

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

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Illinois Bell Telephone, Inc.	)	
	)	
v.	)	Docket No. 08-0105
	)	
Global NAPs Illinois, Inc.	)	
	)	
Complaint pursuant to Section 252(e) of the	)	
Federal Telecommunications Act of 1996,	)	
47 U.S.C. §252(e), and Sections 4-101,	)	
10-101, and 10-108 of the Illinois Public	)	
Utilities Act, 220 ILCS 5/4-101, 220	)	
ILCS 5/10-101, and 220 ILCS 5/10-108	)	

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**AT&T ILLINOIS' SECOND SET OF DATA REQUESTS TO GLOBAL NAPs**  
**ILLINOIS**

Illinois Bell Telephone Company, Inc. (“AT&T Illinois”) hereby submits AT&T Illinois’ Second Set of Data Requests to Global NAPs, Illinois (“Global Illinois”), by and through its counsel of record. Responses to these Data Requests are requested by July 10, 2008.

**I. Instructions**

1. These Data Requests are continuing in nature and, should there be a change or modification necessary in your answers, a supplement to your original answer should be filed. Please identify at the end of each answer the person or persons most knowledgeable about such response and the person or persons responsible for the preparation of such response.

2. All documents requested herein are all those in custody, possession of, or control of Global Illinois or its affiliates, owners, experts, consultants, agents, employees or representatives (including attorneys), or to which Global Illinois or its affiliates, owners, experts, consultants, agents, employees or representatives (including attorneys) have access.

3. In producing documents pursuant to these Data Requests, Global Illinois should number each document and indicate the specific question(s) or request(s) in response to which the document is being produced. To the extent that any document falls within the scope of multiple requests, multiple productions are not contemplated; one production referencing the multiple requests will be sufficient.

4. For any information that you claim is unavailable, state why it is unavailable. If you cannot respond to the request precisely as it is stated, provide any information that is available that would respond to the request at a level of detail different from that specified herein.

5. A request for “all documents” or “any documents” contemplates a complete production of materials relating to the referenced subject matter but is not intended to seek a duplicative or cumulative production of documents. To the extent that the production of one set of documents is fully responsive to the information requested, AT&T Illinois does not seek (and Global Illinois need not produce) duplicate sets of hard-copy documents that also address the same matters.

6. If Global Illinois asserts any privilege as to any Documents responsive to the request, it shall identify the author(s) of the Document, the addressee(s), the Recipient(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 complainant contends that the Document is privileged or otherwise protected from discovery.

7. The singular form of a word shall be interpreted to include the plural, and the plural form of a word shall be interpreted to include the singular whenever appropriate.

8. The past tense of a word shall be interpreted to include the present tense and vice versa.

9. Unless otherwise stated, the relevant time period for these Data Requests is from 2002 to the present.

10. Service on AT&T Illinois should be made electronically, in person or by facsimile to:

Mark Ortlieb ([mo2753@att.com](mailto:mo2753@att.com))  
AT&T Illinois  
225 West Randolph Street  
Chicago, IL 60606  
Telephone: (312) 727-2415  
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With copies to:

Christian F. Binnig ([cbinnig@mayerbrown.com](mailto:cbinnig@mayerbrown.com))  
Hans Germann ([hgermann@mayerbrown.com](mailto:hgermann@mayerbrown.com))  
Mayer Brown LLP  
71 S. Wacker Drive  
Chicago, IL 60606  
Telephone: (312) 743-6700  
Facsimile: (312)701-7711

## **II. Definitions**

For purposes of this Second Set of Data Requests, the terms set forth below shall have the following meanings:

1. The terms “and” and “or” as used herein shall be construed as both conjunctive and disjunctive.

2. The term “any” shall be construed to include “all,” and “all” shall be construed to include “any.”

3. The terms “document” or “documents” are intended to be comprehensive, including without limitation any kind of written or graphic materials, whether typed, handwritten, printed, computer-generated, or matter of any kind from which information can be derived.

