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September 3, 2008

VIA FEDERAL EXPRESS & E-MAIL

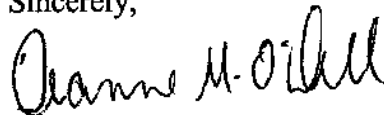
Catrice C. Williams
Secretary
Department of Telecommunications and Cable
Two South Station, Fourth Fl.
Boston, MA 02110

Re: D.T.C. 07-9 - Petition for Investigation under Chapter 159,
Section 14 of the Intrastate Access Rates of Competitive
Local Exchange Carriers

Dear Ms. Williams:

On behalf of Comcast enclosed for filing please find an original and five (5) copies of its First Set of Document and Information Requests to One Communications Corp., RNK Communications, XO Communications Services, Inc. and PAETEC Communications, Inc.'s regarding the Prefiled Testimony of Michael Starkey with regard to the above-referenced matter. Copies have been served in accordance with the Certificate of Service. In addition, an electronic copy of the above discovery requests are being sent via electronic mail to dtc.efiling@massmail.state.ma.us, catrice.williams@state.ma.us and Lindsay.Deroche@stae.ma.us.

Sincerely,



Deanne M. O'Dell
For WolfBlock LLP

DMO/lww
Enclosure

cc: Certificate of Service w/enc.

HAR:82319.1/COM270-250883

**COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF TELECOMMUNICATIONS AND CABLE**

Petition for Investigation under Chapter 159, :
Section 14 of the Intrastate Switched Access : D.T.C. 07-9
Rates of Competitive Local Exchange Carriers :

**COMCAST'S FIRST SET OF DOCUMENT AND INFORMATION REQUESTS TO
ONE COMMUNICATIONS CORP., RNK COMMUNICATIONS,
XO COMMUNICATIONS SERVICES, INC. AND PAETEC COMMUNICATIONS, INC.**

Pursuant to Department Rules of Practice and Procedure, Comcast Phone of Massachusetts, Inc. ("Comcast") hereby propounds the following interrogatories and requests for documents relating to the pre-filed testimony of Michael Starkey on behalf of One Communications Corp. ("One Communications"), RNK Communications ("RNK"), XO Communications Services, Inc. ("XO"), and PAETEC Communications, Inc., ("PAETEC") (collectively known as "One Communications et al."). The Department's "Ground Rules" as set forth in the Procedural Notice dated July 1, 2008, concerning discovery requests are incorporated herein by reference.

Instructions

- A. Unless otherwise indicated, the time period for all requests is 2005 to the present.
- B. If you object to any part of an interrogatory or request, answer all parts of such interrogatories or requests to which you do not object, and as to each part to which you do object, separately set forth the specific basis for the objection.
- C. If you claim any form of privilege or other protection from disclosure as a ground for withholding information responsive to an interrogatory or request for production or any part thereof, contained in a non-written communication, state the following with respect to the non-written communication:
 - (i) the date thereof;

- (ii) the identity of each of the participants in the non-written communication;
- (iii) the identity of each person present during all or any part of the non-written communication;
- (iv) a description of the non-written communication which is sufficient to identify the particular communication without revealing the information for which a privilege or protection from non-disclosure is claimed;
- (v) the nature of your claim of non-discoverability (e.g. attorney-client privilege); and
- (vi) each and every fact on which you rest your claim of privilege or other protection from disclosure, stated with sufficient specificity to permit Comcast to make a full determination as to whether your claim is valid.

D. If you claim any form of privilege or other protection from disclosure as a ground for withholding information responsive to an interrogatory or request or any part thereof, contained in a document, set forth with respect to the document:

- (i) the date and number of pages;
- (ii) the identity of the author(s) or preparer(s);
- (iii) the identity of the addressee, if any;
- (iv) the title;
- (v) the type of tangible thing (e.g. letter, memorandum, telegram, chart, report, recording disc);
- (vi) the subject matter (without revealing the information as to which privilege or protection from non-disclosure is claimed);
- (vii) the identity of each person who has received the document or to whom knowledge of the contents of the document was communicated;

- (viii) the identity of the present custodian(s);
- (ix) the nature of your claim of non-discoverability (e.g. attorney-client privilege); and
- (x) each and every fact on which you rest your claim of privilege or other protection from disclosure, stated with sufficient specificity to permit Comcast to make a full determination as to whether your claim is valid.

