charges AT&T the rates identified in
25 Exhibit WRE 1C, row 1. (see Confidential Exhibit WRE 45).

1 **Q. WAS QCC OFFERED THE SAME RATES THAT SATURN OFFERED UNDER**
2 **THE AGREEMENT?**

3 A. No. Saturn primarily charged QCC its higher switched access price listed rates. Saturn
4 did not disclose copies of all past and current off-price list arrangements to QCC. To
5 QCC's knowledge Saturn has not provided QCC the same rates, terms or conditions
6 received by the preferred IXC.

7 **Q. WHAT ARE THE SWITCHED ACCESS RATE PROVISIONS IN SATURN'S**
8 **FLORIDA INTRASTATE SWITCHED ACCESS PRICE LIST?**

9 A. Saturn's Florida Price List No. 2, Section 3.9, specifies the rates, terms and conditions
10 for its provision of intrastate switched access services (see Exhibit WRE 46 for a copy of
11 Saturn's current Florida's Price List No. 2, Section 5). The actual pages of the Saturn
12 switched access price listed rate elements are identified in Exhibit WRE 46, however
13 following are the most relevant rate elements billed to QCC for intrastate switched access
14 service:

15 Switched Access Services

16 Per Access Minute Originating and Terminating \$0.0300

17 800 Data Base Access Service Rate

18 Customer Identification -Per Query \$0.0055

19 **Q. WERE THESE RATES IN EFFECT DURING THE RELEVANT TIME FRAMES**
20 **IN THIS CASE?**


21 A. Yes. To the best of QCC's knowledge, this price list was in effect during the timeframe
22 of the Saturn agreement discussed above

23 **Q. DOES THIS CONCLUDE YOUR TESTIMONY?**

24 A. Yes, it does.

25

INDEX TO EXHIBITS

| DESCRIPTION | Exhibit |
|---|---------------------|
| CLEC Agreement Rates (confidential) | Confidential WRE 1C |
| Saturn Telecommunications Services and  | Confidential WRE 45 |
| Saturn Telecommunications Services Price List No. 2 effective October 5, 2011 | WRE 46 |

**CLEC AGREEMENT RATES
(CONFIDENTIAL)**

| | CLEC | IXC | EFFECTIVE DATES | PER MOU OF RATE | SXX DATABASE RATE |
|---|---------------------|------------|------------------------|------------------------|--------------------------|
| 1 | Saturn ¹ | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |

¹ Confidential Exhibit WRE 45, p. 1.

****REDACTED****

Saturn Telecommunication Services Inc.
d/b/a EarthLink Business

Florida Price List No. 2 (T)
1st Revised Page 56 (T)
Cancels Original Page 56

SWITCHED ACCESS SERVICES

(T)

SECTION 3 - SWITCHED ACCESS SERVICE, (CONT'D)

3.9 Rates and Charges

3.9.1 Common Line Access Service

A. Carrier Common Line

- Per Originating Minute
- Per Terminating Minute

Note 1
Note 1

Note 1: All access minutes are billed at a single per minute access rate found in Section 3.9.3A, Local Switching. This composite rate includes the elements traditionally billed as Carrier Common Line.

Issued: October 4, 2011

Effective: October 5, 2011

By: Vice President, Tax
1375 Peachtree Street, Level A
Atlanta, GA 30309

Saturn Telecommunication Services Inc.
d/b/a EarthLink Business

Florida Price List No. 2 (T)
1st Revised Page 57 (T)
Cancels Original Page 57

SWITCHED ACCESS SERVICES

(T)

SECTION 3 - SWITCHED ACCESS SERVICE, (CONT'D)

3.9 Rates and Charges, (Cont'd.)

3.9.2 Switched Transport Service

A. Nonrecurring Charges

1. Trunk Charges

Per Trunk:

ICB

Issued: October 4, 2011

Effective: October 5, 2011

By: Vice President, Tax
1375 Peachtree Street, Level A
Atlanta, GA 30309

Saturn Telecommunication Services Inc.
d/b/a EarthLink Business

Florida Price List No. 2 (T)
1st Revised Page 58 (T)
Cancels Original Page 58

SWITCHED ACCESS SERVICES

(T)

SECTION 3 - SWITCHED ACCESS SERVICE, (CONT'D)

3.9 Rates and Charges, (Cont'd.)

3.9.2 Switched Transport Service (Cont'd.)

B. Monthly Recurring Charges

1. Direct-Trunked Transport

All elements of Direct-Trunked Transport are priced on an Individual Case Basis (ICB)

C. Usage Charges

1. Tandem Switched Transport

- | | | |
|----|--|--------|
| A. | Tandem Switched Transport, per Minute: | Note 1 |
| B. | Tandem Switched Transport, per Minute, per Mile: | Note 1 |
| C. | Tandem Switching, per Minute: | Note 1 |

Note 1: All access minutes are billed at a single per minute access rate found in Section 3.9.3A, Local Switching. This composite rate includes the elements traditionally billed as Tandem Switched Transport.

Issued: October 4, 2011

Effective: October 5, 2011

By: Vice President, Tax
1375 Peachtree Street, Level A
Atlanta, GA 30309

Saturn Telecommunication Services Inc.
d/b/a EarthLink Business

Florida Price List No. 2 (T)
1st Revised Page 59 (T)
Cancels Original Page 59

SWITCHED ACCESS SERVICES

(T)

SECTION 3 - SWITCHED ACCESS SERVICE, (CONT'D)

3.9 Rates and Charges, (Cont'd.)

3.9.3 End Office Switching

A. Local Switching

- Per Originating Minute: \$0.0300
- Per Terminating Minute: \$0.0300

B. Transport Interconnection Charge

- Per Minute: Note 1

C. Information Surcharge

- Per Minute: Note 1

Note 1: All access minutes are billed at a single per minute access rate found in Section 3.9.3A, Local Switching. This composite rate includes the elements traditionally billed as Transport Interconnection Charge and Information Surcharge.

Issued: October 4, 2011

Effective: October 5, 2011

By: Vice President, Tax
1375 Peachtree Street, Level A
Atlanta, GA 30309

Saturn Telecommunication Services Inc.
d/b/a EarthLink Business

Florida Price List No. 2 (T)
1st Revised Page 60 (T)
Cancels Original Page 60

SWITCHED ACCESS SERVICES

(T)

SECTION 3 - SWITCHED ACCESS SERVICE, (CONT'D)

3.9 Rates and Charges, (Cont'd.)

3.9.4 Toll-Free 8XX Data Base Access Service

Per Query: \$0.0055

3.9.5 Switched Access Optional Features

Optional Features are provided on an individual case basis as special service arrangements pursuant to Section 6 of this price list.

Issued: October 4, 2011

Effective: October 5, 2011

By: Vice President, Tax
1375 Peachtree Street, Level A
Atlanta, GA 30309

Saturn Telecommunication Services Inc.
d/b/a EarthLink Business

Florida Price List No. 2 (T)
1st Revised Page 61 (T)
Cancels Original Page 61

SWITCHED ACCESS SERVICES

(T)

SECTION 3 - SWITCHED ACCESS SERVICE, (CONT'D)

3.9 Rates and Charges, (Cont'd.)

3.9.6 Service Order Charges

Service Order Charges recover the administrative costs associated with initiating Access Service.

Per Service Order:

ICB

Issued: October 4, 2011

Effective: October 5, 2011

By: Vice President, Tax
1375 Peachtree Street, Level A
Atlanta, GA 30309