4. “Identify,” when used in connection with an act, shall mean to state a description of the act, including the place, date, and time of its occurrence, and the identity of the person, persons, or entities that engaged in and/or witnessed the act.

5. “Identify,” when used with reference to a “document,” shall mean to state the type of document (e.g., book, magazine, article, circular, ledger, letter, memoranda, chart, computer run information, microfilm, etc.), its present location and custodian, a description of its form, title, author/addresser, addressee, indicated or blind copies, subject matter, volume and page number or other means of general identification, approximate size and number of pages, any attachments or appendices, and the date on which it was made or prepared.

6. “Identify,” when used in connection with a person, shall mean to state that person’s name, job title and last known business address (or, in reference to Request No. 1-10, any other address provided by a customer to Global Illinois, if no business address was provided).

7. “Person” means any natural person, firm, corporation, association, partnership, or other organization or form of legal entity.

8. “Global Illinois” means Global NAPs Illinois, Inc.

### **DATA REQUESTS**

#### **AT&T Illinois Request to Global Illinois No. 2-1:**

On page 3 of Mr. Noack’s direct testimony, he states that AT&T Illinois and Global constructed a SONET ring between the LaGrange tandem location and Global’s Oak Brook facility. Provide all documents that refer or relate to the construction of that fiber ring system.

#### **AT&T Illinois Request to Global Illinois No. 2-2:**

With respect to the SONET system described on page 3 of Mr. Noack’s testimony, provide the following information:

- a. The date upon which the system became operational;
- b. The entity or entities that constructed the system;
- c. The work that each entity performed to construct the system;
- d. The type of fiber optical terminating equipment used;
- e. The total cost of constructing the fiber ring.

**AT&T Illinois Request to Global Illinois No. 2-3:**

Identify the Global entity that claims to “jointly” own the SONET ring with AT&T Illinois. Provide all documents that evidence the claimed joint ownership. Provide all documents that otherwise relate to the claimed joint ownership.

**AT&T Illinois Request to Global Illinois No. 2-4:**

On page 5 of his direct testimony, Mr. Noack states that “all of Global’s outbound traffic comes to it from ESPs.”

- a. Identify the name of each and every ESP from whom Global receives traffic and provide the business address and contact person for each ESP.
- b. Provide the date on which Global first began accepting traffic from each ESP.

**AT&T Illinois Request to Global Illinois No. 2-5:**

In footnote 5 of Mr. Sheltema’s direct testimony, he states that “much of, if not the majority of, traffic exchanged from Global NAPs to AT&T is nomadic VOIP.” With respect to this statement, provide the following information:

- a. For each of 2004, 2005, 2006, 2007 and year-to-date for 2008, provide the number of minutes exchanged from Global to AT&T Illinois that was nomadic VOIP.
- b. For 2004, 2005, 2006, 2007 and year-to-date for 2008, what percentage of traffic exchanged from Global to AT&T Illinois was nomadic VOIP?
- c. Page 7 of Mr. Sheltema’s direct testimony refers to a list of customers that is “attached as Confidential JS-Exhibit 1.” Provide a copy of that list.
- d. For year-to-date 2008, identify the percentage of total traffic exchanged from Global to AT&T Illinois that is delivered to Global by each of the two entities referred to on lines 158-161 of Mr. Sheltema’s direct testimony.
- e. All facts that support the referenced statement by Mr. Scheltema.

**AT&T Illinois Request to Global Illinois No. 2-6:**

For each of the two entities referred to on lines 158-161 of Mr. Sheltema’s direct testimony:

- a. provide the date that the entity began delivering ESP traffic to Global.

- b. provide all contracts covering the business relationship between these entities and any Global entity, including the initial contract and any amendments thereto.

**AT&T Illinois Request to Global Illinois No. 2-7:**

For 2006 and 2007, provide year-end financial statements, year-end adjusted trial balances, and any state or federal tax returns for Global NAPs, Inc.

Respectfully submitted,

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(312)727-2415

Dated: June 26, 2008