

Law Office of
Richard A. Finnigan
2112 Black Lake Blvd. SW
Olympia, Washington 98512

Richard A. Finnigan
(360) 956-7001
rickfinn@localaccess.com

Candace Shofstall
Legal Assistant
(360) 753-7012
candaces@localaccess.com

June 6, 2014

VIA ELECTRONIC FILING AND BY MAIL

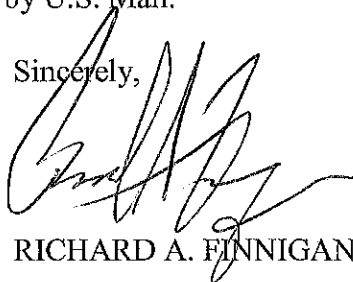
Filing Center
Public Utility Commission of Oregon
3930 Fairview Industrial Drive SE
PO Box 1088
Salem OR 97308-1088

Re: UM 1481 – OTA's Response to Bench Requests

Dear Sir/Madam:

Enclosed are the original and five copies of OTA's non-confidential responses to the Bench Requests 1-5 issued May 5, 2014. A single copy has been provided electronically. The confidential material will be sent separately by U.S. Mail.

Sincerely,



RICHARD A. FINNIGAN

RAF/ cs
Enclosures

cc: Client (via e-mail)
Parties (via e-mail)

CERTIFICATE OF SERVICE
UM 1481

I certify the confidential portion of the Responses to Bench Request on behalf of the Oregon Telecommunications Association were sent by U.S. Mail to the address set out below. I certify that I sent the attached Responses to Bench Requests on behalf of the Oregon Telecommunications Association by electronic mail and U.S. mail to the following:

FILING CENTER
PUBLIC UTILITY COMMISSION OF OREGON
PO BOX 2148
SALEM, OR 97308-2148
puc.filingcenter@state.or.us

I hereby certify that I served the non-confidential portions of the Responses to Bench Requests on behalf of the Oregon Telecommunications Association upon all parties of record in this proceeding as listed below by electronic mail and that those persons who have signed the Protective Order in this matter also were served by U.S. Mail with a copy of the confidential portion of the Responses:

CHARLES L. BEST
1631 NE BROADWAY #538
PORTLAND, OR 97232-1425
charlesbestlaw@q.com

CINDY MANHEIM
GENERAL ATTORNEY
AT&T SERVICES, INC.
16331 NE 72ND WAY, RM 1164B
REDMOND, WA 98052
cm9268@att.com

DAVID COLLIER
AT&T SERVICES, INC.
645 E PLUMB LN, RM C142
PO BOX 11010
RENO, NV 89502
david.collier@att.com

SHARON L. MULLIN
AT&T SERVICES, INC.
DIRECTOR-EXTERNAL AFFAIRS
816 CONGRESS AVE
AUSTIN, TX 78701
sm3162@att.com

ARTHUR BUTLER
ATER WYNNE LLP
601 UNION STREET, STE 1501
SEATTLE, WA 98101-3981
aab@aterwynne.com

BRENDA S MOLNER
ATER WYNNE LLP
601 UNION STREET, STE 1501
SEATTLE, WA 98101-3981
bsm@aterwynne.com

WILLIAM E. HENDRICKS
CENTURYLINK, INC.
902 WASCO ST A0412
HOOD RIVER, OR 97031
tre.hendricks@centurylink.com

ALAN GALLOWAY
DAVIS WRIGHT TREMAINE LLP
1300 SW FIFTH AVENUE, STE. 2300
PORTLAND, OR 97201
alangalloway@dwt.com

1 RICHARD B SEVERY
VERIZON
2 2775 MITCHELL DR, BLDG. 8-2
WALNUT CREEK CA 94598
3 richard.b.severy@verizon.com

4 CARLA BUTLER
5 QWEST CORPORATION
6 310 SW PARK AVE 11TH FL
PORTLAND OR 97205-3715
7 carla.butler@centurylink.com

8 DOUG COOLEY
GOVERNMENT AFFAIRS MANAGER
9 COMCAST BUSINESS COMMUNICATIONS
LLC
10 1710 SALEM INDUSTRIAL DRIVE NE
SALEM, OR 97303
11 doug_cooley@cable.comcast.com

