

**EXHIBIT A**

Docket UT-181051

CenturyLink Responses to UTC Staff Data Request Nos. 37-55 CONFIDENTIAL

May 2, 2022

Page 2

**UTC STAFF DATA REQUEST NO. 38:**

In Exh. SET-1TC at 5:14-18, Mr. Turner discusses his prior testimony in Tennessee and North Carolina.

Please provide copies of all testimony filed by or on behalf of Mr. Turner in Tennessee and North Carolina that relates to 911 services, networks, or signaling for such services and/or networks

**RESPONSE:**

To the best of Mr. Turner's knowledge, all of the testimony referenced in this request is confidential. Mr. Turner is working with counsel for both of these engagements to secure permission to share the documents subject to the protective order in this proceeding, prepare redacted versions, or otherwise address the disclosure in this proceeding.

Further, Mr. Turner's reference to testimony in North Carolina was a typographical error. The testimony was from South Carolina. Nonetheless, the response above applies to South Carolina as well.

**Respondent(s):**        **Steven Turner**

**REDACTED**

**Shaded Information is CONFIDENTIAL Per Protective Order in Docket UT-181051**

**EXHIBIT A**

Docket UT-181051

CenturyLink Responses to UTC Staff Data Request Nos. 37-55 CONFIDENTIAL

May 2, 2022

Page 3

**UTC STAFF DATA REQUEST NO. 39:**

In Exh. SET-1TC at 6:1-4, Mr. Turner discusses a recent proceeding involving the signaling between networks using both SS7 and IP-based technologies on behalf of Plintron (International Centre for Dispute Resolution, American Arbitration Association, *SurfTelecom S.A. v. Plintron Holdings PTE. Limited*, Case No. 01-20-0014-0883).

Please provide all testimony, reports, and/or exhibits related to the above referenced testimony.

**RESPONSE:**

To the best of Mr. Turner's knowledge, the testimony referenced in this request is confidential. Mr. Turner is working with counsel in this engagement to secure permission to share the documents subject to the protective order in this proceeding, prepare redacted versions, or otherwise address the disclosure in this proceeding.

**Respondent(s):**        **Steven Turner**

**REDACTED**

**Shaded Information is CONFIDENTIAL Per Protective Order in Docket UT-181051**

**EXHIBIT A**

Docket UT-181051

CenturyLink Responses to UTC Staff Data Request Nos. 37-55 CONFIDENTIAL

May 2, 2022

Page 22

**UTC STAFF DATA REQUEST NO. 49:**

In Exh. MDV-3C, at page 8, paragraph 21, Mr. McNealy describes **\*\*Begin Confidential**  
[REDACTED] End  
Confidential\*\*

Please admit that **\*\*Begin Confidential**  
[REDACTED]  
[REDACTED] End Confidential\*\* If you do not admit, please explain your denial and provide all documents, reports, or communications that supports your denial.

**RESPONSE:**

CLC objects to this data request on the grounds that it is not reasonably calculated to lead to the discovery of admissible evidence. This data request seeks to investigate an outage on CLC’s national transport network. The outage did not directly affect CLC’s or its affiliates’ remaining 911 network in Washington. Instead, it affected CLC’s national transport network. More specifically, the outage affected *interstate DS-3 circuits* purchased by a vendor of Comtech on behalf of Comtech (for the provision of SS7 functionality), the responsible Washington 911 provider for the PSAPs that experienced a 911 outage. The interstate and non-regulated services provided on CLC’s national transport network, and the facilities utilized to provide such services, are not regulated by the Commission, and the Commission lacks jurisdiction over them. *In Re AT&T Commc'ns of the Pac. Nw.*, No. 04, 2003 WL 23341214 (Wash. U.T.C. Dec. 1, 2003) (“*AT&T's proposed language would encompass facilities-access purchased out of federal tariffs over which the Commission lacks jurisdiction.*”) (citing 34th Supplemental Order; Order Regarding Qwest's Demonstration of Compliance with Commission Orders, *Investigation Into U S WEST Communications, Inc.'s Compliance With Section 271 of the Telecommunications Act of 1996; U S WEST Communications, Inc.'s Statement of Generally Available Terms Pursuant to Section 252(f) of the Telecommunications Act of 1996*, Dkt. Nos. UT-003022, UT-003040, ¶ 22 (May 2002)); *MilleniaNet Corp. v. Pennsylvania Pub. Util. Comm'n*, No. 990 C.D. 2008, 2009 WL 9104922 (Pa. Commw. Ct. Apr. 30, 2009) (complaint dismissed because the “the PUC does not have jurisdiction over interstate telecommunications services.”). CenturyLink further objects to this data request on the basis that it is overly broad and unduly burdensome. Without waiving its objections, CLC responds as follows.