E. If you claim any form of privilege or other protection from disclosure, otherwise than as set forth above in C and D, as a ground for not answering any interrogatory or request or any part thereof, set forth:

- (i) the nature of your claim as to non-discoverability; and
- (ii) each and every fact on which you rest your claim or privilege or other protection from disclosure, stating such facts with sufficient specificity to permit Comcast to make a full determination as to whether your claim is valid.

F. If you know of any document, communication or information but cannot give the specific information or the full information called for by a particular interrogatory or request, so state and give the best information you have on the subject and identify every person you believe to have the required information.

G. The singular form of a noun or pronoun shall be considered to include within its meaning the plural form of the noun or pronoun, and vice versa; the masculine form of a pronoun shall be considered to include also within its meaning the feminine and neuter forms of the pronoun, and vice versa; and the use of any tense of any verb shall be considered to include also within its meaning all other tenses of the verb. In each instance, the interrogatory or request shall be construed so as to require the most inclusive answer or production.

H. Please attach written material to any answer for which written material is requested and/or available. If such written material is not available, state where it may be obtained. Label the written material with the number of the interrogatory to which it pertains.

I. On each Interrogatory response list the name and title of the person or persons who prepared the response or who is responsible for the information contained therein.

Definitions

As used in these Interrogatories and Requests for Production of Documents, the following terms have the meaning as set forth below:

1. The term "One Communications, et al.," means One Communications Corp. RNK Communications, XO Communications Services, Inc., and PAETEC Communications, Inc., and any affiliate or subsidiary, unless the context indicates otherwise.

3. The term "you" means One Communications, et al., and any agent or representative of the One Communications et al.

4. The term , "Comcast" means Comcast Phone of Massachusetts Inc., unless the context indicates otherwise.

5. "List", "describe", "explain", "specify" or "state" means to set forth fully, in detail, and unambiguously each and every fact of which One Communications, et al., or its agents or representatives have knowledge which is relevant to the answer called for by the interrogatory.

6. The terms "document" or "documents" as used herein includes, without limitation, any writings and documentary material of any kind whatsoever, both originals and copies (regardless of origin and whether or not including additional writing thereon or attached thereto), and any and all drafts, preliminary versions, alterations, modifications, revisions, changes and written comments of and concerning such material, including but not limited to: correspondence, letters, memoranda, notes, reports, directions, studies, investigations,

questionnaires and surveys, inspections, permits, citizen complaints, papers, files, books, manuals, instructions, records, pamphlets, forms, contracts, contract amendments or supplements, contract offers, tenders, acceptances, counteroffers or negotiating agreements, notices, confirmations, telegrams, communications sent or received, print-outs, diary entries, calendars, tables, compilations, tabulations, charts, graphs, maps, recommendations, ledgers, accounts, worksheets, photographs, tape recordings, movie pictures, videotapes, transcripts, logs, workpapers, minutes, summaries, notations and records of any sort (printed, recorded or otherwise) of any oral communication whether sent or received or neither, and other written records or recordings, in whatever form, stored or contained in or on whatever medium including computerized or digital memory or magnetic media that:

- (a) are now or were formerly in your possession, custody or control; or
- (b) are known or believed to be responsive to these interrogatories, regardless of who has or formerly had custody, possession or control.

7. The term "date" means the exact day, month and year, if ascertainable, or if not, the best approximation thereof, including relationship to other events.

8. The term "person" or "persons" means and includes any individual, committee, task force, division, department, company, contractor, state, federal or local government agency, corporation, firm, association, partnership, joint venture or any other business or legal entity.

