

January 27, 2009

BY E-FILING and U.S. Mail

Ms. Debra A. Howland
Executive Director & Secretary
New Hampshire Public Utilities Commission
21 South Fruit Street, Suite 10
Concord, New Hampshire 03301

Re: Petition of Comcast Phone of New Hampshire, LLC d/b/a Comcast Digital Phone for Arbitration of Rates, Terms and Conditions of Interconnection with Kearsarge Telephone Company d/b/a TDS Telecom, Merrimack County Telephone Company d/b/a TDS Telecom and Wilton Telephone Company, Inc. d/b/a TDS Telecom Pursuant to the Communications Act of 1934, as Amended

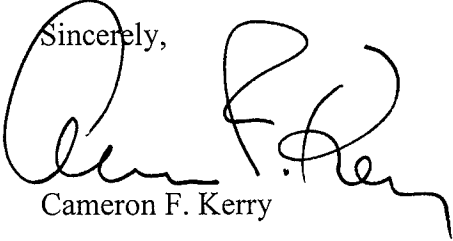
Dear Ms. Howland:

Enclosed for filing in the matter captioned above, please find the original and seven copies of:

1. Comcast Responses to First TDS Data Requests (redacted); and,
2. Certificate of Service.

Pursuant to Puc 203.08, Comcast will file a Motion for Confidential Treatment of its Response to TDS Data Request 1-11(viii).

Thank you for your assistance in this matter.

Sincerely,

Cameron F. Kerry

CFK/jdn
cc: All Parties of Record (by email)

**BEFORE THE
NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION**

Petition of Comcast Phone of New Hampshire, LLC)	
d/b/a Comcast Digital Phone for Arbitration of)	
Rates, Terms and Conditions of Interconnection with)	DOCKET NO. DT 08-162
Kearsarge Telephone Company d/b/a TDS Telecom,)	
Merrimack County Telephone Company d/b/a TDS)	COMCAST RESPONSES TO FIRST
Telecom and Wilton Telephone Company, Inc. d/b/a)	TDS DATA REQUESTS
TDS Telecom Pursuant to the Communications Act)	
of 1934, as Amended.)	
)	

Comcast Phone of New Hampshire, LLC (“Comcast”) provides the following objections and responses to the First Set of Data Requests from Merrimack County Telephone Company, Wilton Telephone Company, Inc., and Kearsarge Telephone Company (collectively “TDS”).

As the Commission may be aware, Comcast affiliates are involved in similar arbitration disputes with TDS affiliates in Washington state, Indiana, Florida, Georgia, and Michigan. In each of these states (except Michigan), TDS has propounded similar burdensome and over-reaching discovery requests that seek information far beyond the narrow issues presented by one carrier’s request for interconnection with another. Comcast has objected to many of these as outside the scope of this proceeding. In Washington, the case that is furthest along at this point, the Hearing Officer affirmed the vast majority of Comcast’s objections. The responses provided below are consistent with Comcast’s responses in Washington.

I.

GENERAL OBJECTION

Comcast objects to TDS’s definitions and instructions to the extent that they seek to impose obligations exceeding those imposed by the Commission’s Rules and the New Hampshire Civil Rules. Specifically, Comcast objects to the definition of “Comcast” to include

affiliates who are not telecommunications carriers and who do not provide telecommunications services in New Hampshire. Comcast hereby incorporates these general objections into each of the specific objections and responses provided below.

II.

SPECIFIC OBJECTIONS AND RESPONSES

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-1:

Please provide a corporate organizational chart that shows Comcast Corporation and its subsidiaries and affiliates, direct and indirect, with the identity of each entity's full and complete legal name.

Response:

Comcast Phone of New Hampshire, LLC ("Comcast") objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. The corporate organization of Comcast and its affiliates has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on companies that are not parties to this docket.

Prepared by: Counsel
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-2:

Please describe the corporate relationships (i.e., owner, affiliate, subsidiary, partner, manager, member, etc.), including all intermediate relationships, between Comcast Phone and the following entities: Comcast Corporation, Comcast IP Phone II, LLC (“Comcast IP”). For each entity also identify all d/b/a’s, assumed names, trade marks, service marks, and brands, and describe the existing and planned or contemplated roles of the entity in the providing of telephone, communications, telecommunications, voice or data services in New Hampshire. If the entity is not affiliated with Comcast Phone in any way, please state “none.” If the entity is not involved, directly or indirectly, in the provisioning, offering, or maintenance of retail or wholesale telephone, communications, telecommunications, voice or data service in the state of New Hampshire, simply indicate “N/A” for that entity.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. The corporate relationships between Comcast and its affiliates have no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on companies that are not parties to this docket.

Prepared by: Counsel
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-3:

Please identify which Comcast Company(ies) is (are) registered to offer telecommunications with the state of New Hampshire. Please identify which Comcast Company(ies) are involved (in any way) in providing IP voice services to voice customers in New Hampshire. Please identify which Comcast Company(ies) are involved in providing purported telecommunications services to end user customers. Please identify which Comcast Company(ies) provides retail data services to customers in New Hampshire. Please list by entity all services provided, directly or indirectly, in the end-to-end provisioning of voice services of any nature to end user customers in New Hampshire.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket to the extent that the request seeks information on companies other than Comcast. Such information has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to the request on the ground that its characterization of Comcast’s telecommunications service offerings as “purported telecommunications services” is argumentative. Subject to, and without waiver of, those objections, Comcast is one of two Comcast Corporation subsidiaries that is certificated by the Commission and provides telecommunications services subject to the Commission’s jurisdiction in New Hampshire. (The other is Comcast Business Communications, d/b/a Comcast Long Distance, which provides resold long-distance calling services.) Comcast offers a Single Line Business service, Schools and Libraries Network Service, exchange access service to interexchange carriers, and Local Interconnection Service to interconnected Voice over Internet Protocol (“VoIP”) providers, including Comcast IP Phone II, LLC (“Comcast IP”) which provides interconnected VoIP services (as defined in 47 C.F.R. § 9.3 of the FCC’s rules) to end user customers in New Hampshire, using its own facilities and “last mile” facilities provided by the Comcast local franchised cable television operating entities.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-4:

For each of the entities identified in TDS 1-3:

- i. Does the entity own any physical network or customer premise equipment (“CPE”) investments? If yes, please identify the investments.
- ii. Does the entity have any employees? If yes, how many employees?

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. The ownership of physical assets and number of employees of Comcast and its affiliates has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on companies that are not parties to this docket. Subject to, and without waiver of, that objection, Comcast constructs, leases, or otherwise obtains the physical network facilities necessary to provide the telecommunications services it offers, including but not necessarily limited to the facilities used to exchange telecommunications traffic with other telecommunications carriers.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-5:

For each entity identified in TDS 1-3, please state whether such entity plans to use any third party for:

- i. Interconnection to the public switched telecommunications network (“PSTN”)?
- ii. For the provision of long distance service?
- iii. Providing network facilities?
- iv. Provision of numbering resources?

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. Whether Comcast and its affiliates use or plan to use third parties to provide various services has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on companies that are not parties to this docket. Subject to, and without waiver of, that objection, see response to Request No. TDS 1-4.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-6:

For each of the Comcast Company(ies) which provide, or is involved with providing, IP voice services in New Hampshire, please respond to the following for each voice or data service that is offered to customers in New Hampshire:

- i. Identify the services offered by each Comcast Company.
- ii. Identify whether the services are used in the provision or support of local exchange service?
- iii. Identify whether the services are used in the provision or support of IP voice service?
- iv. Identify whether the services are used in the provision or support of wholesale services?
- v. Identify whether the services are used in the provision or support of any other voice or data service?

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. The provision of IP voice services has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on companies that are not parties to this docket. Subject to, and without waiver of, that objection, see response to Request No. TDS 1-3.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-7:

Are there any remaining local exchange service customers (Comcast Digital Phone Service) of Comcast Phone in the state of New Hampshire? If so, how many are there? How many of these retail customers are located in the exchange service territories of the RTCs?

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. Whether, where, and how many Comcast Digital Phone (“CDP”) service customers continue to exist has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request on the ground that the term “RTC” is undefined and, as such, vague and ambiguous. Subject to, and without waiver of, those objections Comcast states that it discontinued its CDP service offering on April 29, 2008 because it was a legacy circuit switched service offering that did not allow Comcast to take full advantage of its cable affiliate’s robust Internet Protocol-based network. Comcast discontinued the CDP offering only, and did not surrender its authority to provide other telecommunications services. Pursuant to the discontinuance, Comcast does not have any remaining CDP customers. Comcast’s authority to provide service currently extends to the Fairpoint service territories. Comcast has applied for authority from the Commission to provide service in the TDS service territories, as well. Comcast does not provide services in any territories in which it is not authorized to do so.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-8:

Is any Comcast Company currently providing retail local exchange service or its equivalent within the service territory of TDS? If so, please respond to the following:

- i. Please identify the Comcast Company or Companies currently providing the retail local exchange service.
- ii. Please describe the retail local exchange service(s) that is being provided within the service territory.
- iii. Is the retail local exchange service(s) provided via resale or facilities based?
- iv. Is the retail local exchange service(s) included in tariffs or rate schedules filed with the Commission?
- v. Is the retail local exchange service(s) provided in all of TDS' exchanges? If no, please list the exchanges where the retail local exchange(s) service is being provided.

Response:

Comcast Phone of New Hampshire, LLC ("Comcast") objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket to the extent that it seeks information about any company other than Comcast. Whether and how other companies are providing service has no bearing on whether Comcast is entitled to interconnection under federal law. Subject to, and without waiver of, that objection, Comcast and its affiliates operating in New Hampshire are not providing retail local exchange service within in any TDS local exchange service territory in New Hampshire.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-9:

Is any Comcast Company seeking, planning or contemplating to provide retail local exchange service or its equivalent within the service territory of TDS? If so, please respond to the following:

- i. Please identify the Comcast Company or Companies seeking, planning or contemplating to provide the retail local exchange service.
- ii. Please describe the retail local exchange service(s) that will be provided within the service territory.
- iii. For each such retail local exchange service(s), please state whether it will be provided via resale or facilities based?
- iv. Will the retail local exchange service(s) be included in tariffs or rate schedules filed with the Commission?
- v. Will the retail local exchange service(s) be provided in all of TDS' exchanges? If no, please list the exchanges where the retail local exchange(s) service will be provided.

Response:

Comcast Phone of New Hampshire, LLC ("Comcast") objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket to the extent that it seeks information about any company other than Comcast. Whether and how such other companies are planning to provide service has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request on the grounds that the technological methods and places in which it plans to provide services and the methods in which it plans to notify the public of the availability of those services is irrelevant to its interconnection rights and because the request improperly seeks the proprietary and highly confidential business plans of a competitor. Subject to, and without waiver of, those objections, Comcast will offer telecommunications services in TDS' service territory once Comcast and TDS have executed and implemented a Section 251 interconnection agreement.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-10:

Is any Comcast Company or Companies seeking, planning or contemplating to provide a telecommunications service in TDS' service area that is not a local exchange service? If so, please respond to the following:

- i. Identify and describe all telecommunications services that are not local exchange services that the Comcast Company or Companies is seeking, planning or contemplating to offer customers in the TDS service area?
- ii. Are there any other Comcast Companies that are seeking to provide or will provide a telecommunications service in TDS' service area?

Response:

Comcast Phone of New Hampshire, LLC ("Comcast") objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket to the extent that it seeks information about any company other than Comcast. Whether and how such other companies plan to provide service has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request on the grounds that it improperly seeks the proprietary and highly confidential business plans of a competitor.

