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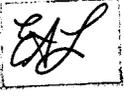
ARIZONA CORP COMMISSION  
DOCKET CONTROL

Arizona Corporation Commission  
DOCKETED

OCT 04 2013

Via UPS Overnight Delivery

Docket Control  
Arizona Corporation Commission  
1200 West Washington Street  
Phoenix, AZ 85007

DOCKETED BY 

RE: In the Matter of the Application of Dieca Communications dba Covad  
Communications Company, et al.  
Docket Nos. T-03632A-06-0091  
T-03406A-06-0091  
T-03267A-06-0091  
T-03432A-06-0091  
T-04302A-06-0091  
T-01051B-06-0091

Dear Docket Control:

Enclosed are the original and 13 copies of Comments of Eschelon Telecom of Arizona, Inc., Mountain Telecommunications, Inc., and Electric Lightwave, LLC, all doing business as Integra Telecom, in connection with the above-referenced docket.

Please feel free to contact me should you have any questions.

Sincerely,

Kim K. Wagner  
Legal & Regulatory Administrator  
Integra Telecom  
763-745-8468 (direct)  
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[Kim.Wagner@integratelecom.com](mailto:Kim.Wagner@integratelecom.com)

Enclosures

cc: Parties of Record

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**BEFORE THE ARIZONA CORPORATION COMMISSION**

BOB STUMP  
Chairman  
GARY PIERCE  
Commissioner  
BRENDA BURNS  
Commissioner  
BOB BURNS  
Commissioner  
SUSAN BITTER SMITH  
Commissioner

IN THE MATTER OF THE APPLICATION  
OF DIECA COMMUNICATIONS DBA  
COVAD COMMUNICATIONS COMPANY,  
ESCHELON TELECOM OF ARIZONA, INC.,  
MCLEODUSA TELECOMMUNICATIONS  
SERVICES, INC., MOUNTAIN  
TELECOMMUNICATIONS, INC., XO  
COMMUNICATIONS SERVICES, INC. AND  
QWEST CORPORATION REQUEST FOR  
COMMISSION PROCESS TO ADDRESS  
KEY UNE ISSUES ARISING FROM  
TRIENNIAL REVIEW REMAND ORDER,  
INCLUDING APPROVAL OF QWEST WIRE  
CENTER LISTS

Docket Nos. T-03632A-06-0091  
T-03406A-06-0091  
T-03267A-06-0091  
T-03432A-06-0091  
T-04302A-06-0091  
T-01051B-06-0091

COMMENTS OF ESCHELON  
TELECOM OF ARIZONA, INC.,  
MOUNTAIN  
TELECOMMUNICATIONS, INC.,  
AND ELECTRIC LIGHTWAVE,  
LLC, ALL DOING BUSINESS AS  
INTEGRA TELECOM

Eschelon Telecom of Arizona, Inc., Mountain Telecommunications, Inc., and Electric Lightwave, LLC, all doing business as Integra Telecom (collectively referred to as "Integra") respectfully provides these comments to Qwest Corporation dba: CenturyLink QC's ("CenturyLink"), September 4, 2013 Application for Approval of 2013 Additions to the Non-Impaired Wire Center List.

**Background**

On September 4, 2013 CenturyLink filed with the Commission an Application for Approval of 2013 Additions to the Non-Impair Wire Center List ("2013 Application"). In the

1 2013 Application CenturyLink requested that the Mesa Main (MESAAZMA), Superstition West  
2 (SPRSAZWE), Tucson Main (TCSNAZMA) wire center classifications be changed from Tier 2  
3 to Tier 1 based on the number of fiber-based collocations in each central office. CenturyLink  
4 provided the following information, consistent with the TRRO Wire Center Settlement Order<sup>1</sup>.  
5 CenturyLink provided the name of each fiber-based collocator, the results of CenturyLink's field  
6 verifications. CenturyLink also provided copies of the letters they sent to carriers on June 19,  
7 2013. The letters asked carriers to respond to CenturyLink with validation of their fiber-based  
8 collocator status by July 8, 2013. CenturyLink received one validation response, from Integra,  
9 and included this response in the highly confidential data provided to Integra.  
10