9. The terms "identify" and "identity" when used with reference to a natural person mean to state his or her full name, present or last known address, present or last known telephone number, present or last known place of employment, position or business affiliation, his or her position or business affiliation at the time in question, and a general description of the business in which he or she is engaged.

10. The terms "identify" and "identity" when used with respect to any other entity mean to state its full name, the address of its principal place of business and the name of its chief executive officers.

11. The terms "identify" and "identity" with respect to a document mean to state the name or title of the document, the type of document (e.g., letter, memorandum, telegram, computer input or output, chart, etc.), its date, the person(s) who authored it, the person(s) who signed it, the person(s) to whom it was addressed, the person(s) to whom it was sent, its general subject matter, its present location, and its present custodian. If any such document was but is no longer in the possession of One Communications, et al., or subject to its control, state what disposition was made of it and explain the circumstances surrounding, and the authorization, for such disposition, and state the date or approximate date thereof.

12. The terms "identify" and "identity" with respect to any non-written communication mean to state the identity of the natural person(s) making and receiving the communication, their respective principals or employers at the time of the communication, the date, manner and place of the communication, and the topic or subject matter of the communication.

13. The term "oral communication" means any utterance heard, whether in person, by telephone, or otherwise.

14. The term "identify the sources" means to identify and specify all documents and non-written communications upon which you rely in support of the allegation, contention, conclusion, position or answer in question, to state the references drawn from each such source upon which you rely in support of such allegation, contention, conclusion, position or answer and to identify all individuals whom you know to be knowledgeable with respect to the subject

matter of such allegation, contention, conclusion, position or answer. Where a source is a public record (e.g., a newspaper, trade journal, judicial or administrative opinion), a quotation and page reference of the material relied upon shall be supplied.

15. The term to "state the basis" for an allegation, contention, conclusion, position or answer means (a) to identify and specify the sources therefore, and (b) to identify and specify all facts on which you rely or intend to rely in support of the allegation, contention, conclusion, position or answer, and (c) to set forth and explain the nature and application to the relevant facts of all pertinent legal theories upon which you rely for your knowledge, information and/or belief that there are good grounds to support such allegation, contention, conclusion, position or answer.

16. The terms "and" and "or" have both conjunctive and disjunctive meanings as necessary to bring within the scope of the interrogatories and request any information or documents that might otherwise be construed to be outside their scope; "all" and "any" mean both "each" and "every".

17. The terms "relates to" or "relating to" mean referring to, concerning, responding to, containing, regarding, discussing, describing, reflecting, analyzing, constituting, disclosing, embodying, defining, stating, explaining, summarizing, or in any way pertaining to.

18. The term "including" means "including, but not limited to."

Document and Information Requests

Comcast 1-1 Provide copies of QSI cost study prepared for the case in Texas which is referenced on page 3 of Mr. Starkey's pre-filed testimony.

Comcast 1-2 According to Mr. Starkey, what is the product market within which the IXC purchases switched access?

Comcast 1-3 In regard to Mr. Starkey's testimony on page 19 that "IXCs do not signal their end user customers when calls are expensive to terminate and when they are less expensive to terminate":

- (a) Does Mr. Starkey believe that absent regulatory requirements the IXCs would deaverage rates based on the called party's local carrier?
- (b) Has Mr. Starkey analyzed the cost of implementing a billing system with this capability? If yes, please provide this analysis.
- (c) Has Mr. Starkey analyzed what modifications would be needed to allow an IXC to inform its customers of the costs of calling based on the identity of the called party's local carrier? If yes, please provide this analysis.

