

November 24, 2014

Steve Mihalchick  
Administrative Law Judge  
Office of Administrative Hearings  
PO Box 64620  
St. Paul, MN 55164-0620

Re: In the Matter of the Petition of Hutchinson Telecommunications, Inc. for Arbitration  
with Embarq Minnesota, Inc., Pursuant to 47 U.S.C. Section 252 of the Federal  
Telecommunications Act  
MPUC Docket No. P-421, 5561, 430/IC-14-189  
OAH Docket No. 48-2500-31383

Dear Judge Mihalchick:

Enclosed for filing in the above-referenced matter please find the following:

Supplemental Testimony of Katherine Doherty

Respectfully submitted,

/s/ LINDA S. JENSEN  
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LSJ/ja  
Enclosure

BEFORE THE MINNESOTA OFFICE OF ADMINISTRATIVE HEARINGS  
600 North Robert Street  
St. Paul, MN 55101

FOR THE MINNESOTA PUBLIC UTILITIES COMMISSION  
121 Seventh Place East, Suite 350  
St Paul, MN 55101-2147

In the Matter of the Petition of Hutchinson  
Telecommunications, Inc. for Arbitration with  
Embarq Minnesota, Inc., Pursuant to 47  
U.S.C. Section 252 of the Federal  
Telecommunications Act

Docket No. P421,5561,430/IC-14-189  
OAH Docket No. 48-2500-31383

**SUPPLEMENTAL TESTIMONY OF KATHERINE A. DOHERTY**

**ON BEHALF OF**

**THE MINNESOTA DEPARTMENT OF COMMERCE**

**NOVEMBER 24, 2014**

1 **Q. Please state your name and business address.**

2 A. My name is Katherine Doherty. I am a Public Utilities Rates Analyst employed by the  
3 Minnesota Department of Commerce. My business address is 85 7<sup>th</sup> Place East,  
4 Suite 600, Saint Paul, Minnesota.  
5

6 **Q. Are you the same Katherine Doherty who submitted Direct and Surrebuttal Testimony**  
7 **in this case?**

8 A. Yes.  
9

10 **Q. What is the purpose of your supplemental testimony?**

11 A. On November 17, 2014, the Administrative Law Judge issued an Order permitting  
12 parties to supplement the record regarding a statement in CenturyLink EQ's  
13 (CenturyLink) November 12, 2014 Post-Hearing Reply brief. CenturyLink stated that  
14 the Department, in its Post-Hearing Brief, made an inaccurate factual allegation  
15 regarding the transport of calls to CenturyLink's customers located in Glencoe  
16 exchange. The purpose of my testimony is to respond to CenturyLink's statement.  
17

18 **Q. Please describe CenturyLink's allegations.**

19 A. Specifically, CenturyLink stated that "the Department incorrectly claims that "Century  
20 Link EQ uses the same transport facility between Glencoe and Osseo to transport  
21 calls between its own Glencoe customers as would be necessary for similar HTI  
22 calls."<sup>1</sup> CenturyLink stated that "calls between CenturyLink EQ customers in Glencoe

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<sup>1</sup> CenturyLink Reply Brief, page 15-16.

1 are connected in the Glencoe remote switch are not transported to and from  
2 Osseo.”<sup>2</sup>

3  
4 **Q. What was the basis for the statement in the Department’s Brief to which CenturyLink  
5 now objects?**

6 A. The Department’s brief was based upon statements I made in my August 6, 2014  
7 Surrebuttal Testimony, at pages 4-5. In the context of comparing the network  
8 configuration at issue in the current case with that at issue in the Charter/Qwest  
9 case<sup>3</sup> (the Charter case), I noted that HTI had chosen to locate its point of  
10 interconnection in the Glencoe exchange where it wished to serve customers, for the  
11 purpose of exchanging local and EAS traffic with CenturyLink. I further noted that  
12 regardless of whether an HTI customer in Glencoe calls a CenturyLink customer in  
13 Glencoe, a CenturyLink customer in Glencoe calls an HTI customer in Glencoe, *or*  
14 *whether a Glencoe CenturyLink customer calls another Glencoe CenturyLink*  
15 *customer*, the traffic must be transported from Glencoe to the Osseo tandem and  
16 back to Glencoe.