Prepared by: Counsel
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-11:

Is any Comcast Company or Companies seeking, planning or contemplating to provide any wholesale interconnection services or wholesale telecommunications services (collectively, referred to as “Wholesale Services”) within the exchange service territory of any of the TDS Companies? If yes, please identify which Comcast Company or Companies is seeking to provide the Wholesale Services, describe the Wholesale Services to be provided, and, for each Wholesale Service to be provided, please respond to the following:

- i. Identify the TDS exchanges in which the Comcast Company or Companies seeks, plans or contemplates to provide the Wholesale Service.
- ii. Identify all potential Wholesale Service customers each Comcast Company or Companies is seeking, planning or contemplating to provide Wholesale Services projects for itself in New Hampshire over the next five years.
- iii. Identify all Wholesale Service customers each Comcast Company or Companies currently has in the state of New Hampshire.
- iv. Identify all Wholesale Service customers each Comcast Company or Companies currently has in TDS’ service area.
- v. Identify which of the Wholesale Service customers identified in response to sub-requests i-iv, above, for each Comcast Company is an interconnected VoIP provider as this term is defined by the FCC in 47 C.F.R § 54.5.
- vi. Identify each Comcast Company which provides access to telephone numbers for its Wholesale Service customers in the state of New Hampshire.
- vii. Identify each Comcast Company which provides telephone numbers to its Wholesale Service customer(s) for that customer’s VoIP service in the state of New Hampshire.
- viii. Identify how many telephone numbers each Comcast Company has provided to its Wholesale Service customers that are in use by end user customers in the state of New Hampshire.
- ix. Please identify all telecommunications services (as defined by 47 U.S.C. § 153 (46)) that each Comcast Company provides to its Wholesale Service customers, by company.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in

this docket to the extent that it seeks information about any company other than Comcast. Whether and how such other companies plan to provide service has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request on the grounds that it improperly seeks carrier proprietary network information and the proprietary and highly confidential business plans of a competitor. Subject to, and without waiver of, those objections, see responses below:

(iii) Comcast currently provides wholesale Local Interconnection Service (“LIS”) in New Hampshire only to Comcast IP Phone II, LLC. As a common carrier service offering, LIS is available to any qualifying customer that requests the service, and Comcast management, on behalf of similarly situated Comcast CLEC affiliates in other states, has had inquiries from other customers.

(iv) None.

(v) Comcast IP Phone II, LLC, is a provider of interconnected VoIP services.

(vi) Comcast.

(vii) Comcast.

(viii) Comcast has ****BEGIN REDACTION**** ****END REDACTION**** telephone numbers in service in New Hampshire.

The redacted information is confidential and proprietary commercial and strategic information that pertains to the provision of competitive services and includes confidential, research or commercial information, including customer, geographic, market and product-specific data. Comcast phone has a good faith basis for seeking confidential treatment of this information pursuant to Puc 203.08 and intends to submit a motion for confidential treatment regarding this information prior to commencement of the hearing in this proceeding.

(ix) Comcast currently provides wholesale (1) LIS to Comcast IP Phone II, LLC, and (2) exchange access service to multiple interexchange carriers seeking to terminate access traffic to end user customers of Comcast IP. LIS is the public switched telephone network (“PSTN”) interconnection functionality that permits interconnected VoIP service providers to offer services that, “[p]ermits users generally to receive calls that originate on the public switched telephone network [PSTN] and to terminate calls to the public switched telephone network.” 47 C.F.R. § 9.3. As the FCC has also recognized, such PSTN interconnection services can only be provided by local exchange carriers such as Comcast.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-12:

Please respond to the following questions on behalf of Comcast Phone and Comcast IP, as indicated. The following questions address which services Comcast Phone considers to be telecommunications services (as defined by 47 U.S.C. § 153 (46)), as well as the delivery of such services by each Comcast Company, where applicable:

- i. Does Comcast Phone consider the provision of numbering resources a telecommunications service?
- ii. If Comcast Phone has provided numbers to a Wholesale Service customer, are the telephone numbers associated with the furnishing of local exchange telecommunications service?
- iii. Does Comcast Phone consider the porting of telephone numbers a telecommunications service?
- iv. Does Comcast Phone consider the provision of 911 and telephone relay service (TRS) to its Wholesale Service customers a telecommunications service?
- v. Does Comcast Phone consider operator services and directory assistance telecommunications services?
- vi. In which service territories in New Hampshire are TRS, toll, and directory listings available from Comcast Phone? Please describe how Comcast Phone delivers these services.
- vii. In which service territories in New Hampshire are TRS, toll, and directory listings available from Comcast IP? Please describe how Comcast IP delivers these services.
- viii. Does Comcast Phone provide 911 services to Comcast IP or any other Comcast Company?
- ix. Does Comcast IP follow the FCC's VoIP 911 provisioning rules?
- x. Does the Comcast IP end user have the option of inputting its location in the 911 database directly?
- xi. Does the Comcast Company consider the calls originated by its Wholesale Service customers that provide interconnected VoIP services to be telecommunications service?

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. The opinion on, and provisioning of, the services Comcast and its affiliate may offer or provide has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on companies that are not parties to this docket. Comcast further objects to this request on the grounds that it improperly seeks Comcast’s opinion on a matter of law, rather than data. Subject to, and without waiver of, those objections, Comcast takes the position that the wholesale local interconnection service that it provides in New Hampshire, which includes connection to the public switched telephone network, provision of numbering resources, local number portability, directory listings, and E911 service, is a telecommunications service as that term is defined in federal and New Hampshire law.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-13:

Please describe the network configuration of each Comcast Company that provides Wholesale Service to Wholesale Service customers. The description should describe the network configuration of the company while providing the Wholesale Services to its Wholesale Service customers.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. The “network configuration” of Comcast and its affiliates has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on companies that are not parties to this docket. Comcast also objects to this request on the grounds that it is vague and ambiguous in its use of the undefined and unexplained term “network configuration.” In addition, Comcast objects to this request on the grounds that it improperly seeks carrier proprietary network information and the proprietary and highly confidential business plans of a competitor. Subject to, and without waiver of, those objections, see response to Request No. TDS 1-4.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-14:

Identify each Comcast Company's projected number of end users in TDS' service area that will interconnect through a Comcast Company's service in the next 5 years?

- i. How many of these projected customers are business customers?
- ii. How many of these projected customers residential customers?

Response:

Comcast Phone of New Hampshire, LLC ("Comcast") objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. End user projections for Comcast and its affiliates have no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on companies that are not parties to this docket. Comcast also objects to this request on the grounds that it improperly seeks the proprietary and highly confidential business plans of a competitor.

Prepared by: Counsel
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-15:

Does any Comcast Phone pay a regulatory fee or annual assessment to the New Hampshire Public utilities [*sic*] Commission (the “Commission”)? What is the basis for the payment? Does Comcast IP pay a regulatory fee to the Commission? What is the basis for its payment? Please provide the amount of the regulatory fee paid by each Comcast Company (on a per entity basis) for the years 2005, 2006, 2007, and 2008, and specifically whether any portion of the payment is based on interconnected VoIP revenue.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. The amount Comcast and its affiliates have paid in regulatory fees has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on companies that are parties to this docket. Subject to, and without waiver of, those objections, Comcast pays to the Commission the regulatory fee required of all certificated telecommunications carriers in an amount that is calculated consistent with Commission requirements.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-16:

Does any Comcast Company contribute to the federal Universal Service Fund? If so, please identify each of the Comcast Companies, and provide the amount of contributions by company for the years 2005, 2006, 2007, and 2008. For each Comcast Company, please indicate whether the company bases its estimate of VoIP-based service revenues on the FCC proxy percentage of traffic in the interstate jurisdiction, or provides a traffic study to justify the interstate traffic amounts.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. Whether, and if so how much, Comcast or any affiliate contributes to the federal Universal Service Fund has no bearing on whether Comcast is a telecommunications carrier entitled to interconnection under federal law. Subject to, and without waiver of, that objection, Comcast is in compliance with all regulatory requirements including, without limitation, its universal service fund obligations, its contributions to which are paid in accordance with law.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-17:

In any areas nationwide, where any Comcast Company provides Wholesale Service, has any Comcast Company received a bill for intrastate and/or interstate switched access charges for traffic terminated to an incumbent local exchange carrier (“ILEC”)? If so, please identify the Comcast Company or Companies, the ILECs involved and the retail service furnished through the use of such access service.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. Whether Comcast or any affiliate has received a bill for switched access services has no bearing on whether Comcast is a telecommunications carrier entitled to interconnection under federal law.

Prepared by: Counsel
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-18:

For the Comcast Company or Companies identified in TDS 1-17, has the Comcast Company or Companies paid any access bill rendered concerning access service furnished or claimed to be furnished in the State of New Hampshire? If not, has the Comcast Company or Companies ever disputed payment of an ILEC access bill on the grounds that the service in question utilizes VoIP or for any other reason? If yes, please provide a description of the dispute and resolution for each Comcast Company. For purposes of this question, "Comcast Company" includes any affiliate of Comcast or a business partner of an affiliate of Comcast that was, is or may be involved directly or indirectly in the provision of voice or data services to customers outside the state of New Hampshire.

Response:

Comcast Phone of New Hampshire, LLC ("Comcast") objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. Whether Comcast or any affiliate has paid or disputed a bill for switched access services has no bearing on whether Comcast is a telecommunications carrier entitled to interconnection under federal law. Subject to, and without waiver of, these objections, Comcast has never disputed payment of an ILEC access bill on the grounds that the service in question utilizes VoIP.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-19:

Please respond to the following on behalf of each Comcast Company:

- i. What if any voice, telephone, communications, telecommunications or data retail services are any of the Comcast Companies providing to end user customers in the state of New Hampshire? Please specify which Comcast Company is offering which retail service(s).
- ii. What if any voice, telephone, communications, telecommunications or data retail services are any of the Comcast Companies providing to end user customers nationwide?
- iii. Have any of the Comcast Companies, at any time, obtained a certificate of public convenience and necessity or other authorization to provide local exchange telecommunications service? If yes, please list each state where certification has been granted.
- iv. Are any of the Comcast Companies currently providing a retail service called "Digital Phone" service? In the past five years, have any of the Comcast Companies provided a retail service called "Digital Phone" service? Identify each such Comcast Company separately.
- v. If any of the Comcast Companies have offered or are offering a retail service called "Digital Phone," has this service ever been offered pursuant to a certificate of public convenience and necessity or other authorization in any state? If so, please list the states. If not, under what type of authority was this service offered to end users?
- vi. If the "Digital Phone Service" was offered pursuant to a certificate of public convenience and necessity or other state authorization by any of the Comcast Companies, have any of these companies ever filed a letter with a state commission indicating that it would no longer provide the "Digital Phone" service pursuant to its state certification of public necessity and convenience or other authorization? If so, in which states has this occurred? Please provide copies of the filed letters and correspondence.
- vii. If any of the Comcast Companies have ever filed a letter with a state commission indicating that it would no longer provide the "Digital Phone" service pursuant to its state certification or authorization, what was the reason for withdrawing the provision of "Digital Phone" service from state certification or authorization?
- viii. Do any of the Comcast Companies believe that "Digital Phone" service is a telecommunications service? If yes, please explain the basis for this belief.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. Comcast further objects to this request on the grounds that it seeks information on unrelated activities by Comcast affiliates in states other than New Hampshire. Subject to, and without waiver of, those objections, see the following responses with respect to Comcast:

(i) Comcast offers its retail Single Line Business Service and Schools and Libraries Network Service offerings.

(iii) Comcast has a certificate of public convenience and necessity (“CPCN”) to provide intrastate telecommunications services in New Hampshire.

(iv) Comcast has offered “Digital Phone” service in New Hampshire within the last five years but currently does not offer that service.

(v) Comcast offered “Digital Phone” pursuant to its CPCN in New Hampshire.

(vi) Comcast notified the Commission that it would be discontinuing its Digital Phone product in New Hampshire. Comcast did not seek withdrawal of its state certification. Comcast incorporates by reference its response to Data Request No. TDS 1-7.

(vii) See filing referenced in response to subpart (vi) above.

(viii) Comcast no longer offers or provides “Digital Phone” service in New Hampshire, and thus “Digital Phone” is not a service of any kind in this state.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-20:

Please state how each Comcast Company provides or plans to provide IP-based service to its residential and business customers in the State of New Hampshire. Specifically which Comcast Company provides dial tone, features, high speed data, IntraLATA long distance and interLATA long distance services? If any element is provided by a third party, please identify the third party and describe how/where the Comcast Company interconnects with the third party provider.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. How Comcast or any affiliate provides or plans to provide IP-based service has no bearing on whether Comcast is a telecommunications carrier entitled to interconnection under federal law. Subject to, and without waiver of, these objections, interconnected voice over Internet protocol (“VoIP”) service does not involve the provisioning of “dial tone,” which is a legacy of circuit-switched telecommunications services, although interconnected VoIP subscribers are provided with the simulated sound of a dial tone when they pick up their handsets to place a call. Comcast IP Phone II, LLC, provides interconnected VoIP service, as defined in 47 C.F.R. § 9.3, marketed to the public under the brand name “Comcast Digital Voice” (“CDV”). Thus, CDV has the following characteristics:

- (1) It enables real-time, two-way voice communications;
- (2) The service requires a broadband connection from the user's location, which in CDV's case involves the use of the “last mile” facilities of its local franchised cable television affiliate;
- (3) The service requires Internet protocol-compatible customer premises equipment (“CPE”); and
- (4) it permits users to receive calls that originate on the public switched telephone network (“PSTN”) and to terminate calls to the PSTN. These PSTN calls are routed through Comcast's facilities and interconnections with other carriers (both local and toll).

