

**ILLINOIS COMMERCE COMMISSION**

**COMMISSION DATA REQUESTS 1.01 through 1.10**

Companies: **Level 3 Communications, L.L.C.**  
Regarding: **ICC Docket No. 08-0XXX**  
Date Submitted: **April 9, 2008**

The Illinois Commerce Commission (“Commission” or “ICC”) hereby submits Commission Data Requests ICC 1.01 through ICC 1.10 to Level 3 Communications, L.L.C. (“Respondent”). Responses should be delivered on or before May 9, 2008 (“Response Due Date”), in accordance with the instructions set forth below.

**DEFINITIONS AND INSTRUCTIONS**

1. “Relate to” or “refer to” shall mean, in addition to their customary and usual meaning, to reflect on, to pertain to, support, evidence, constitute, or mention.
2. “And” as well as “or” are to be construed either disjunctively or conjunctively so as to bring within the scope of this request any matters that might be construed outside its scope.
3. The terms “document” or “documents” are intended to be comprehensive, including without limitation any kind of written or graphic material, whether typed, handwritten, printed, computer-generated, or matter of any kind from which information can be derived, however produced, reproduced or stored on paper, cards, machines, tapes, film, electronic facsimile, disks, computer tapes, printouts, computer programs or computer storage devices or any other medium, of any nature whatsoever, including all originals, copies and drafts.
4. When asked to “identify” a person, provide that person's name, job title and last known business address.
5. The word “Respondent” refers collectively to Level 3 Communications, L.L.C. and its corporate parents, affiliates and subsidiaries.
6. “Neutral Tandem” means Neutral Tandem, Inc., Neutral Tandem – Illinois, LLC, and their corporate parents, affiliates and subsidiaries.

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Staff Report - Level 3 Communications, L.L.C.:  
Request For Information Regarding Compliance  
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7. All documents requested herein are all those in the custody of, possession of, or control of Respondent or its experts, consultants, agents, employees or representatives (including attorneys), or to which the Respondent or its experts, consultants, agents, employees or representatives (including attorneys) have access.
8. If any of the information requested in a data request cannot be furnished, please indicate what information is not being provided and the reason that it cannot be provided.
9. If the Respondent asserts any privilege as to any documents responsive to this request, it shall identify the author(s) of the document, the addressee(s), the recipients(s) of copies, the date of the document, the nature of the document (e.g., letter, memorandum, handwritten notes), the length of the document, the document's current location, and the specific reason(s) why the Respondent contends that the document is privileged or otherwise protected from discovery.
10. The response to each data request question should begin on a new page. As part of each response, please identify the data request question to which the response is made by typing it at the top of the page. In addition, each response should identify the name, job title and telephone number of the person or persons responsible for providing the information requested for each data request question. If any person so identified is not a witness in this proceeding, the response shall also identify the witness or witnesses who will be responsible for the answering of cross-examination questions pertaining to both the request and the response.
11. Documents provided as part of a response should be attached to the sheet containing the response. Each page of all documents provided in response to any data request question should be clearly marked with the data request question number, unless stapled together, in which case only the first page need be marked.
12. Please provide individual responses as they become available. If, in your responses to a data request, you make reference to written testimony or affidavits filed in this docket, please include page numbers and line numbers where the information sought by Staff in each question can be found.
13. Electronic responses rather than paper responses are preferred, except that an original paper verification as set forth in paragraph 12 below must always be provided. If data is provided in response to a particular request, such data should be provided in an electronic format that allows data manipulation (i.e., spreadsheet – preferably Microsoft Excel - or database – preferably Microsoft Access -- not .pdf). If a portion of a response needs to be provided in paper, please provide the entire response in paper and also provide electronically the

portion that is able to be provided electronically. Responses shall be provided on or before the Response Due Date as follows:

Electronic responses shall be provided to the following persons:

Matthew L. Harvey  
Illinois Commerce Commission  
mharvey@icc.illinois.gov

Dr. James Zolnierek  
Illinois Commerce Commission  
jzolnier@icc.illinois.gov

If a paper response is required (i.e., where an electronic response cannot be provided), the paper response shall be provided to the following persons:

Matthew L. Harvey  
Office of General Counsel  
Illinois Commerce Commission  
160 North LaSalle, Ste. C-800  
Chicago, Illinois 60601

Dr. James Zolnierek  
Telecommunications Division  
Illinois Commerce Commission  
527 E. Capitol Avenue  
Springfield, IL 62701

If a response to any of the data requests cannot be provided by the Response Due Date, please provide notification within ten (10) days of the date of these data requests identifying those items that cannot be responded to by the requested date, and provide an estimate as to when the responses to such items will be provided.



ILLINOIS COMMERCE COMMISSION  
DATA REQUESTS TO LEVEL 3 COMMUNICATIONS, L.L.C.  
RESPONSE REQUIRED BY MAY 9, 2008

- ICC 1.01 Please produce true and correct copies of any and all invoices, bills, statements of account, or other documents of any description whatever, submitted by Level 3 Communications, L.L.C. (hereafter "Level 3") to Neutral Tandem relating to Illinois intrastate traffic exchanged between Level 3 and Neutral Tandem on any date subsequent to July 10, 2007.
- ICC 1.02 Please state whether the invoices appended hereto as Attachment A are true and correct copies, whether complete or partial, of documents transmitted by Level 3
- ICC 1.03 Please state whether "transport compensation", as that term is used in the invoices appended hereto in Attachment A, is intended to recover costs associated with the transport and/or termination of local traffic. If the answer is "no", please explain what this term refers to.
- ICC 1.04 Please describe in detail the manner in which Level 3 determined the rate, identified in the invoices included in Attachment A, of \$.0007 per minute of use to be appropriate for "transport compensation". Please include in your response any Interconnection Agreements, Tariffs, or other documents relied upon by Level 3 in determining the rate of \$.0007 per minute of use for "transport compensation", identify all passages in any such documents provided relied upon by Level 3 to determine the \$0.0007 per minute of use rate for "transport compensation", and provide an explanation of how such passages were used by Level 3 to determine the \$0.0007 per minute of use rate for "transport compensation."
- ICC 1.05 Please state Level 3's tariffed reciprocal compensation rate for Illinois and provide a reference to where that rate is found in Level 3's Illinois tariff.
- ICC 1.06 Please state whether the abbreviation "IA-IL-MN-UpperMI-WI-Tier2and3", as that term is used in the invoices appended hereto as Attachment A, refers in part to the State of Illinois.

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- ICC 1.07 Please state the total monthly minutes, if any, for Illinois that were included within the totals for the market "IA-IL-MN-UpperMI-WI-Tier2and3" for each invoice referencing "IA-IL-MN-UpperMI-WI-Tier2and3" that is included in Attachment A.
- ICC 1.08 Please state whether the abbreviation "Chicago", as that term is used in the invoices included in Attachment A, refers in part to any area within the State of Illinois.
- ICC 1.09 Please state the total monthly minutes for Illinois that were included within the totals for the market "Chicago" for each invoice referencing "Chicago" that is included in Attachment A.
- ICC 1.10 Please state whether Neutral Tandem has paid any sum for "transport compensation" associated with Illinois intrastate traffic exchanged by Level 3 and Neutral Tandem on any date subsequent to July 10, 2007, and if so, the date of such payment or payment, and the amount.