17  
18 **Q. What was the basis for your statement that a call between two CenturyLink  
19 customers, both located in Glencoe exchange, must be routed to the Osseo  
20 host/tandem switch and back to Glencoe?**

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<sup>2</sup> Id., page 16.

<sup>3</sup> In the Matter of the Petition of Charter Fiberlink for Arbitration of an Interconnection Agreement with Qwest Pursuant to 47 USC §252 (b), Docket No. P5535, 421/M-08-952 (*the Charter case*).

1 A. My understanding was that Glencoe exchange was served by a remote central office,  
2 and that the switching of calls took place at the Osseo host switch. My understanding  
3 was based on the direct testimony of Mr. William Easton in which he described the  
4 host/remote relationship between Glencoe and Osseo. Mr. Easton stated that:

5 Hutchinson seeks to connect with CenturyLink EQ at Glencoe, Minnesota, in a  
6 remote central office. ***A remote central office contains no intelligent switching  
7 equipment and instead provides line side connections for customer loops and an  
8 umbilical connection to a host switch, where all of the switching activity takes place.***

9 In this case, the host switch for Glencoe is located in Osseo, Minnesota,  
10 approximately 44 miles away.<sup>4</sup>

11  
12 **Q. Does Mr. Easton's testimony comport with CenturyLink's statement that "calls  
13 between CenturyLink EQ customers in Glencoe are connected in the Glencoe remote  
14 switch and are not transported to and from Osseo"<sup>5</sup>?**

15 A. No. CenturyLink's statement conflicts with Mr. Easton's testimony. If CenturyLink's  
16 statement is accurate, my statement that when a "Glencoe CenturyLink customer  
17 calls another Glencoe CenturyLink customer, the traffic must be transported from  
18 Glencoe to the Osseo tandem and back to Glencoe," as well as Mr. Easton's  
19 testimony on which I based my statement, are inaccurate.

20  
21 **Q. What is the significance of this issue?**

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<sup>4</sup> Easton Direct Testimony, page 48, line 31 – page 49, line 4.

<sup>5</sup> CenturyLink Reply Brief, page 16.

1 A. This issue of whether or not CenturyLink routes its own Glencoe to Glencoe traffic  
2 from Glencoe to Osseo and back, in itself, is not central to the case.<sup>6</sup> The new  
3 information that CenturyLink EQ has provided does not alter the fact that HTI, unlike  
4 Charter in the Charter case, chose to locate its point of interconnection in the  
5 Glencoe exchange where it wishes to serve customers, for the purpose of exchanging  
6 local and EAS traffic with CenturyLink. In the Charter case, it was Charter's decision  
7 to locate its point of interconnection far from the end offices that served its  
8 customers that dictated the transport costs in the Charter case. In the instant case, it  
9 is the way in which **CenturyLink** has configured its network with a host switch at the  
10 Osseo tandem and a distant remote office (without trunkside connections) in  
11 Glencoe that dictates the transport costs in the HTI-CenturyLink case.

12  
13 **Q. Does that conclude your Supplemental Testimony?**

14 A. Yes, it does.

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<sup>6</sup> While CenturyLink, according to its most recent assertion, does not use the facility between Glencoe and Osseo to transport its own Glencoe to Glencoe traffic, I note that CenturyLink does use the same Glencoe-Osseo facility to transport its own EAS traffic. Local calls exchanged between CenturyLink customers located in Glencoe and CenturyLink customers located in any of the exchanges to which Glencoe has extended area service must be transported over the same Glencoe-Osseo facility as would be necessary for HTI to exchange local/EAS traffic with CenturyLink.

## **CERTIFICATE OF SERVICE**

I, Sharon Ferguson, hereby certify that I have this day, served copies of the following document on the attached list of persons by electronic filing, certified mail, e-mail, or by depositing a true and correct copy thereof properly enveloped with postage paid in the United States Mail at St. Paul, Minnesota.

**Minnesota Department of Commerce  
Supplemental Testimony**

**Docket No. P421,5561,430/IC-14-189**

**Dated this 24<sup>th</sup> day of November 2014**

**/s/Sharon Ferguson**

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