12 MARK TRINCHERO
DAVIS WRIGHT TREMAINE LLP
13 1300 SW FIFTH AVE STE 2300
PORTLAND, OR 97201-5682
14 marktrinchero@dwt.com

15 BARBARA YOUNG
EMBARQ COMMUNICATIONS INC.
16 902 WASCO ST - ORHDRA0412
HOOD RIVER, OR 97031-3105
17 barbara.c.young@centurylink.com

18
19 JEFFRY H. SMITH
VICE PRESIDENT & DIVISION MANAGER
20 GVNW CONSULTING INC.
PO BOX 2330
21 TUALATIN, OR 97062
22 jsmith@gvnw.com

G. CATRIONA MCCRACKEN
LEGAL COUNSEL/STAFF ATTY
CITIZENS' UTILITY BOARD OF OR
610 SW BROADWAY, SUITE 400
PORTLAND, OR 97205
catriona@oregoncub.org

ADAM HAAS
WSTC
10425 SW HAWTHORNE LN
PORTLAND, OR 97225
adam.haas@warmspringstelecom.com

MARSHA SPELLMAN
WARM SPRINGS
TELECOMMUNICATIONS
10425 SW HAWTHORNE LN
PORTLAND, OR 97225
marsha.spellman@warmspringstelecom.com

J JEFFERY OXLEY
INTEGRA TELECOM OF OREGON INC
6160 GOLDEN HILLS DR
GOLDEN VALLEY MN 55416-1020
jjoxley@integratelecom.com

RENEE WILLER, EXTERNAL AFFAIRS
MANAGER
FRONTIER COMMUNICATIONS
NORTHWEST INC.
20575 NW VON NEUMANN DR
BEAVERTON, OR 97006-6982
renee.willer@ftr.com

KEN SNOW
CONSULTING MANAGER
GVNW CONSULTING INC.
PO BOX 2330
TUALATIN, OR 97062
ksnow@gvnw.com

23
24
25
26 CERTIFICATE OF SERVICE - 2

Law Office of
Richard A. Finnigan
2112 Black Lake Blvd. SW
Olympia, WA 98512
(360) 956-7001

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

DOUGLAS K. DENNEY
INTEGRA
18110 SE 34 ST
BUILDING ONE, SUITE 100
VANCOUVER, WA 98683
dkdenney@integratelecom.com

MICHAEL DEWEY
EXECUTIVE DIRECTOR
OREGON CABLE AND
TELECOMMUNICATIONS ASSN
1249 COMMERCIAL ST SE
SALEM, OR 97302
mdewey@oregoncable.com

ROGER WHITE, PROGRAM MANAGER
PUBLIC UTILITY COMMISSION OF
OREGON
PO BOX 1088
SALEM, OR 97308
roger.white@state.or.us

LISA F RACKNER
MCDOWELL RACKNER & GIBSON PC
419 SW 11TH AVE, STE 400
PORTLAND OR 97205
dockets@mcd-law.com

BRANT WOLF
OREGON TELECOMMUNICATIONS ASSN
777 13TH ST SE STE 120
SALEM OR 97301-4038
bwolf@ota-telecom.org

ROBERT JENKS
CITIZENS' UTILITY BOARD OF OREGON
610 SW BROADWAY, SUITE 400
PORTLAND, OR 97205
bob@oregoncub.org

JASON W JONES
PUC STAFF--DEPARTMENT OF JUSTICE
BUSINESS ACTIVITIES SECTION
1162 COURT ST NE
SALEM OR 97301-4096
jason.w.jones@state.or.us