A number of third-parties provide inputs of one kind or another to the CDV service, including: (1) the cable television affiliate's “last mile” network facilities; (2) SS7 signaling (provided by a third-party unaffiliated signaling service provider); (3) operator services (provided by a non-affiliated third-party); (4) directory assistance (provided by a non-affiliated third-party); (5) directory listings (provided by both Comcast, and the ILEC in each service territory); (6) voice

mail services (provided by a non-affiliated third-party); and (7) various interactive web portal services associated with the service (provided by various non-affiliated third-parties).

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-21:

Does Comcast Phone consider itself to be a telecommunications carrier as defined in 47 U.S.C. §153? Please explain the basis for your response.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it seeks legal opinion rather than factual information. Subject to, and without waiver of, that objection, yes, Comcast considers itself to be a telecommunications carrier as defined in 47 U.S.C. § 153 because Comcast has been authorized by the Commission to provide, and does provide telecommunications services in the state of New Hampshire.

Prepared by: Counsel (objection); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-22:

Does Comcast IP consider itself to be a telecommunications carrier as defined in 47 U.S.C. §153? Please explain the basis for your response.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it seeks legal opinion rather than factual information. Comcast further objects to this request on the grounds that it seeks a legal opinion on a company that is not a party to this docket. Subject to, and without waiver of, those objections, no, Comcast IP Phone II, LLC, does not consider itself to be a telecommunications carrier as defined in 47 U.S.C. § 153 because the company does not provide telecommunications services.

Prepared by: Counsel
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-23:

Does Comcast Phone consider itself to be a telephone utility as defined in NH RSA 362:2? If yes, list the specific services Comcast believes the Commission has the authority to regulate.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it seeks legal opinion rather than factual information. Subject to, and without waiver of, that objection, yes, Comcast considers itself to be a telephone utility as defined in NH RSA 362:2. The intrastate telecommunications services that Comcast provides subject to Commission authority to regulate include Comcast’s exchange access service, Business Local Service, Local Interconnection Service, and Schools and Library Network Service.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-24:

Does Comcast IP consider itself to be a telephone utility as defined in NH RSA 362:2? If yes, list the specific services Comcast IP believes the Commission has the authority to regulate.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it seeks legal opinion rather than factual information. Comcast further objects to this request on the grounds that it seeks a legal opinion on a company that is not a party to this docket. Subject to, and without waiver of, those objections, Comcast IP Phone II, LLC, does not consider itself to be a telephone utility as defined in NH RSA 362:2.

Prepared by: Counsel
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-25:

Does the Comcast IP believe it should be regulated differently than traditional telecommunications companies or competitive local exchange companies? If yes, please explain why.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. The belief of a Comcast affiliate on how it should be regulated has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request on the grounds that it seeks legal opinion with respect to the status of a company that is not a party to this docket.

Prepared by: Counsel
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-26:

Which of the following services should not be considered to meet the definition of "telecommunications service" in 47 U.S.C. § 153(46)? Please identify and provide a corresponding response for each Comcast Company providing, directly or indirectly, wholesale or retail IP-based services in the state of New Hampshire.

- i. Providing voice service to end users via a TDM based switch over traditional copper pair of wires to an analog phone.
- ii. Reselling ILEC telephone services and using a Comcast Company owned (a) TDM based switch or (b) IP-based soft switch to provide voice service to end users with analog phones.
- iii. Providing voice service to end users via a (a) TDM based switch or (b) IP-based soft switch over traditional copper pair of wires or fiber.
- iv. Providing voice service to end users over Comcast Company owned facilities, using either a Comcast Company owned or third-party owned (a) TDM based switch or (b) IP-based soft switch.
- v. Providing voice service to end users where the traffic originates on an IP basis through a soft switch and there is protocol conversion to TDM for transmission on the PSTN.
- vi. Providing voice service to end users where the traffic originates as TDM based switched traffic and is converted for delivery from the PSTN to an IP-based soft switch for termination of traffic.
- vii. Providing voice services to end users where the traffic originates in an IP format through a soft switch and is converted for transport on the PSTN and then is converted back to an IP basis for termination on an IP network through use of a soft switch.
- viii. For provision of voice service to end users where the traffic originates through a TDM based switch on the PSTN and is converted to IP for a portion of the transport and then is converted back to TDM traffic for delivery on the PSTN.

Response:

Comcast Phone of New Hampshire, LLC ("Comcast") objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. The opinion of Comcast or any affiliate on whether the "services" listed in the request "should" be considered telecommunications services has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request on the

grounds that it seeks legal opinion rather than factual information. Comcast also objects to this request on the grounds that it seeks the legal opinion of companies that are not a party to this docket.

Prepared by: Counsel
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-27:

Does Comcast believe that all “telecommunications service,” as defined in 47 U.S.C. § 153(46), should be regulated equally, regardless of its technology - (i.e. cable, fiber, copper wire, TDM, packet or VoIP)? If not, why not?

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. The opinion of Comcast on whether all telecommunications service “should” be regulated equally has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request on the grounds that it seeks legal opinion rather than factual information.

Prepared by: Counsel
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-28:

Which of the following services should not be considered to meet the definition of "telecommunications services" in 47 U.S.C. § 153(46)? Please identify and provide a corresponding response for each Comcast Company that provides any service to residents of the State of New Hampshire.

- i. Providing dial tone to end users via a TDM switch over traditional copper pair of wires.
- ii. Reselling ILEC telephone wires and using its own TDM switch or VoIP switch to provide dial tone to end users.
- iii. Providing dial tone to end users via a TDM switch or VoIP switch over traditional copper pair of wires or fiber.
- iv. Providing dial tone to end users over Comcast Cable owned wires, using an owned or through third-party TDM switch or VoIP switch.

Response:

Comcast Phone of New Hampshire, LLC ("Comcast") objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. The opinion of Comcast or any affiliate on whether the "services" listed in the request "should" be considered to meet the definition of "telecommunications" has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request on the grounds that it seeks legal opinion rather than factual information. Comcast also objects to this request on the grounds that it seeks a legal opinion with respect to the status of a company that is not a party to this docket.

Prepared by: Counsel
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-29:

Do the Comcast Companies believe that all “telephone utilities” as defined in New Hampshire RSA 362:2 should be regulated equally, regardless of the technology used (i.e., cable, fiber, copper wire, TDM, or VOIP)? If not, why not?

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. The belief of Comcast or any affiliate on whether all “telephone utilities” should be regulated equally has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request on the grounds that it seeks legal opinion rather than factual information. Comcast also objects to this request on the grounds that it seeks the legal opinion of companies that are not a party to this docket.

Prepared by: Counsel
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-30:

Attached is a diagram (Diagram 1) depicting, TDS's understanding of the Comcast network. Please refer to this diagram and answer the following:

- i. Telephone Symbol
 - a. Are the telephones analog telephones?
 - b. Can a SIP phone be used?
 - c. Are there any restrictions on the types of telephones that can be used with the Comcast "CDV" service?
 - d. Who owns the telephone?
 - e. Please define "CDV."
- ii. EMTA
 - a. Please define "EMTA."
 - b. What functions does the EMTA provide?
 - c. Where is the EMTA located?
 - d. Does Comcast consider the EMTA customer premise equipment or CPE?
 - e. Can a customer choose its own EMTA?
 - f. Who owns the EMTA?
 - A. If Comcast owns the EMTA, which Comcast Company owns the asset?
 - B. Is Comcast owns the EMTA, which Comcast Company controls the EMTA?
 - g. Who installs the EMTA? If Comcast, which Comcast Company?
 - h. Who maintains the EMTA? If Comcast, which Comcast Company?
- iii HFC Network
 - a. Please define the term "HFC Network."
 - b. What functions dos the HFC facilities provide?
 - c. Which Comcast Company owns the HFC facilities (coax, nodes, fiber)? If more than one Comcast Company owns the physical facilities please list all entities that have ownership and identify which Comcast Company owns which asset.

- d. Which Comcast Company controls the HFC facilities (coax, nodes, fiber)? If more than one Comcast Company owns the physical facilities please list all entities that have ownership and identify which Comcast Company owns which asset.
 - e. Who installs the HFC facilities? If Comcast, which Comcast Company?
 - f. Who maintains the HFC facilities? If Comcast, which Comcast Company?
 - g. When a new CDV customer is added to the network, what Comcast Company makes the provisions to the HFC facilities to enable service provisioning to the end user customer?
- iv. CMTS
- a. Please define "CMTS."
 - b. What functions dose the CMTS provide?
 - c. Which Comcast Company owns the CMTS? If more than one Comcast Company owns the physical facilities please list all entities that have ownership and identify which Comcast Company owns which asset.
 - d. Which Comcast Company controls the CMTS? If more than one Comcast Company owns the physical facilities please list all entities that have ownership and identify which Comcast Company owns which asset.
 - e. How many CMTS devises serve the state of New Hampshire?
 - f. What city and state are the CMTS(s) that serve New Hampshire located?
- v. Router 1
- a. What functions does the Router 1 provide?
 - b. Which Comcast Company owns the Router 1? If more than one Comcast Company owns the physical facilities please list all entities that have ownership and identify which Comcast Company owns which asset.
 - c. Which Comcast Company controls the Router 1? If more than one Comcast Company owns the physical facilities please list all entities that have ownership and identify which Comcast Company owns which asset.
 - d. How many Router 1's serve the state of New Hampshire?
 - e. Where are the Router 1's located that serve the state of New Hampshire?
- vi. IP Data Transport
- a. What functions does the IP Data transport provide?
 - b. What physical plant routes the IP Data from Router 1 to Router 2?
 - c. Does this data transport use the same physical cables as the HFC network?
 - d. Does the data transport use separate dedicated transport facilities?
 - e. Does the data transport use leased facilities to connect the two routers?

- f. Which Comcast Company owns the transport if the answer to b or c is yes? If more than one Comcast Company owns the physical facilities please list all entities that have ownership and identify which Comcast Company owns which asset.
 - g. Which Comcast Company controls the IP data transport? If more than one Comcast Company owns the physical facilities please list all entities that have ownership and identify which Comcast Company owns which asset.
 - h. If a combination of transport types in b, c, and d, above, are used in the state of New Hampshire, please identify the approximate split between the transport types used. A percentage or mileage can be used to answer this question.
 - vii. Router 2
 - a. Does Router 2 provide the same functions as Router 1?
 - b. Are the answers to v a-e, above, the same for Router 2? If no, please respond to sub-requests v. a-e, above, with respect to Router 2.
 - viii. Media Gateway
 - a. What functions does the media gateway provide? Is the media gateway part of the soft switch? Are the vendors of the media gateway and the soft switch the same?
 - b. Which Comcast Company owns the Media Gateway? If more than one Comcast Company owns the physical facilities please list all entities that have ownership and identify which Comcast Company owns which asset.
 - c. Which Comcast Company controls the Media Gateway? If more than one Comcast Company owns the physical facilities please list all entities that have ownership and identify which Comcast Company owns which asset.
 - d. How many Media Gateway's serve the state of New Hampshire?
 - e. Where are the Media Gateway's located that serve the state of New Hampshire?
 - ix. Soft switch
 - a. What functions does the Soft switch provide?
 - b. Which Comcast Company owns the Soft switch? If more than one Comcast Company owns the physical Soft switch please list all entities that have ownership and identify which Comcast Company owns which asset.
 - c. Which Comcast Company controls the Soft switch? If more than one Comcast Company owns the physical Soft switch please list all entities that have ownership and identify which Comcast Company owns which asset.
 - d. How many Soft switch's serve the state of New Hampshire?
 - e. Where are the Soft switch's located that serve the state of New Hampshire?
 - x. Connection to the PSTN

- a. In New Hampshire, does any Comcast Company own the physical facilities used to interconnect with the PSTN?
 - A. If yes, which Comcast Company owns the physical facility? If more than one Comcast Company owns the physical Soft switch please list all entities that have ownership and identify which Comcast Company owns which asset. Does the same entity control the facilities from a provisioning and engineering perspective? If not, please identify the Comcast Company that control the facilities from a provisioning and engineering perspective.
 - B. If no, are the facilities leased?
 1. If yes, which Comcast Company leases the facilities?