11 A change in a wire center's non-impairment classification, such as requested here,  
12 permanently<sup>2</sup> impacts the availability of unbundled network elements such as dark fiber,  
13 unbundled DS3 transport and unbundled DS1 transport. Dark fiber and DS3 transport are not  
14 available as unbundled network elements ("UNEs") between a Tier 1 wire center and another  
15 wire center classified as either Tier 1 or Tier 2. Unbundled DS1 transport is not available  
16 between Tier 1 wire centers and is limited to a cap of 10 transport circuits between a Tier 1 wire  
17 center and another wire center classified as either Tier 1 or Tier 2.  
18

19 In order to be classified as a Tier 1 wire center there must be at least four fiber-based  
20 collocators in that wire center. The FCC defines a fiber-based collocator as:

21  
22 A fiber-based collocator is any carrier, unaffiliated with the incumbent LEC, that  
23 maintains a collocation arrangement in an incumbent LEC wire center, with active  
24 electrical power supply, and operates a fiber optic cable or comparable  
25 transmission facility that (1) terminates at a collocation arrangement within the  
26 wire center; (2) leaves the incumbent LEC wire center premises; and (3) is owned

26 <sup>1</sup> Docket Nos. T-03632A-06-009 1, T-03406A-06-009 1, T-03267A-06-009 1, T-03432A-06-009 1, T-  
27 04302A-06-0091, T-01051B-06-0091 (collectively, the "TRRO Wire Center Dockets") on May 16,2008, Decision  
28 No. 70355 ("TRRO Settlement Order.")

27 <sup>2</sup> 47 C.F.R § 51.319 (3)(i) "...Once a wire center is determined to be a Tier 1 wire center, that wire center is  
28 not subject to later reclassification as a Tier 2 or Tier 3 wire center"

1 by a party other than the incumbent LEC or any affiliate of the incumbent LEC  
2 except as set forth in this paragraph . Dark fiber obtained from an incumbent LEC  
3 on an indefeasible right of use basis shall be treated as non-incumbent LEC fiber-  
4 optic cable. Two or more affiliated fiber-based collocators in a single wire center  
5 shall collectively be counted as a single fiber-based collocator. For purposes of  
6 this paragraph, the term affiliate is defined by 47 U.S.C. § 153(1) and any relevant  
7 interpretation in this Title.<sup>3</sup>

8 The impact and permanency of changes in wire center classifications results in the need  
9 to be absolutely certain the criteria are met before changing the wire center Tier classification.  
10 CenturyLink provided Integra with the highly confidential data supporting CenturyLink's request  
11 on September 4, 2013.

#### 12 **Discussion**

13 Integra completed a careful review of the highly confidential data provided by  
14 CenturyLink. As part of this review Integra contacted the carriers listed as fiber-based  
15 collocators in the three wire centers under review and asked them to confirm whether or not they  
16 were a fiber-based collocator.<sup>4</sup> Historically carriers have been responsive to Integra's review  
17 process and confirmed whether or not they were a fiber-based collocator consistent with the  
18 definition in the TRRO.

19 Based on Integra's review of the highly confidential data and response from carriers,  
20 Integra was unable to confirm all of the fiber-based collocations in the three wire centers under  
21 consideration. The attached highly confidential exhibit contains the results of Integra's review.  
22 Integra's inability to confirm the fiber-based collocations listed by CenturyLink is a result of two  
23 carriers' failure to respond to Integra's request for verification. Integra has been in contact with  
24 these two carriers but has been unable to obtain verification of their status as a fiber-based  
25 collocator at the time these comments were processed for filing. Integra hopes to have responses  
26

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27 <sup>3</sup> 47 C.F.R. § 51.5

28 <sup>4</sup> See Affidavit of Renée Albersheim, Highly Confidential Attachment A.