CRAIG PHILLIPS
OREGON EXCHANGE CARRIER ASSN
1104 MAIN ST #300
VANCOUVER, WA 98660
cphillips@oecca.com

KAY MARINOS
PUBLIC UTILITY COMMISSION OF
OREGON
PO BOX 1088
SALEM OR 97308-2148
kay.marinosa@state.or.us

ADAM LOWNEY
MCDOWELL RACKNER & GIBSON PC
419 SW 11TH AVE, STE 400
PORTLAND OR 97205
adam@mcd-law.com

TIM SPANRING
OPERATIONS MANAGER
COMSPAN COMMUNICATIONS INC
278 NW GARDEN VALLEY BLVD
ROSEBURG OR 97470
tims@comspancomm.com

JIM RENNARD
CONSULTING MANAGER
GVNW CONSULTING, INC.
PO BOX 2330
TUALATIN, OR 97062
jrennard@gvnw.com

1 GEORGE BAKER THOMSON
2 ASSOCIATE GENERAL COUNSEL
3 FRONTIER COMMUNICATIONS
4 1800 41ST STREET
5 EVERETT, WA 98201
6 george.thomson@fr.com

GREGORY T. DIAMOND
VICE-PRESIDENT, REGULATORY
TW TELECOM
223 TAYLOR AVE STE 250
SEATTLE, WA 98109
greg.diamond@twtelecom.com

5 OPUC DOCKETS
6 CITIZENS' UTILITY BOARD OF OR
7 610 SW BROADWAY, SUITE 400
8 PORTLAND, OR 97205
9 docket@oregoncub.org

RON L TRULLINGER
MANAGER - OREGON REGULATORY
CENTURYLINK
310 SW PARK AVE 11TH FL
PORTLAND, OR 97205
ron.trullinger@centurylink.com

10 Dated at Olympia, WA this 6th day of June, 2014.

11 By: 

12 RICHARD A. FINNIGAN, OSB No. 965357
13 Attorney for the Oregon Telecommunications
14 Association

BEFORE THE OREGON PUBLIC UTILITY COMMISSION

UM 1481

In the Matter of

PUBLIC UTILITY COMMISSION OF
OREGON

Staff Investigation of the Oregon Universal
Service Fund

PHASE III – ISSUE B
(NETWORK ALLOCATION)

OTA'S RESPONSES TO BENCH REQUESTS

These responses are provided subject to the General Objections and specific objections that may be listed for each bench request.

GENERAL OBJECTIONS

To the extent that the bench requests call for the submission of information that is attorney work product or involves the attorney-client privilege, such material is objected to and will not be provided.

To the extent that the bench requests call for the production of information that is unrelated to the issues in this proceeding, the bench requests are objected to as not reasonably calculated to lead to evidence which may be used at hearing.

To the extent that the bench requests require the Oregon Telecommunications Association (“OTA”) to perform studies or research, or to produce information that is not readily available, the bench requests are objected to as unreasonably burdensome.

RESPONSES

Bench Request No. 1. The number of residential customers and the number of business customers in each exchange receiving support from the Oregon Universal Service Fund (OUSF).

RESPONSE: Please see the attached table. The table is filed on a confidential basis. The table is constructed using a three megabits per second standard for broadband as set out in the clarification issued by the Administrative Law Judge.

Response prepared by: Richard A. Finnigan

Title: Attorney

Date: June 6, 2014

Bench Request No. 2. The percentage of residential customers and the percentage of business customers in each OUSF-supported exchange that has broadband access available from their ILEC.

RESPONSE: Please see the attached table. The table is filed on a confidential basis. The table is constructed using a three megabits per second standard for broadband as set out in the clarification issued by the Administrative Law Judge.

Response prepared by: Richard A. Finnigan
Title: Attorney
Date: June 6, 2014

Bench Request No. 3. For each OUSF-supported exchange: the advertised maximum download speed and typical download speed of broadband service provided to customers.