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. Enhancing and/or correcting “TDS’s understanding of the Comcast network” has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on the facilities of companies that are not parties to this docket. Subject to, and without waiver of, these objections, Comcast is responsible for interconnection with the public switched telephone network (“PSTN”) as part of its Local Interconnection Service (“LIS”), pursuant to which Comcast provides local exchange services to its interconnected VoIP service provider customers. Comcast incorporates by reference its responses to Request Nos. 1-20 and 1-31. Comcast is responsible for the provisioning and engineering of facilities from the Media Gateway to the switch of the interconnecting carrier. As the publicly available LIS Service Guide states, the Soft Switch and Media Gateway functionality are provided by the interconnected VoIP service provider. With respect to the provision of interconnected voice over Internet protocol services, those facilities are “owned” by Comcast IP Phone II, LLC. Comcast is responsible for providing PSTN interconnection (see Response to Request No. 1-20). “Ownership” of interconnection facilities varies from arrangement to arrangement. In some cases, Comcast leases interconnection facilities between Comcast and incumbent local exchange carriers in New Hampshire and in other arrangements it owns the interconnection facilities between Comcast and other telecommunications service providers.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-31:

Where in the network does Comcast Phone claim that protocol conversion takes place? (In each case, if there is a conversion, please describe it.)

- a. Is there protocol conversion between the telephone and the EMTA?
- b. Is there protocol conversion between the EMTA and the CMTS?
- c. Is there protocol conversion between the CMTS and the Router 1?
- d. Is there protocol conversion between Router1 and Router 2?
- e. Is there protocol conversion between Router 2 and the media gateway?
- f. Is there protocol conversion between Media gateway and Soft switch?
- g. Is there protocol conversion between Media Gateway and the PSTN?

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. The location where the protocol conversion takes place has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on the facilities of a company that is not a party to this docket. Subject to, and without waiver of, those objections, as the regulatory definition of interconnected voice over Internet protocol (“VoIP”) service (47 C.F.R. § 9.3) explains, interconnected VoIP service “[e]nables real-time, two-way voice communications ... [by] [p]ermit[ing] users” that are connected to Internet protocol-based broadband networks, such as the one that Comcast’s franchised cable affiliate operates, to “receive calls that originate on the public switched telephone network and to terminate calls to the public switched telephone network.” Such a service qualifies as an “information service” (f/k/a an “advanced service”) under long-standing Federal Communications Commission precedent for at least three reasons: (1) because of the protocol conversion that takes place during the routing of the call from the broadband network to the PSTN; (2) the use of domain name system (“DNS”) look up functionality to route Comcast Digital Voice (“CDV”) traffic on the cable affiliate’s IP-based broadband network and the manner in which the service accesses other information stored in electronic databases and uses and incorporates that information into the service; and (3) the integrated nature of the service offering with computer processing functionality, such as, but not limited to, web-based account management and utility functions, voice-mail, and follow-me services. The relevant protocol conversion for purposes of interconnected VoIP service’s

information service classification “takes place” at the Media Gateway, which converts traffic from IP to time division multiplexing (“TDM”) (for out-going calls) and from TDM to IP (for incoming calls).

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-32:

What is the technical interface for Comcast Phone and Comcast IP? (If a Comcast Company other than Comcast Phone or Comcast IP is involved in providing the Comcast Digital Voice service depicted on Diagram 1 in the state of New Hampshire, this question applies to that Comcast Company as well.)

- i. Is it a T1 with standard TDM signaling?
- ii. Is it an Ethernet transport facility?
- iii. Is there proprietary signaling between the two entities?
- iv. Is there a physical interface at all or do the two entities share the same Media Gateway?

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. The technical interface between Comcast and Comcast IP Phone II, LLC, has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on the facilities of a company that is not a party to this docket. Subject to, and without waiver of, those objections, the technical interface is capable of exchanging telecommunications traffic in time division multiplexing (“TDM”) format and its size depends upon the required capacity. It may be a T1, T3 or OC-level facility.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-33:

What services are provided between the Comcast Companies?

- a. Does Comcast Phone provide any service to Comcast IP?
 - i. If yes, please list services provided.
 - ii. Which services provided under contract?
 - iii. Which services provided under tariff?
 - iv. Is the provision of service between the entities documented? If yes, please provide a copy of the documentation.
- b. Does Comcast IP provide any services to Comcast Phone?
 - i. If yes, please list services provided.
 - ii. Which services provided under contract?
 - iii. Which services provided under tariff?
 - iv. Is the provision of service between the entities documented? If yes, please provide a copy of the documentation.
- c. Does any Comcast Company provide services to Comcast Phone?
 - i. If yes, please list services provided.
 - ii. Which services provided under contract?
 - iii. Which services provided under tariff?
 - iv. Is the provision of service between the entities documented? If yes, please provide a copy of the documentation.
- d. Does any Comcast Company provide services to Comcast IP?
 - i. If yes, please list services provided.
 - ii. Which services provided under contract?
 - iii. Which services provided under tariff?
 - iv. Is the provision of service between the entities documented? If yes, please provide a copy of the documentation.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in

this docket. Whether and how Comcast and its affiliates provide services to each other has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on companies that are not parties to this docket. Subject to, and without waiver of, those objections, Comcast provides the following response:

a. Comcast provides Local Interconnection Service (“LIS”) to Comcast IP Phone II, LLC, (“Comcast IP”). The agreement between the companies is confidential and will be provided pursuant to Commission requirements for the protection of confidential information.

b. Comcast uses facilities provided by Comcast IP in the provision of LIS to Comcast IP, but because all payments are made by Comcast IP, Comcast IP cannot be said to be “providing” services to Comcast.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-34:

For this Data Request, and for Data Requests TDS 1-35 through TDS 1-43, the assumption is that Comcast IP provides the retail IP-based voice-related service to end users in the state of New Hampshire that are proposed for the TDS service area. If that assumption is incorrect, please identify the Comcast Company which is the retail provider of IP voice-related services and answer the questions accordingly. Please identify in detail how traffic from the Comcast IP end user customers in a TDS Company exchange would be delivered to the TDS Company for termination to a TDS end user customer located in same exchange.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. How traffic is routed between an interconnected Voice over Internet Protocol (“VoIP”) subscriber and a TDS end user customer has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on the facilities and services of a company that is not a party to this docket. Subject to, and without waiver of, those objections and assuming Comcast is indirectly interconnected with TDS as initially contemplated under the Section 251 interconnection agreement the parties have negotiated, a call from an interconnected VoIP subscriber served by a company to which Comcast provides Local Interconnection Service to a TDS end user customer who is located within the same local calling area will be routed to a Media Gateway where it will be converted from IP format to Time Division Multiplexing (“TDM”) format and sent over the interconnection facilities that Comcast has established with Fairpoint to the tandem that both Comcast and TDS subtend where the call will be switched and sent over the interconnection facilities between the Fairpoint tandem and the TDS switch, and TDS will terminate the call to the end user customer.

In addition, it is presumed that the companies will determine the appropriate interconnection point and routing as part of intercompany implementation planning meetings. Further, by way of clarification, Comcast does not provide interconnected VoIP services to end users. As noted in Comcast’s responses to other TDS requests, those services are provided by its affiliate, Comcast IP Phone II, LLC (“Comcast IP”). Comcast further notes that this response, as well as the responses to the TDS requests seeking comparable information, is addressed solely to voice communications between Comcast IP customers and end-users on the public switched telephone network (“PSTN”), and does not address call routing functions such as signaling, or the array of integrated services associated with Comcast IP’s CDV offering, including those made available through the CDV web portal (such as call forwarding, voice and electronic mail and account

management functions) or other functions such as Operator Services, Directory Assistance, or emergency (“E911”) calling.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-35:

Please identify in detail how traffic from a Comcast IP end user customer in a TDS Company exchange (the originating exchange) would be delivered to a TDS Company customer located in an exchange within the extended area service (“EAS”) area of the original exchange.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. How traffic is routed between an interconnected Voice over Internet Protocol (“VoIP”) subscriber and a TDS end user customer has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on the facilities and services of a company that is not a party to this docket. Subject to, and without waiver of, those objections, Comcast incorporates by reference the response to Request No. TDS 1-34. Comcast expects that the EAS traffic contemplated in this request will be routed identically to the traffic in the previous request, but cannot be certain until the parties’ network engineers work together to provision the service. Assuming Comcast is indirectly interconnected with TDS as initially contemplated under the Section 251 interconnection agreement the parties have negotiated, a call from an interconnected VoIP service subscriber served by a company to which Comcast provides Local Interconnection Service to a TDS end user customer who is located within the same EAS calling area will be routed to a Media Gateway where it will be converted from IP format to Time Division Multiplexing (“TDM”) format and sent over the interconnection facilities that Comcast has established with Fairpoint to the appropriate tandem (as determined by the parties and FairPoint) that both Comcast and TDS subtend. From there the call will be switched and sent over the interconnection facilities between the Fairpoint tandem and the TDS switch, and TDS will terminate the call to the end user customer.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-36:

Please identify in detail how traffic from a Comcast IP end user customer in Manchester, New Hampshire, would be delivered to TDS for termination to a TDS end user customer in Contoocook.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. How traffic is routed between an interconnected Voice over Internet Protocol (“VoIP”) subscriber and a TDS end user customer has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on the facilities and services of a company that is not a party to this docket. Subject to, and without waiver of, those objections, interexchange traffic may be delivered to TDS by Comcast or by a third party interexchange carrier. To the extent that Comcast delivers such traffic, Comcast incorporates by reference its responses to Request Nos. TDS 1-34 and TDS 1-35. In such circumstances and assuming Comcast is indirectly interconnected with TDS as initially contemplated under the Section 251 interconnection agreement the parties have negotiated, a call from an interconnected VoIP service subscriber served by a company to which Comcast provides Local Interconnection Service to a TDS end user customer who is located in the same LATA will be routed to a Media Gateway where it will be converted from IP format to Time Division Multiplexing (“TDM”) format and sent over the interconnection facilities that Comcast has established with FairPoint to the appropriate tandem as determined by the parties and FairPoint that both Comcast and TDS subtend where the call will be switched and sent over the interconnection facilities between the FairPoint tandem and the TDS switch, and TDS will terminate the call to the end user customer.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-37:

Please identify in detail how traffic originating from a Comcast IP end user customer in Boston or Philadelphia would be delivered to TDS for termination to a TDS end user customer in the Salisbury, New Hampshire exchange.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. How traffic is routed between an interconnected Voice over Internet Protocol (“VoIP”) subscriber and a TDS end user customer has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on the facilities and services of a company that is not a party to this docket. Subject to, and without waiver of, those objections, interexchange traffic may be delivered to TDS by Comcast or by a third party interexchange carrier. To the extent that Comcast delivers such traffic, Comcast incorporates by reference its responses to Request Nos. TDS 1-34 and TDS 1-35. In such circumstances and assuming Comcast is indirectly interconnected with TDS as initially contemplated under the Section 251 interconnection agreement the parties have negotiated, a call from an interconnected VoIP service subscriber served by a company to which Comcast provides Local Interconnection Service to a TDS end user customer who is located in a different LATA will be routed to a Media Gateway where it will be converted from IP format to Time Division Multiplexing (“TDM”) format and sent over the interconnection facilities that Comcast has established with FairPoint to the appropriate tandem as determined by the parties and FairPoint that both Comcast and TDS subtend where the call will be switched and sent over the interconnection facilities between the FairPoint tandem and the TDS switch, and TDS will terminate the call to the end user customer.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-38:

Please identify which Comcast Company is responsible for payment of terminating access charges to Wilton Telephone Company, Inc. (“WTC”) for access traffic that is delivered to WTC for termination to WTC end users in the Wilton, New Hampshire exchange.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. The identity of the company responsible for the payment of terminating access charges has no bearing on whether Comcast is entitled to interconnection under federal law. Subject to, and without waiver of, those objections, Comcast is responsible for payment of terminating access charges to WTC for any interexchange toll traffic that Comcast delivers to WTC for termination as part of the interconnection services Comcast provides to its wholesale customers.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-39:

Please identify all Carrier Identification Codes assigned to each Comcast Company.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. Carrier Identification Codes (“CICs”) have no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information about companies that are not parties to this docket. Subject to, and without waiver of, those objections, Comcast’s CIC is 0386.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-40:

Please identify in detail how Comcast IP expects traffic from a Merrimack County Telephone Company ("MCT") end user customer in the Bradford, New Hampshire exchange would be delivered to Comcast IP for termination to a Comcast IP end user customer located in the Manchester, New Hampshire exchange.