1 from these carriers shortly and requests that Integra be able to update the record with these  
2 responses.

3  
4 As can be seen in Highly Confidential Exhibit A to these comments, Integra was able to  
5 verify three of the four fiber-based collocators in Mesa Main, three of the four fiber-based  
6 collocators in Superstition West, and four of the five fiber-based collocators in Tucson Main.<sup>5</sup>

7 Because of the permanency and impact of changes in wire center classifications the  
8 Commission should be certain that CenturyLink has met the criteria before changing a wire  
9 center designation and the final step in this process should be confirmation from the alleged  
10 fiber-based itself. Integra requests that it be allowed to update the record no later than one week  
11 and provide a status of its verification efforts with respect to the two remaining carriers. To the  
12 extent Integra is unable to obtain a response from the two carriers that have not responded as of  
13 these comments, Integra requests that either the Commission or Commission staff expeditiously  
14 contact the carriers that did not provide verifications as to whether or not they were a fiber-based  
15 collocator and request a response.<sup>6</sup> Highly Confidential Exhibit A attached to these comments  
16 identifies the carriers that have not verified their status as a fiber-based collocator at the time  
17 these comments were prepared.  
18  
19

20 Integra began its verification process on September 4, 2013 when CenturyLink made its  
21 highly confidential data available and believes that this process, with potential help from the  
22 Commission, can be completed expeditiously.  
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26 <sup>5</sup> Since only four fiber-based collocations are required for a wire center to be classified as Tier 1, Tucson  
27 Main meets the Tier 1 qualifications.

28 <sup>6</sup> Integra spoke with Commission staff and they are willing to help with this process and have begun  
contacting carriers that did not respond to Integra.

1 **Conclusion**

2  
3 Until final verification can be completed, Integra objects to CenturyLink's request to  
4 change the classification of the Mesa Main (MESAAZMA) and Superstition West  
5 (SPRSAZWE) wire centers from Tier 2 to Tier 1 on the ground that the record is insufficient to  
6 support CenturyLink QC's request. Integra does not object to Tucson Main (TSCNAZMA)  
7 being classified as Tier 1.

8  
9 Integra requests that it be given one additional week to attempt to obtain final  
10 verifications. Integra requests that in the event the remaining two carriers fail to respond to the  
11 verification request the Commission or Commission staff contact the carriers that failed to verify  
12 whether or not they were a fiber-based collocator. To the extent these carriers confirm they are a  
13 fiber-based collocator in the wire centers in question, Integra would withdraw its objection to  
14 CenturyLink's request for reclassification of Mesa Main (MESAAZMA), Superstition West  
15 (SPRSAZWE). In the event the remaining carriers claim they are not a fiber-based collocator in  
16 the wire centers in question, Integra requests that the parties in this docket immediately meet to  
17 discuss the discrepancies and attempt to either find resolution to the discrepancy or set a  
18 schedule before the Commission to resolve the dispute.  
19

20 RESPECTFULLY submitted this 3rd day of October, 2013.

21  
22 

23  
24 \_\_\_\_\_  
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The Original and 13 copies of the foregoing were filed, via UPS overnight delivery, this 3<sup>rd</sup> day of October, 2013 with:

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Copies of the foregoing were mailed this 3<sup>rd</sup> day of October, 2013 to:

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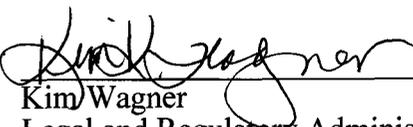
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16   
Kim Wagner  
17 Legal and Regulatory Administrator

18 \*\*Confidential/Highly Confidential Protective Order signed  
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**Public Exhibit A**

**Highly Confidential Information Redacted**

Integra Fiber-Based Collocator Verification

<b>Wire Center Name</b>	<b>Wire Center CLLI</b>	<b>CLEC Name</b>	<b>Verification Status</b>
Mesa Main	<b>REDACTED</b>		
Superstition West	<b>REDACTED</b>		
Tucson Main	<b>REDACTED</b>		