Denied. This question is again tautological. As Mr. McNealy described in his affidavit (Exhibit MDV-3C):

[REDACTED]

**REDACTED**

**Shaded Information is CONFIDENTIAL Per Protective Order in Docket UT-181051**

**EXHIBIT A**

Docket UT-181051

CenturyLink Responses to UTC Staff Data Request Nos. 37-55 CONFIDENTIAL

May 2, 2022

Page 23

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

**REDACTED**

**Shaded Information is CONFIDENTIAL Per Protective Order in Docket UT-181051**

**EXHIBIT A**

Docket UT-181051

CenturyLink Responses to UTC Staff Data Request Nos. 37-55 CONFIDENTIAL

May 2, 2022

Page 24



**Respondent(s):** CenturyLink Legal

**REDACTED**

**Shaded Information is CONFIDENTIAL Per Protective Order in Docket UT-181051**

## EXHIBIT A

Docket UT-181051

CenturyLink Responses to UTC Staff Data Request Nos. 37-55 CONFIDENTIAL

May 2, 2022

Page 25

### STAFF DATA REQUEST NO. 50:

At page 14, paragraph 38 of the Federal Communications Commission's (FCC) December 27, 2018 Network Outage Report, the FCC states "CenturyLink and Infinera have taken additional steps to prevent a repeat of this particular outage. CenturyLink and Infinera have reconfigured the nodes in the affected network by disabling the proprietary management channel."

Please identify all steps that CenturyLink and Infinera followed to disable the proprietary management channel (IGCC) in the Green Network and provide all documents identifying and describing the disabling process.

### RESPONSE:

CLC objects to this data request on the grounds that it is not reasonably calculated to lead to the discovery of admissible evidence. This data request seeks to investigate an outage on CLC's national transport network. The outage did not directly affect CLC's or its affiliates' remaining 911 network in Washington. Instead, it affected CLC's national transport network. More specifically, the outage affected *interstate DS-3 circuits* purchased by a vendor of Comtech on behalf of Comtech (for the provision of SS7 functionality), the responsible Washington 911 provider for the PSAPs that experienced a 911 outage. The interstate and non-regulated services provided on CLC's national transport network, and the facilities utilized to provide such services, are not regulated by the Commission, and the Commission lacks jurisdiction over them. *In Re AT&T Commc'ns of the Pac. Nw.*, No. 04, 2003 WL 23341214 (Wash. U.T.C. Dec. 1, 2003) ("AT&T's proposed language would encompass facilities-access purchased out of federal tariffs over which the Commission lacks jurisdiction.") (citing 34th Supplemental Order; Order Regarding Qwest's Demonstration of Compliance with Commission Orders, *Investigation Into U S WEST Communications, Inc.'s Compliance With Section 271 of the Telecommunications Act of 1996*; *U S WEST Communications, Inc.'s Statement of Generally Available Terms Pursuant to Section 252(f) of the Telecommunications Act of 1996*, Dkt. Nos. UT-003022, UT-003040, ¶ 22 (May 2002)); *MilleniaNet Corp. v. Pennsylvania Pub. Util. Comm'n*, No. 990 C.D. 2008, 2009 WL 9104922 (Pa. Commw. Ct. Apr. 30, 2009) (complaint dismissed because the "the PUC does not have jurisdiction over interstate telecommunications services."). CenturyLink further objects to this data request on the basis that it is overly broad and unduly burdensome. Without waiving its objections, CLC responds as follows.

Pursuant to Rule 33(d), Fed. R. Civ. Pro., the steps Infinera and CLC took are described in the documents set forth in Attachment 51C and Exhibit MDV-3C, the McNearly Affidavit.

**Respondent(s):** CenturyLink Legal

REDACTED

Shaded Information is CONFIDENTIAL Per Protective Order in Docket UT-181051