Response:

Comcast Phone of New Hampshire, LLC ("Comcast") objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. How traffic is routed between an interconnected Voice over Internet Protocol ("VoIP") subscriber and an MCT end user customer has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on the facilities and services of a company that is not a party to this docket. Subject to, and without waiver of, those objections, and assuming Comcast is indirectly interconnected with MCT as initially contemplated under the Section 251 interconnection agreement the parties have negotiated, a call from an MCT end user customer to an interconnected VoIP subscriber who is located within the same local calling area and is served by a company to which Comcast provides Local Interconnection Service will be routed over the interconnection facilities between MCT and the FairPoint tandem that both Comcast and MCT subtend where the call will be switched and sent over the interconnection facilities Comcast has established with FairPoint to a Media Gateway where it will be converted from Time Division Multiplexing ("TDM") format to IP format, and the VoIP provider will terminate the call to its subscriber.

In addition, it is presumed that the companies will determine the appropriate interconnection point and routing as part of intercompany implementation planning meetings. Further, by way of clarification, Comcast does not provide interconnected VoIP services to end users. As noted in Comcast's responses to other TDS requests, those services are provided by its affiliate, Comcast IP Phone II, LLC ("Comcast IP"). Comcast further notes that this response, as well as the responses to the TDS requests seeking comparable information, is addressed solely to voice communications between Comcast IP customers and end-users on the public switched telephone network ("PSTN"), and does not address call routing functions such as signaling, or the array of integrated services associated with Comcast IP's CDV offering, including those made available through the CDV web portal (such as call forwarding, voice and electronic mail and account management functions) or other functions such as Operator Services, Directory Assistance, or emergency ("E911") calling.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-41:

Please identify in detail how Comcast IP expects traffic from a TDS Company end user customer would be delivered for termination to a Comcast IP customer located within the EAS area of the originating exchange.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. How traffic is routed between an interconnected Voice over Internet Protocol (“VoIP”) subscriber and a TDS end user customer has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on the facilities and services of a company that is not a party to this docket. Subject to, and without waiver of, those objections, Comcast incorporates by reference the response to Request No. TDS 1-40. Comcast expects that the EAS traffic contemplated in this request will be routed identically to the traffic in the previous request, but cannot be certain until the parties network engineers work together to provision the service. Assuming Comcast is indirectly interconnected with TDS as initially contemplated under the Section 251 interconnection agreement the parties have negotiated, a call from a TDS end user customer to an interconnected VoIP service subscriber who is located within the same EAS calling area and is served by a company to which Comcast provides Local Interconnection Service will be routed over the interconnection facilities between TDS and the appropriate FairPoint tandem as determined by the parties and FairPoint that both Comcast and TDS subtend where the call will be switched and sent over the interconnection facilities Comcast has established with FairPoint to a Media Gateway where it will be converted from Time Division Multiplexing (“TDM”) format to IP format, and the interconnected VoIP service provider will terminate the call to its subscriber.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-42:

Please identify in detail how Comcast IP expects traffic from a MCT end user customer in Contoocook would be delivered to Comcast IP for termination to a Comcast IP end user customer in Manchester, New Hampshire.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. How traffic is routed between an interconnected Voice over Internet Protocol (“VoIP”) subscriber and a TDS end user customer has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on the facilities and services of a company that is not a party to this docket. Subject to, and without waiver of, those objections, Comcast incorporates by reference its response to Request No. TDS 1-40. Assuming Comcast is indirectly interconnected with the interexchange carrier (“IXC”) that provides intraLATA service to the TDS end user, a call from a TDS end user customer to an interconnected VoIP service subscriber who is located in the same LATA but a different local calling area and is served by a company to which Comcast provides Local Interconnection Service will be routed over the interconnection facilities between the IXC and the FairPoint access tandem that both Comcast and the IXC subtend where the call will be switched and sent over the interconnection facilities Comcast has established with FairPoint to a Media Gateway where it will be converted from Time Division Multiplexing (“TDM”) format to IP format, and the interconnected VoIP service provider will terminate the call to its subscriber.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-43:

Please identify how Comcast IP would expect traffic originating from a MCT end user customer in Contoocook would be delivered to Comcast IP for termination to a Comcast IP end user customer in Boston, Massachusetts.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. How traffic is routed between an interconnected Voice over Internet Protocol (“VoIP”) subscriber and a TDS end user customer has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on the facilities and services of a company that is not a party to this docket. Subject to, and without waiver of, those objections, Comcast incorporates by reference its response to Request No. TDS 1-40. Assuming Comcast is indirectly interconnected with the interexchange carrier (“IXC”) that provides interLATA service to the TDS end user, a call from a TDS end user customer to an interconnected VoIP service subscriber who is located in a different LATA and is served by a company to which Comcast provides Local Interconnection Service will be routed over the interconnection facilities between the IXC and the FairPoint access tandem that both Comcast and the IXC subtend where the call will be switched and sent over the interconnection facilities Comcast has established with FairPoint to a Media Gateway where it will be converted from Time Division Multiplexing (“TDM”) format to IP format, and the interconnected VoIP service provider will terminate the call to its subscriber.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-44:

Does Comcast IP operate solely in New Hampshire, [*sic*] does it operate in other states?

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. Where Comcast IP Phone II, LLC (“Comcast IP”) operates has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on the operations of a company that is not a party to this docket. Subject to, and without waiver of, those objections, Comcast IP operates in multiple states. It is the Comcast Corporation subsidiary company formed to provide interconnected voice over Internet protocol (“VoIP”) service in the former AT&T Broadband service territories, which includes but is not limited to New Hampshire.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-45:

Is Comcast IP Phone II, LLC, a separate company from Comcast IP Phone of New Hampshire, LLC, and if so, what is the companies' relationship?

Response:

Comcast Phone of New Hampshire, LLC ("Comcast") objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. The relationship between Comcast affiliates has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on the operations of companies that are not a party to this docket. Subject to, and without waiver of, those objections, Comcast IP Phone of New Hampshire, LLC, is a company that no longer exists, and its qualification with the New Hampshire Secretary of State was withdrawn in January 5, 2006.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-46:

Is Vermont the only state in which Comcast and TDS have a state commission-approved interconnection agreement (“ICA”) with the same type of arrangement at issue in New Hampshire?

Response:

No. Comcast Phone of New Hampshire, LLC’s similarly situated local exchange carrier affiliates in Tennessee and Indiana adopted interconnection agreements with the TDS incumbent local exchange carriers in those states. At all times the Comcast Phone of Tennessee and Comcast Phone of Central Indiana entities used their interconnection agreements with TDS to provide exclusively the wholesale Local Interconnection Service telecommunications service offering to their affiliated interconnected VoIP service provider affiliates, just as Comcast Phone of New Hampshire, LLC, is doing in New Hampshire.

Prepared by: Beth Choroser
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-47:

Is voice over Internet protocol (“VoIP”) traffic discussed or referenced in any way in the ICAs between the various Comcast entities and TDS entities in the States of Vermont, Tennessee, and Indiana?

Response:

Yes. The Vermont interconnection agreement specifically references VoIP traffic.

Prepared by: Beth Choroser
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-48:

Please identify the docket numbers of the ICAs between Comcast and other ILECs that the Commission has approved.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it seeks publicly available information that is as accessible to TDS as it is to Comcast. Subject to, and without waiver of, that objection, the docket number is DT 03-012.

Prepared by: Counsel (objection); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-49:

Please provide a copy of any FCC filing in which any Comcast Company discontinued certain telecommunications services and/or a description and explanation of the services that were discontinued in the State of New Hampshire within the past five (5) years.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. FCC filings discontinuing services have no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request on the grounds that it seeks publicly available information that is as accessible to TDS as it is to Comcast. Subject to, and without waiver of, those objections, copies of the FCC filings discontinuing circuit-switched local voice telephony service are attached.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

DOCKET FILE COPY ORIGINAL

STAMP AND RETURN

**BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

In the Matter of)
Section 63.71 Application of)
Comcast Phone of Massachusetts, Inc.)
Comcast Phone of New Hampshire, LLC)
Comcast Phone of Ohio, LLC)
Comcast Phone of Pennsylvania, LLC)
)
for Authority Pursuant to)
Section 214 of the Communications)
Act to Discontinue the Provision)
of Comcast Digital Phone)
Telecommunications Service in)
Massachusetts, New Hampshire, Ohio)
and Pennsylvania)

WC 08-45

File No. _____

FILED/ACCEPTED

FEB 20 2008

Federal Communications Commission
Office of the Secretary

SECTION 63.71 APPLICATION

Comcast Phone of Massachusetts, Inc., Comcast Phone of New Hampshire, LLC, Comcast Phone of Ohio, LLC and Comcast Phone of Pennsylvania, LLC (collectively, "Comcast Phone"), hereby seek authorization pursuant to Section 214(a) of the Communications Act of 1934, as amended, 47 U.S.C. § 214(a), and Section 63.71 of the Commission's Rules, 47 C.F.R. § 63.71, to discontinue the provision of certain telecommunications service offerings (marketed to the public under the brand name "Comcast Digital Phone" ("CDP")) to customers in Massachusetts, New Hampshire, Ohio and Pennsylvania (the "Service Areas"). In support of this Application, Comcast Phone provides the following information:

I. Information Required by 47 C.F.R. § 63.71(a)(1) – (a)(4)

1. Name and Address of Carrier

Comcast Phone of Massachusetts, Inc.
One Comcast Center, 50th Floor
Philadelphia, PA 19103
Attn: Brian A. Rankin

Comcast Phone of New Hampshire, LLC
One Comcast Center, 50th Floor
Philadelphia, PA 19103
Attn: Brian A. Rankin

Comcast Phone of Ohio, LLC
One Comcast Center, 50th Floor
Philadelphia, PA 19103
Attn: Brian A. Rankin

Comcast Phone of Pennsylvania, LLC
One Comcast Center, 50th Floor
Philadelphia, PA 19103
Attn: Brian A. Rankin

2. Date of Planned Service Discontinuance

Comcast Phone plans to discontinue the provision of its CDP offering on or after April 29, 2008, but no earlier than 31 days after the Commission releases public notice of this filing. Further, the proposed April 29, 2008 disconnection will be a “soft disconnect” only. Customers will continue to be able to call emergency services (“911”) as well as the Comcast Phone call center until May 29, 2008 (or one month after the authorized disconnection date). Comcast Phone will continue to provide other telecommunications services in the Service Areas after the proposed discontinuance.

3. Points of Geographic Areas of Service Affected

Comcast Phone currently provides interstate (and intrastate) telecommunications service throughout the Service Areas. Comcast Phone is following the appropriate state laws for

discontinuance of the applicable CDP offering in each of the Service Areas. Comcast Phone will assist affected customers during their transition to new carriers.

4. Description of Type of Service Affected

Pursuant to this application, Comcast Phone seeks authority to discontinue its CDP offering only. Each of the Comcast Phone operating entities will continue to provide various telecommunications services in the Service Areas, including various telephone exchange and exchange access service offerings.

II. Notice to Customers

In accordance with 47 C.F.R. § 63.71(a), Comcast Phone has notified all affected customers of the planned discontinuance of its CDP offering. Specifically, Comcast Phone sent letters via first class U.S. Mail to each of the affected customers in the Service Areas on January 25, 2008, which included all the information required by 47 C.F.R. § 63.71(a)(1) – (a)(4), as well as the statement applicable to non-dominant carriers set forth in 47 C.F.R. § 63.71(a)(5)(i). Copies of the notification letters sent to customers in each of the Service Areas are provided as Attachment 1.

III. Notice to States and the Dept. of Defense

In accordance with 47 C.F.R. 63.71(a), Comcast Phone has mailed a copy of this Application to the Governors of Massachusetts, New Hampshire, Ohio and Pennsylvania; the Massachusetts Department of Telecommunications and Cable, the New Hampshire Public Utilities Commission, the Public Utilities Commission of Ohio and the Pennsylvania Public Utility Commission; and the Secretary of Defense.