Comcast 1-4 In regard to Mr. Starkey's testimony on pages 20-21:

- (a) Has Mr. Starkey undertaken any analysis of the fluctuations in demand for call termination for his clients or other local exchange carriers? If yes, please provide this analysis.
- (b) Has Mr. Starkey conducted a cost study or any other analysis of the rates that would need to be charged if capacity was purchased on a block of minute basis, as he suggest on page 21 of his testimony? If yes, please provide this analysis.
- (c) Has Mr. Starkey discussed with his client whether they would be willing to "purchase blocks of switched access minutes" on Verizon or other terminating carriers for their own traffic?

Comcast 1-5 Please provide copies of QSI's access rate survey which is referenced on page 34 of Mr. Starkey's pre-filed testimony.

Comcast 1-6 Please detail whether the higher usage costs of CLECs referenced on page 51 of Mr. Starkey's testimony are reflected in retail rates of his clients.

Comcast 1-7 Please provide any analysis conducted by Mr. Starkey that shows the relationship between the retail rates of CLECs and their higher usage costs.

Comcast 1-8 Does Mr. Starkey believe that the long-run incremental cost of switching for terminating access traffic on a CLEC's network is higher than a comparable function on

Verizon's network? If yes, please provide an explanation of the sources of the cost difference and any analytical support for this opinion.

Comcast 1-9 In reference to pages 59-60 of Mr. Starkey's pre-filed testimony, does Mr. Starkey know whether the CLECs have reflected their lower utilization of facilities in their retail rates? If so, please provide the analysis underlying Mr. Starkey's opinion.

Comcast 1-10 Please state whether Mr. Starkey's clients are charging higher end user rates for comparable services in states where they are required to price the intrastate access rates at rates no higher than those of the ILEC, as compared with states that do not impose that requirement. If yes, please list those states by CLEC and provide the rate differentials by class of service.

Comcast 1-11 Provide a copy of the QSI study identified on page 62 of Mr. Starkey's pre-filed testimony.

Comcast 1-12 Is Mr. Starkey aware of any state that has set unbundled network local switching rates that vary by density zone? If yes, please list the names of the states.

Comcast 1-13 Has Mr. Starkey ever proposed UNE rates for local switching that would vary by density zones?

Comcast 1-14 Has Mr. Starkey performed any analysis, comparison or measurement of the utilization of CLEC and ILEC switches in terms of usage rather than lines? If yes, please provide the analysis.

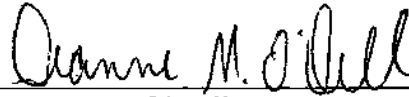
Comcast 1-15 For each of Mr. Starkey's clients for the period of calendar year 2007, please provide a detailed comparison of the percentage of revenue received by each CLEC from retail end users versus the percentage of revenue received by each CLEC from other carriers for intercarrier compensation.

Comcast 1-16 For each of Mr. Starkey's clients for period of calendar year 2007, please provide a detailed comparison of the percentage of revenues paid to other carriers in the form of interstate access charges versus the revenues received by the CLEC in the form of access charges paid by other carriers.

Comcast 1-17 For each of Mr. Starkey's clients for the period of calendar year 2007, please provide totals of outgoing and incoming minutes of use for local, intrastate toll, and interstate toll traffic.

Comcast 1-18 Please provide copies of all switching cost studies performed by Mr. Starkey.

Respectfully submitted

A handwritten signature in cursive script, reading "Deanne M. O'Dell", written over a horizontal line.

Deanne M. O'Dell, Esq.

WolfBlock LLP

213 Market Street, 9th Floor

P.O. Box 865

Harrisburg, PA 17108-0865

Dated: September 3, 2008

**COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF TELECOMMUNICATIONS AND CABLE**

D.T.C. 07-9

I hereby certify that I have this day served the foregoing document upon all parties of record in this proceeding in accordance with the requirements of 220 CMR 1.05(a) (Department's Rules of Practice and Procedure).

VIA EMAIL AND FEDERAL EXPRESS

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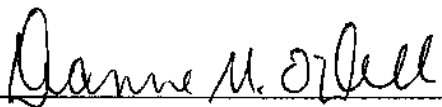
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Dated: September 3, 2008