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1 **COULD THEY STILL DO THAT?**

2 A. Of course. Where there is mutual agreement, we can always amend the
3 ICA. If some new kind of traffic or new network technology comes
4 along, such that the parties both would like to establish separate trunk
5 groups for a certain traffic type, we could deal that eventuality with an
6 amendment to the ICA.

7

8 **ISSUE 32: MAY BRIGHT HOUSE REQUIRE VERIZON TO ACCEPT**
9 **TRUNKING AT DS-3 LEVEL OR ABOVE? (Int. Att. § 2.4.6.)**

10

11 **Q. HAVE THE PARTIES RESOLVED THIS ISSUE WITH RESPECT TO**
12 **THEIR CURRENT ARRANGEMENT FOR NETWORK**
13 **INTERCONNECTION?**

14 A. Yes. The parties have agreed that they will include terms in the ICA that
15 will address their current arrangement for network interconnection,
16 which resolves this dispute as long as those physical arrangements
17 remain materially unchanged.

18

19 **Q. PLEASE DESCRIBE THE PARTIES' CURRENT NETWORK**
20 **INTERCONNECTION ARRANGEMENT.**

21 A. **[BEGIN CONFIDENTIAL]** Bright House currently obtains
22 interconnection with Verizon by collocating at two Verizon end offices
23 and in the Verizon office that houses its two access tandems. Bright
24 House uses direct trunking from its collocations to many of Verizon end
25 office switches, all at the DS1 level. Bright House also routes some of

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1 its traffic through Verizon's tandem switches, which in turn route the
2 traffic at the DS1 level to the end offices. The only traffic that Bright
3 House exchanges at DS3 level volumes is between its collocations and
4 Verizon's tandems. [END CONFIDENTIAL]

5
6 **Q. WHAT IS THE SCOPE OF THIS DISPUTE?**

7 A. That is not clear because the settlement covers the parties' current
8 interconnection arrangement and Mr. Gates does not state what
9 material changes to the current interconnection arrangement Bright
10 House might request. Bright House thus appears to be asking the
11 Commission to address this issue in the abstract, without reference to a
12 particular network configuration, which alone is reason to reject Bright
13 House's proposed language. In any event, because the interconnection
14 arrangements in place at Verizon's tandem office have been resolved, it
15 appears that whatever theoretical disagreement the parties may have
16 concerns whether Verizon's end office switches should have DS3 switch
17 ports. Because Bright House is sending [BEGIN CONFIDENTIAL.] DS1
18 levels of traffic to Verizon's end offices today, [END CONFIDENTIAL]
19 Bright House has no practical need for the Commission to address this
20 issue, but in any case Bright House is wrong for the reasons I discuss
21 below.

22
23 **Q. WHAT WOULD VERIZON BE REQUIRED TO DO IF ITS END OFFICE**
24 **SWITCHES HAD TO ACCEPT DS3 LEVEL TRAFFIC WITHOUT**
25 **MULTIPLEXING?**