IV. Non-Dominant Status

Comcast Phone is a non-dominant carrier in the local exchange, interstate, and interexchange services markets.

V. Designated Contacts

Correspondence concerning this Application should be directed to:

Michael C. Sloan
Davis Wright Tremaine, LLP
1919 Pennsylvania Avenue, N.W.
Suite 200
Washington, DC 20006
(202) 973-4227
michaelsloan@dwt.com

WHEREFORE, Comcast Phone of Massachusetts, Inc., Comcast Phone of New Hampshire, LLC, Comcast Phone of Ohio, LLC and Comcast Phone of Pennsylvania, LLC request that the Commission authorize the discontinuance of the Comcast Digital Phone telecommunications service offering in each of the Service Areas on or after April 29, 2008, or 31 days after the Commission releases public notice of this filing, whichever date is earlier.

Respectfully submitted:



Michael C. Sloan
Brian J. Hurh
Davis Wright Tremaine, LLP
1919 Pennsylvania Ave., N.W., Suite 200
Washington, D.C. 20006
Telephone: (202) 973-4227
Facsimile: (202) 973-4499

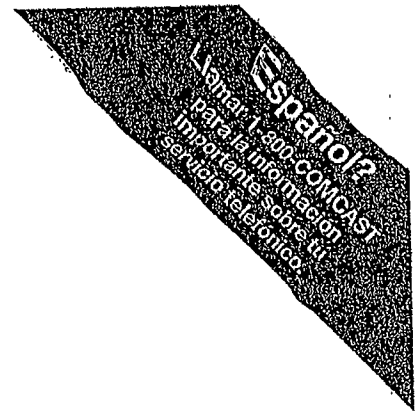
Counsel for Comcast Phone of Massachusetts, Inc.,
Comcast Phone of Ohio, LLC, Comcast Phone of
New Hampshire, LLC, and Comcast Phone of
Pennsylvania, LLC

Dated: February 20, 2008

Attachment 1
Sample Customer Notification Letter



676 Island Pond Road
Manchester, NH 03109



January 2008

YOU MUST CHOOSE A NEW LOCAL AND LONG-DISTANCE TELEPHONE SERVICE PROVIDER

Dear Valued Comcast Customer,

Thank you for being a valued Comcast Digital Phone customer. This letter is to inform you that Comcast is changing its telephone service offerings. Effective on April 29th, 2008 or shortly after April 29th, 2008 Comcast no longer will be providing its current Digital Phone service in your town.

Your action is required! Since Comcast will discontinue all Digital Phone service in your town as of April 29th, 2008, you need to select a new provider of local telephone service. You also must select a new long distance provider if you use Comcast Digital Phone for your long distance service. To assure continued service and use of your current telephone number, you should choose a new service provider no later than March 31st, 2008.

You also have the opportunity to experience the simplicity, convenience and value of our new and improved residential home phone service, **Comcast Digital Voice®**. With Comcast Digital Voice Unlimited service, you won't have to worry about complicated calling plans or calling rates that fluctuate based on the time of day. You'll enjoy direct-dialed unlimited calling from home to anyone, anytime, anywhere throughout the U.S., Canada and Puerto Rico. We are confident you'll agree that Comcast Digital Voice is a simple and easy solution to your local, in-state and long distance calling needs. **Make the easy switch to Comcast Digital Voice** and start enjoying direct-dialed unlimited calling and the unique benefits of Comcast's service offerings today. You may transfer your current service to Digital Voice service today by calling Comcast toll free at 1-800-704-6091.

You continue to have a choice for local and long distance phone service and you are free to select a new provider of your choice.

A list of alternative service providers may be found in the front of your local telephone directory. If you currently have your local service, but not your long distance service with Comcast Digital Phone and if you do not intend to select Comcast Digital Voice as your new provider of both local and long distance service, you should contact your current long distance provider to see whether your selection of a new provider of local service will affect your long distance services and rates.

We urge you to act quickly to select Comcast Digital Voice or another new service provider in order to retain active phone service.

The discontinuance of your Comcast Digital Phone service is subject to regulatory approval by the Federal Communications Commission (FCC). The FCC will normally authorize this proposed discontinuance of service unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments as soon as possible, but no later than 15 days after the Commission releases public notice of the proposed discontinuance. Address them to the Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, Washington, DC 20554, and include in your comments a reference to the \$63.71 Application of Comcast Phone of Massachusetts, Inc. Comments should include specific information about the impact of this proposed discontinuance upon you or your company, including any inability to acquire reasonable substitute service.

↑
Massachusetts Notice

TAKE ACTION NOW

Please take immediate action to select a telephone service provider of your choice. If you do not select another service provider (whether Comcast Digital Voice or some other provider) your service will be terminated on or shortly after April 29th, 2008 and you may not be able to retain your current telephone number. Please take action now to avoid interruption in your service.

If you have any questions, please call Comcast Customer Service toll free at: 1-800-704-6091

Sincerely,

John R. Waddell

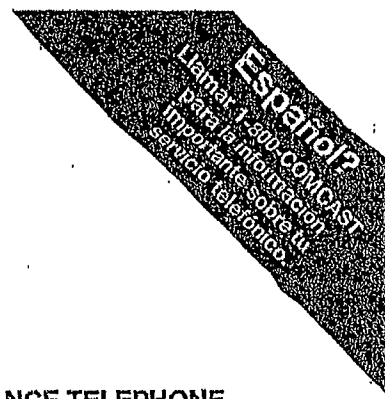
J.R. Waddell
Division V.P. of Sales and Marketing

Service is subject to Comcast standard terms and conditions of service. No separate long distance carrier connection available with Comcast Digital Voice. Plan does not include international calls. Phone number transfer may not be available in all areas and requires a rate center match. Comcast Digital Voice service (including 911/emergency services) may not function after an extended power outage. Certain customer premises equipment may not be compatible with Comcast Digital Voice services. An EMTA from Comcast is required for Comcast Digital Voice. Not all services available in all areas. Please call your local Comcast office for restrictions and complete details about service, prices and equipment. Comcast ©2007. All rights reserved.

NES2-MASS



676 Island Pond Road
Manchester, NH 03109



January 2008

YOU MUST CHOOSE A NEW LOCAL AND LONG-DISTANCE TELEPHONE SERVICE PROVIDER

Dear Valued Comcast Customer,

Thank you for being a valued Comcast Digital Phone customer. This letter is to inform you that Comcast is changing its telephone service offerings. Effective on April 29th, 2008 or shortly after April 29th, 2008 Comcast no longer will be providing its current Digital Phone service in your town.

Your action is required! Since Comcast will discontinue all Digital Phone service in your town as of April 29th, 2008, you need to select a new provider of local telephone service. You also must select a new long distance provider if you use Comcast Digital Phone for your long distance service. To assure continued service and use of your current telephone number, you should choose a new service provider no later than March 31st, 2008.

You also have the opportunity to experience the simplicity, convenience and value of our new and improved residential home phone service, **Comcast Digital Voice**. With Comcast Digital Voice Unlimited service, you won't have to worry about complicated calling plans or calling rates that fluctuate based on the time of day. You'll enjoy direct-dialed unlimited calling from home to anyone, anytime, anywhere throughout the U.S., Canada and Puerto Rico. We are confident you'll agree that Comcast Digital Voice is a simple and easy solution to your local, in-state and long distance calling needs. **Make the easy switch to Comcast Digital Voice** and start enjoying direct-dialed unlimited calling and the unique benefits of Comcast's service offerings today. You may transfer your current service to Digital Voice service today by calling Comcast toll free at **1-800-704-6091**.

You continue to have a choice for local and long distance phone service and you are free to select a new provider of your choice.

A list of alternative service providers may be found in the front of your local telephone directory. If you currently have your local service, but not your long distance service with Comcast Digital Phone and if you do not intend to select Comcast Digital Voice as your new provider of both local and long distance service, you should contact your current long distance provider to see whether your selection of a new provider of local service will affect your long distance services and rates.

We urge you to act quickly to select Comcast Digital Voice or another new service provider in order to retain active phone service.

The discontinuance of your Comcast Digital Phone service is subject to regulatory approval by the Federal Communications Commission (FCC). The FCC will normally authorize this proposed discontinuance of service unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments as soon as possible, but no later than 15 days after the Commission releases public notice of the proposed discontinuance. Address them to the Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, Washington, DC 20554, and include in your comments a reference to the \$63.71 Application of Comcast Phone of New Hampshire, LLC. Comments should include specific information about the impact of this proposed discontinuance upon you or your company, including any inability to acquire reasonable substitute service.

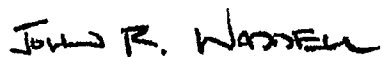
New Hampshire Notice

TAKE ACTION NOW

Please take immediate action to select a telephone service provider of your choice. **If you do not select another service provider (whether Comcast Digital Voice or some other provider) your service will be terminated on or shortly after April 29th, 2008 and you may not be able to retain your current telephone number. Please take action now to avoid interruption in your service.**

If you have any questions, please call Comcast Customer Service toll free at: **1-800-704-6091**

Sincerely,



J.R. Waddell
Division V.P. of Sales and Marketing

Service is subject to Comcast standard terms and conditions of service. No separate long distance carrier connection available with Comcast Digital Voice. Plan does not include international calls. Phone number transfer may not be available in all areas and requires a rate center match. Comcast Digital Voice service (including 911/emergency services) may not function after an extended power outage. Certain customer premises equipment may not be compatible with Comcast Digital Voice services. An EMTA form from Comcast is required for Comcast Digital Voice. Not all services available in all areas. Please call your local Comcast office for restrictions and complete details about service, prices and equipment. Comcast ©2007. All rights reserved.

NES2-NH



You must choose a new local and long-distance telephone service provider.

Mr. John Doe
Main Street
Anytown, OH zip

«barcode»

Dear Valued Comcast Customer,

Thank you for being a valued Comcast Digital Phone customer. This letter is to inform you that Comcast is changing its telephone service offerings. Effective on April 29th, 2008, or shortly after April 29th, 2008, Comcast no longer will be providing its current Digital Phone service in your town.

Your action is required! Since Comcast will discontinue all Digital Phone service in your town as of April 29th, 2008, you need to select a new provider of local telephone service. You also must select a new long distance provider if you use Comcast Digital Phone for your long distance service. To assure continued service and use of your current telephone number, you should choose a new service provider no later than March 31st, 2008.

You also have the opportunity to experience the simplicity, convenience and value of our new and improved residential home phone service, **Comcast Digital Voice**. With Comcast Digital Voice Unlimited service, you won't have to worry about complicated calling plans or calling rates that fluctuate based on the time of day. You'll enjoy direct-dialed unlimited calling from home to anyone, anytime, anywhere throughout the U.S., Canada and Puerto Rico. We are confident you'll agree that Comcast Digital Voice is a simple and easy solution to your local, in-state and long distance calling needs. **Make the easy switch to Comcast Digital Voice** and start enjoying direct-dialed unlimited calling and the unique benefits of Comcast's service offerings today. You may transfer your current service to Digital Voice service today by calling Comcast toll free at **1-866-236-3320**.

You continue to have a choice for local and long distance phone service and you are free to select a new provider of your choice.

A list of alternative service providers may be found in the front of your local telephone directory. If you currently have your local service but not your long distance service with Comcast Digital Phone, and if you do not intend to select Comcast Digital Voice as your new provider of both local and long distance service, you should contact your current long distance provider to see whether your selection of a new provider of local service will affect your long distance services and rates.

Ohio Notice

OH

We urge you to act quickly to select Comcast Digital Voice or another new service provider in order to retain active phone service.

The discontinuance of your Comcast Digital Phone service is subject to regulatory approval by the Federal Communications Commission (FCC). The FCC will normally authorize this proposed discontinuance of service unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments as soon as possible, but no later than 15 days after the Commission releases public notice of the proposed discontinuance. Address them to the Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, Washington, DC 20554, and include in your comments a reference to the § 68.71 Application of Comcast Phone of Ohio, LLC. Comments should include specific information about the impact of this proposed discontinuance upon you or your company, including any inability to acquire reasonable substitute service.

