



**Jason D. Topp**  
Assistant General Counsel  
(651) 312-5364

September 21, 2020

Mr. Connor Boler  
MN Department of Commerce  
85 Seventh Place East, Suite 500  
St. Paul, MN 55101-2198

**Re: MPUC Docket No. P-6312, 421/IC-20-522**

Dear Mr. Boler:

Enclosed are CenturyLink's Responses to the Department of Commerce's Information Request Nos. 1-5 regarding the above-referenced matter.

Very truly yours,

/s/ Jason D. Topp

Jason D. Topp

JDT/bardm

Enclosure

cc: Bruce Linscheid  
Lisa Gonzalez  
Greg Doyle

**STATE OF MINNESOTA  
BEFORE THE MINNESOTA PUBLIC UTILITIES COMMISSION**

Katie Sieben	Chair
Valerie Means	Commissioner
Matthew Schuerger	Commissioner
Joseph K. Sullivan	Commissioner
John Tuma	Commissioner

**Re: MPUC Docket No. P-6312, 421/IC-20-522**

**CERTIFICATE OF SERVICE**

Dianne Barthel hereby certifies that on the 21st day of September, 2020, she served the annexed filing of CenturyLink on the parties identified on the filing letter, by electronic mail, directed to said addressees at their last known email addresses.

/s/ Dianne Barthel\_\_\_\_\_

Dianne Barthel

**NOT PUBLIC/PRIVILEGED INFORMATION  
CLASSIFICATION RATIONALE**

**State:** Minnesota

**Description/Title of Information:** In the Matter of CenturyLink for Expedited Approval to Discontinue Physical Connection with KTF Telecom, Inc. MPUC Docket No. P-6312, 421/IC-20-522

**Rationale:** CenturyLink's responses to the Department of Commerce's Information Request Nos. 1, 2, 3, and 5 contain information that is considered Not Public because (1) CenturyLink makes reasonable efforts to ensure its privacy, (2) the data derives actual or potential independent economic value because the information is not generally known to, and not being readily ascertainable by proper means by, other persons who can obtain value from its disclosure or use and (3) the data contains confidential customer information. For this reason, CenturyLink's responses to the Department of Commerce's Information Request Nos. 1, 2, 3, and 5 should be protected from public disclosure.

**Minnesota Department of Commerce  
85 7<sup>th</sup> Place East / Suite 280 / St. Paul, MN 55101  
Information Request**

**Docket Number:** P-6312, 421/IC-20-522  Nonpublic  Public  
Date of Request: 09/11/2020  
Response Due: 09/21/2020

**Requested From:** Jason Topp  
CenturyLink Communications, LLC  
Jason.topp@centurylink.com

**Type of Inquiry:** General

**SEND RESPONSE VIA EMAIL TO:** [Utility.Discovery@state.mn.us](mailto:Utility.Discovery@state.mn.us) as well as the assigned analyst(s).

**Assigned Analyst(s):** Bruce Linscheid; Lisa Gonzalez; Greg Doyle

**Email Address(es):** [bruce.linscheid@state.mn.us](mailto:bruce.linscheid@state.mn.us); [lisa.gonzalez@state.mn.us](mailto:lisa.gonzalez@state.mn.us); [greg.doyle@state.mn.us](mailto:greg.doyle@state.mn.us)

**Phone Number(s):** 651-539-1881; 651-539-1880; 651-539-1850

**ADDITIONAL INSTRUCTIONS:**

Each response must be submitted as a text searchable PDF, unless otherwise directed. Please include the docket number, request number, and respondent name and title on the answers. If your response contains Trade Secret data, please include a public copy.

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**Request Number:** 1  
**Topic:** CenturyLink and KTF  
**Reference(s):** Click or tap here to enter text.

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**Request:**

List each of the services, and quantity of each service, that KTF purchases from CenturyLink under its interconnection agreement (ICA).

**Response:**

KTF purchases the following products from the interconnection agreement:

**[NOT PUBLIC DATA BEGINS**

**NOT PUBLIC DATA ENDS]**

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To be completed by responder

Response Date: **PUBLIC DOCUMENT**  
Response by: **NOT PUBLIC (OR PRIVILEGED) DATA HAS BEEN EXCISED**  
Email Address:  
Phone Number:

**Minnesota Department of Commerce  
85 7<sup>th</sup> Place East / Suite 280 / St. Paul, MN 55101  
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**Request Number:** 2  
**Topic:** CenturyLink and KTF  
**Reference(s):** Click or tap here to enter text.

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**Request:**

List each of the services, and quantity of each service, that KTF purchases from CenturyLink under a commercial agreement.

**Response:**

**[NOT PUBLIC DATA BEGINS**

**NOT PUBLIC DATA ENDS]**

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To be completed by responder

Response Date: **PUBLIC DOCUMENT**  
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**Request Number:** 3  
**Topic:** CenturyLink and KTF  
**Reference(s):** Click or tap here to enter text.

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**Request:**

List each of the tariffed services, and quantity of each service, that KTF purchases from CenturyLink.

**Response:**

**[NOT PUBLIC DATA BEGINS**

**NOT PUBLIC DATA ENDS]**

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**Request Number:** 4  
**Topic:** CenturyLink and KTF  
**Reference(s):** Click or tap here to enter text.

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**Request:**

For each of the services CenturyLink provides to KTF identified in the previous three questions, state which of these services CenturyLink believes are not subject to the Commission's jurisdiction. Provide an explanation and legal citation supporting CenturyLink's position.

**Response:**

CenturyLink has not taken the position that the Commission does not have jurisdiction over CenturyLink's connections to KTF. CenturyLink's position is outlined in its comments to the Commission. The Commission does not have jurisdiction over the services KTF offers its customers which, according to the department consist of broadband services and voice over internet protocol. The Department's

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proposed suggestions to the Commission include mandates to require CenturyLink to offer such services to KTF customers. It is CenturyLink's position that the Commission does not have the authority to order such services as the Eight Circuit has held in *Charter Advanced Svcs. (MN), LLC v. Lange*, 903 F.3d 715, 720 (8th Cir. 2018).

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**Request Number:** 5  
**Topic:** CenturyLink and KTF  
**Reference(s):** Click or tap here to enter text.

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**Request:**

If KTF purchases DS1/DS3 transport services from CenturyLink, identify where competitive fiber is present within a half mile of each UNE-triggering endpoint.

**Response:**

**[NOT PUBLIC DATA BEGINS**

**NOT PUBLIC DATA ENDS]**

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