RESPONSE: Please see the attached table. The table is filed on a confidential basis. The table is constructed using a three megabits per second standard for broadband as set out in the clarification issued by the Administrative Law Judge.

Response prepared by: Richard A. Finnigan
Title: Attorney
Date: June 6, 2014

Bench Request No. 4. For each OUSF-supported exchange: The percentage of customers with broadband access available from their ILEC that are actually broadband customers of that ILEC ("Take rate").

RESPONSE: Please see the attached table. The table is filed on a confidential basis. The table is constructed using a three megabits per second standard for broadband as set out in the clarification issued by the Administrative Law Judge.

Response prepared by: Richard A. Finnigan
Title: Attorney
Date: June 6, 2014

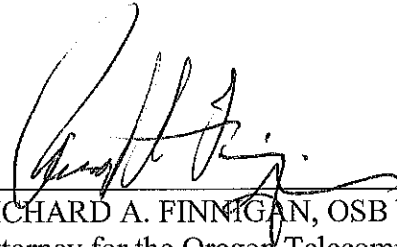
Bench Request No. 5. For each OUSF-supported exchange: all non-ILEC providers of terrestrial-based broadband services, including, but not limited to, cable and wireless providers.

- a. For each such provider, information as to whether it offers telephony services over those facilities.
- b. For each such provider, whether such telephony services are offered over its own facilities or via resale of ILEC-provided facilities.
- c. For each such provider, the market penetration of broadband services.

RESPONSE: Please see the attached table. Please note the footnote as it relates to wireless carriers. While it can be determined that wireless carriers may be present, it cannot be determined whether they offer three megabit per second download speed. In addition, it should be noted that in many cases the wireless carriers do not cover the entire exchange or exchanges.

Response prepared by: Richard A. Finnigan
Title: Attorney
Date: June 6, 2014

DATED: June 6, 2014.



RICHARD A. FINNIGAN, OSB No. 965357
Attorney for the Oregon Telecommunications Association

Bench Requests 1-4

| Company | OUSF Support Residential Customers | OUSF Support Business Customers | % Residential Customers with Broadband Access Available | % Business Customers with Broadband Access Available | Maximum Advertised Download Speed | Typical Download Speed | Take Rate |
|-------------------|------------------------------------|---------------------------------|---|--|-----------------------------------|------------------------|-----------|
| Asotin** | | | | | | | |
| Beaver Creek | | | | | | | |
| Canby | | | | | | | |
| Cascade | | | | | | | |
| Elkton | | | | | | | |
| Scottsburg | | | | | | | |
| Ash Valley | | | | | | | |
| Mt. Hood Meadows | | | | | | | |
| Estacada | | | | | | | |
| Eagle Creek | | | | | | | |
| Ripplebrook | | | | | | | |
| Corbett | | | | | | | |
| Medical Springs | | | | | | | |
| Haines | | | | | | | |
| Clear Creek | | | | | | | |
| Colton | | | | | | | |
| Eagle | | | | | | | |
| Gervais | | | | | | | |
| Helix | | | | | | | |
| Home** | | | | | | | |
| Molalla | | | | | | | |
| Monitor | | | | | | | |
| Momroe | | | | | | | |
| Mt. Angel | | | | | | | |
| Nehalem | | | | | | | |
| North-State | | | | | | | |
| Oregon Telephone* | | | | | | | |
| OTC - MTE*** | | | | | | | |
| Oregon-Idaho** | | | | | | | |
| Jordan Valley | | | | | | | |
| Ridgeveiw | | | | | | | |
| Adnam | | | | | | | |
| People's | | | | | | | |

*Oregon Telephone does not receive OUSF.