TAKE ACTION NOW

Please take immediate action to select a telephone service provider of your choice. **If you do not select another service provider (whether Comcast Digital Voice or some other provider), your service will be terminated on or shortly after April 29th, 2008, and you may not be able to retain your current telephone number. Please take action now to avoid interruption in your service.**

If you have any questions, please call Comcast Customer Service toll free at: **1-866-236-3320**.

Sincerely,

Linda Hossinger
Regional Senior Vice President
Three Rivers Region

Service is subject to Comcast standard terms and conditions of service. No separate long distance carrier connection available with Comcast Digital Voice. Plan does not include international calls. Phone number transfer may not be available in all areas and requires a rate center match. Comcast Digital Voice service (including 911/emergency services) may not function after an extended power outage. Certain customer premises' equipment may not be compatible with Comcast Digital Voice services. An EMTA from Comcast is required for Comcast Digital Voice. Not all services available in all areas. Please call your local Comcast office for restrictions and complete details about service, prices and equipment. Comcast ©2007. All rights reserved.

OH



You must choose a new local and long-distance telephone service provider.

Mr. John Doe
Main Street
Anytown, OH zip

«barcode»

Dear Valued Comcast Customer,

Thank you for being a valued Comcast Digital Phone customer. This letter is to inform you that Comcast is changing its telephone service offerings. Effective on April 29th, 2008, or shortly after April 29th, 2008, Comcast no longer will be providing its current Digital Phone service in your town.

Your action is required! Since Comcast will discontinue all Digital Phone service in your town as of April 29th, 2008, you need to select a new provider of local telephone service. You also must select a new long distance provider if you use Comcast Digital Phone for your long distance service. To assure continued service and use of your current telephone number, you should choose a new service provider no later than March 31st, 2008.

You also have the opportunity to experience the simplicity, convenience and value of our new and improved residential home phone service, **Comcast Digital Voice**. With Comcast Digital Voice Unlimited service, you won't have to worry about complicated calling plans or calling rates that fluctuate based on the time of day. You'll enjoy direct-dialed unlimited calling from home to anyone, anytime, anywhere throughout the U.S., Canada and Puerto Rico. We are confident you'll agree that Comcast Digital Voice is a simple and easy solution to your local, in-state and long distance calling needs. **Make the easy switch to Comcast Digital Voice** and start enjoying direct-dialed unlimited calling and the unique benefits of Comcast's service offerings today. You may transfer your current service to Digital Voice service today by calling Comcast toll free at **1-866-236-3320**.

You continue to have a choice for local and long distance phone service and you are free to select a new provider of your choice.

A list of alternative service providers may be found in the front of your local telephone directory. If you currently have your local service but not your long distance service with Comcast Digital Phone, and if you do not intend to select Comcast Digital Voice as your new provider of both local and long distance service, you should contact your current long distance provider to see whether your selection of a new provider of local service will affect your long distance services and rates.

Pennsylvania Notice

PA

We urge you to act quickly to select Comcast Digital Voice or another new service provider in order to retain active phone service.

The discontinuance of your Comcast Digital Phone service is subject to regulatory approval by the Federal Communications Commission (FCC). The FCC will normally authorize this proposed discontinuance of service unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments as soon as possible, but no later than 15 days after the Commission releases public notice of the proposed discontinuance. Address them to the Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, Washington, DC 20554, and include in your comments a reference to the § 63.71 Application of Comcast Phone of Pennsylvania, LLC. Comments should include specific information about the impact of this proposed discontinuance upon you or your company, including any inability to acquire reasonable substitute service.

TAKE ACTION NOW

Please take immediate action to select a telephone service provider of your choice. **If you do not select another service provider (whether Comcast Digital Voice or some other provider), your service will be terminated on or shortly after April 29th, 2008, and you may not be able to retain your current telephone number. Please take action now to avoid interruption in your service.**

If you have any questions, please call Comcast Customer Service toll free at: 1-866-236-3320.

Sincerely,

Linda Hossinger
Regional Senior Vice President
Three Rivers Region

Service is subject to Comcast standard terms and conditions of service. No separate long distance carrier connection available with Comcast Digital Voice. Plan does not include international calls. Phone number transfer may not be available in all areas and requires a rate center match. Comcast Digital Voice service (including 911/emergency services) may not function after an extended power outage. Certain customer premises' equipment may not be compatible with Comcast Digital Voice services. An EMTA form Comcast is required for Comcast Digital Voice. Not all services available in all areas. Please call your local Comcast office for restrictions and complete details about service, prices and equipment. Comcast ©2007. All rights reserved

WC 08-52

DOCKET FILE COPY ORIGINAL

STAMP & RETURN
FILED/ACCEPTED

APR - 3 2008

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

Federal Communications Commission
Office of the Secretary

In the Matter of)
Section 63.71 Application of)
Comcast Phone of Massachusetts, Inc.)
Comcast Phone of New Hampshire, LLC)
)
for Authority Pursuant to)
Section 214 of the Communications)
Act to Discontinue the Provision)
of Comcast Digital Phone)
Telecommunications Service in)
Massachusetts and New Hampshire)

File No. _____

SECTION 63.71 APPLICATION

Comcast Phone of Massachusetts, Inc. and Comcast Phone of New Hampshire, LLC (collectively, "Comcast Phone"), hereby seek authorization pursuant to Section 214(a) of the Communications Act of 1934, as amended, 47 U.S.C. § 214(a), and Section 63.71 of the Commission's Rules, 47 C.F.R. § 63.71, to discontinue the provision of certain telecommunications service offerings (marketed to the public under the brand name "Comcast Digital Phone" ("CDP")) to certain customers in Massachusetts and New Hampshire (the "Service Areas").

As explained below, this application is related to the discontinuance application that Comcast Phone filed for the New Hampshire, Massachusetts, Pennsylvania and Ohio Service Areas on February 20, 2008, which the Commission placed on public notice on March 28, 2008 (WC Docket Number 08-45) (the "08-45 Application"). Comcast Phone plans to discontinue service to customers covered by the 08-45 Application on April 29, 2008. Since filing the 08-45 Application, however, Comcast Phone has learned that approximately 2200 CDP customers in Massachusetts and New Hampshire did not receive the discontinuance notices which were

attached to the 08-45 Application. On April 2, 2008, Comcast sent those 2200 customers the notices which are attached to this new application ("New Application"). These new notices, which pertain to customers covered by this New Application, explain that Comcast plans to discontinue CDP to the New Application customers on May 15, 2008. The April 29, 2008 discontinuance date applicable to customers who received proper notice under the 08-45 Application remains unchanged.

In support of this New Application, Comcast Phone provides the following information:

I. Information Required by 47 C.F.R. § 63.71(a)(1) – (a)(4)

1. Name and Address of Carrier

Comcast Phone of Massachusetts, Inc.
One Comcast Center, 50th Floor
Philadelphia, PA 19103
Attn: Brian A. Rankin

Comcast Phone of New Hampshire, LLC
One Comcast Center, 50th Floor
Philadelphia, PA 19103
Attn: Brian A. Rankin

2. Date of Planned Service Discontinuance

Comcast plans to discontinue service to the New Hampshire and Massachusetts customers affected by this New Application on May 15, 2008.

On February 20, 2008, Comcast Phone filed an application with the Commission requesting authority to discontinue the provision of certain domestic telecommunications services in the Service Areas on or after April 29, 2008 (WC Docket No. 08-45).¹ That

¹ The Feb. 20, 2008 application, WC Docket No. 08-45, also requested authority to discontinue Comcast's CDP offering in Ohio and Pennsylvania on or after April 29, 2008. All affected customers in Ohio and Pennsylvania were sent notice of the proposed April 29, 2008 discontinuance. Thus, the proposed May 15, 2008 discontinuance does not apply to customers in Ohio and Pennsylvania, as they remain subject to the proposed April 29, 2008 discontinuance.

application represented that notice of the proposed April 29, 2008 discontinuance was sent to customers in the Service Areas on January 25, 2008.

However, certain customers in the Service Areas did not receive notice of the proposed April 29, 2008 discontinuance. For these particular customers, Comcast Phone plans to discontinue the provision of its CDP offering on or after May 15, 2008 (but no earlier than 31 days after the Commission releases public notice of this filing), and, accordingly, provide notice of the proposed May 15, 2008 discontinuance to these customers. Comcast Phone otherwise maintains its request to discontinue its CDP offering for all previously notified customers in the Service Areas on or after April 29, 2008, pursuant to its application under WC Docket No. 08-45.

The proposed May 15, 2008 disconnection will be a "soft disconnect" only. Customers affected by the proposed May 15, 2008 will continue to be able to call emergency services ("911") as well as the Comcast Phone call center until June 15, 2008 (or one month after the authorized disconnection date). Comcast Phone will continue to provide other telecommunications services in the Service Areas after the proposed discontinuance.

3. Points of Geographic Areas of Service Affected

Comcast Phone currently provides interstate (and intrastate) telecommunications service throughout the Service Areas. Comcast Phone is following the appropriate state laws for discontinuance of the applicable CDP offering in each of the Service Areas. Comcast Phone will assist affected customers during their transition to new carriers.

4. Description of Type of Service Affected

Pursuant to this application, Comcast Phone seeks authority to discontinue its CDP offering only. Each of the Comcast Phone operating entities will continue to provide various

telecommunications services in the Service Areas, including various telephone exchange and exchange access service offerings.

II. Notice to Customers

In accordance with 47 C.F.R. § 63.71(a), Comcast Phone has notified customers affected by the proposed May 15, 2008 discontinuance of its CDP offering. Specifically, Comcast Phone sent letters via first class U.S. Mail to each of the affected customers in the Service Areas on April 2, 2008, which included all the information required by 47 C.F.R. § 63.71(a)(1) – (a)(4), as well as the statement applicable to non-dominant carriers set forth in 47 C.F.R. § 63.71(a)(5)(i). Copies of the notification letters sent to customers in each of the Service Areas are provided as Attachment 1.

III. Notice to States and the Dept. of Defense

In accordance with 47 C.F.R. 63.71(a), Comcast Phone has mailed a copy of this Application to the Governors of Massachusetts and New Hampshire, the Massachusetts Department of Telecommunications and Cable, the New Hampshire Public Utilities Commission, and the Secretary of Defense.

IV. Non-Dominant Status

Comcast Phone is a non-dominant carrier in the local exchange, interstate, and interexchange services markets.

V. Designated Contacts

Correspondence concerning this Application should be directed to:

Michael C. Sloan
Davis Wright Tremaine, LLP
1919 Pennsylvania Avenue, N.W.
Suite 200
Washington, DC 20006
(202) 973-4227
michaelsloan@dwt.com

WHEREFORE, Comcast Phone of Massachusetts, Inc. and Comcast Phone of New Hampshire, LLC request that the Commission authorize the discontinuance of the Comcast Digital Phone telecommunications service offering for certain customers in each of the Service Areas on or after May 15, 2008, or 31 days after the Commission releases public notice of this filing, which ever date is earlier.

Respectfully submitted:



Michael C. Sloan
Brian J. Hurh
Davis Wright Tremaine, LLP
1919 Pennsylvania Ave., N.W., Suite 200
Washington, D.C. 20006
Telephone: (202) 973-4227
Facsimile: (202) 973-4499

Counsel for Comcast Phone of Massachusetts, Inc.
and Comcast Phone of New Hampshire

Dated: April 3, 2008

Attachment 1
Sample Customer Notification Letter



Comcast
676 Island Pond Road
Manchester, NH 03109
comcast.com

April 2, 2008

**YOUR COMCAST DIGITAL PHONE SERVICE
WILL BE DISCONTINUED ON MAY 15, 2008**

**YOU MUST CHOOSE A NEW LOCAL AND LONG-DISTANCE TELEPHONE
SERVICE PROVIDER**

Dear Valued Comcast Customer,

On or shortly after May 15, 2008, subject to federal regulatory approval, Comcast plans to discontinue the Comcast Digital Phone telephone service offering that you currently receive. In order to assure continued service and to retain your current telephone number, you must choose a new service provider immediately. You also must select a new long distance provider if you currently use Comcast Digital Phone for your long distance service. Please call us at 1-800-704-6091 for assistance.

The discontinuance of your Comcast Digital Phone service is subject to regulatory approval by the Federal Communications Commission (FCC). The FCC will normally authorize this proposed discontinuance of service unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments as soon as possible, but no later than 15 days after the Commission releases public notice of the proposed discontinuance. Address them to the Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, Washington, DC 20554, and include in your comments a reference to the § 63.71 Application of Comcast Phone of Massachusetts, Inc. Comments should include specific information about the impact of this proposed discontinuance upon you or your company, including any inability to acquire reasonable substitute service.

You continue to have a choice for local and long distance phone service and you are free to select a new provider of your choice.

A list of alternative service providers may be found in your local telephone directory. You may also choose Comcast Digital Voice*, a new service that Comcast is now offering in your area. Please call us at 1-800-704-6091 for assistance.

Sincerely,

John R. Waddell
NorthCentral Division
Division Vice President of Sales & Marketing

*Comcast Digital Voice is subject to Comcast standard terms and conditions of service. 30 day Limited Guarantee limited to one month service fee actually paid when service is cancelled during the first 30 days of service installation. No separate long-distance carrier connection available. Plan does not include international calls. Comcast Digital Voice service (including 911/emergency services) may not function after an extended power outage. Certain customer premises equipment may not be compatible with Comcast Digital Voice services. Caller ID equipment is required and an EMTA from Comcast is required for telephone service. \$29.95 activation fee applies to Comcast Digital Voice service. Not all services available in all areas. Please call your local Comcast office for restrictions and complete details about service, prices and equipment. Comcast ©2008. All rights reserved.

NESDM-040208-MA



Comcast
676 Island Pond Road
Manchester, NH 03109
comcast.com

April 2, 2008

**YOUR COMCAST DIGITAL PHONE SERVICE
WILL BE DISCONTINUED ON MAY 15, 2008**

**YOU MUST CHOOSE A NEW LOCAL AND LONG-DISTANCE TELEPHONE
SERVICE PROVIDER**

Dear Valued Comcast Customer,

On or shortly after May 15, 2008, subject to regulatory approval, Comcast plans to discontinue the Comcast Digital Phone telephone service offering that you currently receive. In order to assure continued service and to retain your current telephone number, you must choose a new service provider immediately. You also must select a new long distance provider if you currently use Comcast Digital Phone for your long distance service. Please call us at **1-800-704-6091** for assistance.

The discontinuance of your Comcast Digital Phone service is subject to regulatory approval by the Federal Communications Commission (FCC). The FCC will normally authorize this proposed discontinuance of service unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments as soon as possible, but no later than 15 days after the Commission releases public notice of the proposed discontinuance. Address them to the Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, Washington, DC 20554, and include in your comments a reference to the § 63.71 Application of Comcast Phone of New Hampshire, LLC. Comments should include specific information about the impact of this proposed discontinuance upon you or your company, including any inability to acquire reasonable substitute service.

You continue to have a choice for local and long distance phone service and you are free to select a new provider of your choice.

A list of alternative service providers may be found in your local telephone directory. You may also choose Comcast Digital Voice*, a new service that Comcast is now offering in your area. **Please call us at 1-800-704-6091 for assistance.**

Sincerely,

John R. Waddell
NorthCentral Division
Division Vice President of Sales & Marketing

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NES-DM-040208-NH

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-50:

What services does Comcast Phone of New Hampshire, LLC, currently provide in New Hampshire?

Response:

Comcast Phone of New Hampshire, LLC, provides and/or offers the following services in New Hampshire:

1. Local Interconnection Service, which provides a connection to the public switched telephone network for interconnected voice over Internet protocol (“VoIP”) service providers, including telephone exchange and exchange access services, numbering resources, number portability, and E911 connectivity. The terms and conditions of the Local Interconnection Service offering can be found at http://www.comcast.com/MediaLibrary/1/1/About/PhoneTermsOfService/PDF/interconnection/Local_Interconnection_Service.pdf;

2. Exchange access service, which enables the interexchange carriers (“IXCs”) who obtain this service in New Hampshire to complete calls from their customers to subscribers of the interconnected VoIP service providers that Comcast Phone of New Hampshire, LLC, serves, and the terms and conditions of which can be found at <http://www.comcast.com/corporate/about/phonetermsofservice/circuit-switched/statetariffs/newhampshire.html>;

3. Schools and Libraries Network Service, which Comcast Phone of New Hampshire, LLC, offers but is not currently providing to any customers in New Hampshire, is a high-speed data service that uses point to point T-1 circuits for the interconnection of local area networks (“LANs”) across the customer’s physical locations, as well as telephone exchange and exchange access service offerings. The terms and conditions of the schools and libraries service can be found at <http://www.comcast.com/MediaLibrary/1/1/About/PhoneTermsOfService/PDF/DigitalPhone/StateTariffs/NewHampshire/NH%20Rate%20Schedule%201.pdf>;

4. Business Local Service, which Comcast Phone of New Hampshire, LLC offers in New Hampshire provides the customer with one access line and usage within a local calling area for the transmission of two-way interactive switched voice or data communications. The terms and conditions of the business local service can be found at <http://www.comcast.com/MediaLibrary/1/1/About/PhoneTermsOfService/PDF/DigitalPhone/StateTariffs/NewHampshire/NH%20Rate%20Schedule%201.pdf>

Prepared by: Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-51:

In Comcast Phone's Petition for Arbitration, Comcast states that it "offers a Schools and Libraries Network Services." Please identify in detail what constitutes the "Schools and Libraries Network Service." Please identify whether there is any end use customer, such as a school or library, that is receiving that service in the state of New Hampshire. Please identify in detail in what way Comcast offers the "Schools and Libraries Network Service" in the state of New Hampshire. Please identify where the terms and conditions, including, but not limited to, prices, for "Schools and Libraries Network Service" can be found for service in the state of New Hampshire. Please provide a copy of the terms and conditions for "Schools and Libraries Network Service" that is offered in the state of New Hampshire.

Response:

Comcast Phone of New Hampshire, LLC ("Comcast") objects to this request on the grounds that it is overbroad, unduly burdensome, and not relevant or reasonably related to the issue presented for Commission determination in this docket to the extent that it seeks detailed information about the way in which Schools and Libraries Network Service is offered in New Hampshire. Subject to, and without waiver of, those objections, see response to Request No. TDS 1-50.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-52:

Please identify whether there is any end user customer, such as a school or library, that is receiving the “Schools and Libraries Network Service” in any service area in the state of New Hampshire.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is duplicative of a portion of Request No. TDS 1-51. Subject to, and without waiver of, that objection, see Response to Request No. TDS 1-50.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-53:

In Comcast Phone's Petition for Arbitration, Comcast states that it offers "exchange access service to interexchange carriers." Please identify in detail what constitutes "exchange access service to interexchange carriers." Please identify in detail where this service is offered in New Hampshire. Please identify in detail how this service is offered in New Hampshire. Please identify where the terms and conditions, including, but not limited to, prices, for "exchange access service to interexchange carriers" can be found for service in the state of New Hampshire. Please provide a copy of the terms and conditions for "exchange access service to interexchange carriers" that is offered in the state of New Hampshire.

Response:

Comcast Phone of New Hampshire, LLC ("Comcast") objects to this request on the grounds that it is overbroad, unduly burdensome, and not relevant or reasonably related to the issue presented for Commission determination in this docket to the extent that it seeks detailed information about where exchange access service is offered in New Hampshire. Subject to, and without waiver of, those objections, see Response to Request No. TDS 1-50.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-54:

Please identify whether there is any interexchange carrier receiving “exchange access service” as provided by Comcast within the TDS service area in the state of New Hampshire.

Response:

Comcast Phone of New Hampshire, LLC, is not providing any service in the TDS local exchange service territory, including exchange access service.

Prepared by: Beth Choroser
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-55:

In Comcast Phone's Petition for Arbitration, Comcast stated that it offers "Local Interconnection Service to interconnected Voice over Internet Protocol ("VoIP") providers." Please identify in detail what constitutes "Local Interconnection Service." Please identify in detail where this service is offered in New Hampshire. Please identify in detail how this service is offered in New Hampshire. Please identify where the terms and conditions, including, but not limited to, prices, for the "Local Interconnection Service" can be found for service in the state of New Hampshire. Please provide a copy of the terms and conditions for "Local Interconnection Service" that is offered in the state of New Hampshire. Please identify in detail what is meant by "Local Interconnection Service."

Response:

Comcast Phone of New Hampshire, LLC ("Comcast") objects to this request on the grounds that it is overbroad, unduly burdensome, and not relevant or reasonably related to the issue presented for Commission determination in this docket to the extent that it seeks detailed information about where Local Interconnection Service is offered in New Hampshire. Subject to, and without waiver of, those objections, see Response to Request No. TDS 1-50.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-56:

Please identify all interconnected Voice over Internet Protocol providers, other than Comcast IP to which Comcast offers “Local Interconnection Service” in the state of New Hampshire.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. The identity of Comcast’s customers has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on companies that are not parties to this docket. Subject to, and without waiver of, these objections, Comcast offers its Local Interconnection Service to all interconnected VoIP service providers that meet the qualifications established in the Local Interconnection Service Guide.

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

**NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009**

Data Request No. TDS 1-57:

Please identify all interconnected Voice over Internet Protocol providers, other than Comcast IP, to which Comcast now provides “Local Interconnection Service” within the state of New Hampshire.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. The identity of Comcast’s customers has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on companies that are not parties to this docket. Subject to, and without waiver of, these objections, see Response to Request No. TDS 1-11(iii).

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-58:

Please identify all interconnected Voice over Internet Protocol providers, other than Comcast IP, to which Comcast now provides “Local Interconnection Service” anywhere within the United States in each case specifying the location of the customer.

Response:

Comcast Phone of New Hampshire, LLC (“Comcast”) objects to this request on the grounds that it is not relevant or reasonably related to the issue presented for Commission determination in this docket. The identity of customers of Comcast and its affiliates operating solely outside of New Hampshire has no bearing on whether Comcast is entitled to interconnection under federal law. Comcast further objects to this request to the extent that it seeks information on companies that are not parties to this docket with respect to service arrangements in other states. Subject to, and without waiver of, these objections, see Response to Request No. TDS 1-11(iii).

Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

NHPUC Docket No. DT 08-162
Comcast Responses to First TDS Data Requests
January 27, 2009

Data Request No. TDS 1-59:

In Comcast Phone's Petition for Arbitration, Comcast stated that it offers "Business Local Service." Please identify in detail what constitutes the "Business Local Service." Please identify whether there is any end user customer (unaffiliated with Comcast) that is receiving this service in the state of New Hampshire. Please identify in detail in what way Comcast offers "Business Local Service" in the state of New Hampshire. Please identify where the terms and conditions, including, but not limited to, prices, for the "Business Local Service" can be found for service in the state of New Hampshire. Please provide a copy of the terms and conditions for "Business Local Service" that is offered in the state of New Hampshire.

Response:

Comcast Phone of New Hampshire, LLC ("Comcast") objects to this request on the grounds that it is overbroad, unduly burdensome, and not relevant or reasonably related to the issue presented for Commission determination in this docket to the extent that it seeks detailed information about the way in which Business Local Service is offered in New Hampshire. Subject to, and without waiver of, those objections, see response to Request No. TDS 1-50. There are currently no customers of Business Local Service in New Hampshire.

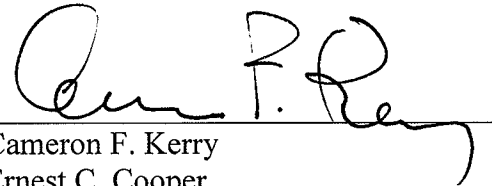
Prepared by: Counsel (objections); Beth Choroser
Date: January 27, 2009

Dated this 27th day of January, 2009

As to objections,

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ATTORNEYS FOR COMCAST
PHONE OF NEW HAMPSHIRE, LLC


**BEFORE THE
NEW HAMPSHIRE PUBLIC UTILITIES COMMISSION**

Petition of Comcast Phone of New Hampshire, LLC)
d/b/a Comcast Digital Phone for Arbitration of)
Rates, Terms and Conditions of Interconnection with)
Kearsarge Telephone Company d/b/a TDS Telecom,) DOCKET NO. DT 08-162
Merrimack County Telephone Company d/b/a TDS)
Telecom and Wilton Telephone Company, Inc. d/b/a)
TDS Telecom Pursuant to the Communications Act)
of 1934, as Amended)
)
)
)

CERTIFICATE OF SERVICE

I, Cameron F. Kerry, hereby certify that I have this 27th day of January, 2009, served the foregoing document by email, on all parties of record:

1. Comcast Responses to First TDS Data Requests (redacted).



Cameron F. Kerry