**Availability not tracked by customer class. Represents percent of total locations.

***Midvale exchange acquired by Oregon Telephone Corp. Constitutes a separate study area for OUSF purposes.

REDACTED

Bench Requests 1-4

| Company | OUSF Support Residential Customers | OUSF Support Business Customers | % Residential Customers with Broadband Access Available | % Business Customers with Broadband Access Available | Maximum Advertised Download Speed | Typical Download Speed | Take Rate |
|----------------|------------------------------------|---------------------------------|---|--|-----------------------------------|------------------------|-----------|
| Pine | | | | | | | |
| Halfway/Oxbow | | | | | | | |
| Granite | | | | | | | |
| Three Rivers | | | | | | | |
| Pioneer**** | | | | | | | |
| Roome | | | | | | | |
| Scio | | | | | | | |
| St. Paul | | | | | | | |
| Stayton | | | | | | | |
| Trans-Cascades | | | | | | | |

*Oregon Telephone does not receive OUSF.
 **Availability not tracked by customer class. Represents percent of total locations.
 ***Midvale exchange acquired by Oregon Telephone Corp. Constitutes a separate study area for OUSF purposes.
 ****Data is not tracked on an exchange level basis.

REDACTED

Bench Request 5

| Company | Non-ILEC Broadband Provider (Terrestrial based services) | Telephony (Y/N) | Telephony Resale (Y/N) | Non-ILEC Provider Market Penetration |
|--------------------|---|------------------------|-------------------------------|---|
| Asotin | None | N/A | N/A | N/A |
| Beaver Creek | Major wireless carriers*/Comcast - partial/Wave Broadband - partial | Y*** | N | ≈ 5% |
| Canby | Major wireless carriers*/ Wave Broadband | Y*** | N | Unknown |
| Cascade | Major wireless carriers* | Y except Ripplecreek | N | Unknown |
| | Comcast - Part of Corbett Exchange | Y*** | N | Unknown |
| Clear Creek | Major wireless carriers* | Y | N | Unknown |
| | Comcast | Y*** | N | Unknown |
| Colton | Major wireless carriers* | Y | N | Unknown |
| Eagle | Pine Telephone, AT&T, Verizon | Y (except Pine) | N | ≈ 12% |
| Gervais | Wave Broadband - wireless carriers* | Y*** | N | Unknown |
| Helix | Wtechlink | N | N/A | Unknown |
| Home | J&N Cable, Comcast Broadband | N | N/A | Unknown |
| Molalla | Major Wireless carriers*/Wave Broadband | Y*** | N | Unknown |
| Monitor | Major wireless carriers* | Y | N | Unknown |
| Monroe | Major wireless carriers* | Y | N | Unknown |
| Mt. Angel | Major Wireless carriers*/Wave Broadband | Y*** | N | Unknown |
| Nehalem | None | N/A | N/A | N/A |
| North-State | None | N/A | N/A | N/A |
| Oregon Telephone** | N/A | N/A | N/A | N/A |
| OTC - MTE | None | N/A | N/A | N/A |
| Oregon-Idaho | None | N/A | N/A | N/A |
| Peoples | Major Wireless carriers*/Wave Broadband | Y*** | N | Unknown |
| Pine | Snake River PCS | Y | N | Unknown |
| Pioneer | Major wireless carriers*/Comcast (partial)/Charter (partial) | Y/unknown for Charter | N | Unknown |
| Roome | Major wireless carriers* | Y | N | Unknown |
| Scio | Major wireless carriers* | Y | N | Unknown |
| | Major wireless carriers* | Y | N | Unknown |
| St. Paul | Online Northwest | Unknown | N | Unknown |
| Stayton | Major Wireless carriers*/Wave Broadband | Y*** | N | Unknown |
| Trans-Cascades | Major wireless carriers* | Y | N | Unknown |

*Wireless carriers - it is assumed, but not known, that the wireless carriers can offer broadband in some portions of the exchanges where it is identified that they are present, although the extent to which they can offer 3 Mbps download speed in each area is not known. In addition, it should be noted that in many cases wireless carriers do not cover the entire exchange.

**Oregon Telephone Corp. does not receive OUSF.

***Although a "yes" is noted, Wave Broadband and Comcast view themselves as providing an information service, not telephony.