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June 17, 2010

VIA HAND DELIVERY

filed electronically in docket office on 06/17/10

Hon. Sara Kyle, Chairman  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37238

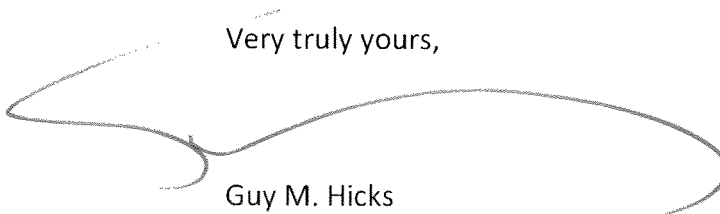
Re: *Approval of the Amendment to the Interconnection Agreement Negotiated by BellSouth Telecommunications, Inc. d/b/a AT&T Tennessee and Cincinnati Bell Any Distance, Inc. Pursuant to Sections 251 and 252 of the Telecommunications Act of 1996*  
Docket No. 10-00123

Dear Chairman Kyle:

Enclosed for filing in the referenced docket are the original and four copies of the *Petition for Approval of the Amendment to the Interconnection Agreement Negotiated by BellSouth Telecommunications, Inc. d/b/a AT&T Tennessee and Cincinnati Bell Any Distance, Inc.* The Amendment adds a Disaster Recovery Plan.

AT&T Tennessee respectfully requests that this matter be placed on the Authority's next Conference Agenda.

Very truly yours,



Guy M. Hicks

BEFORE THE TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee

In re: *Approval of the Amendment to the Interconnection Agreement Negotiated by BellSouth Telecommunications, Inc. dba AT&T Tennessee and Cincinnati Bell Any Distance, Inc. Pursuant to Sections 251 and 252 of the Telecommunications Act of 1996*

Docket No. \_\_\_\_\_

**PETITION FOR APPROVAL OF THE INTERCONNECTION AGREEMENT NEGOTIATED  
BETWEEN BELL SOUTH TELECOMMUNICATIONS, INC.  
DBA AT&T TENNESSEE AND CINCINNATI BELL ANY DISTANCE, INC.**

COME NOW, Cincinnati Bell Any Distance, Inc. ("Cincinnati Bell") and BellSouth Telecommunications, Inc., dba AT&T Tennessee ("AT&T"), and file this request for approval of the Amendment to the Interconnection Agreement (the "Agreement") negotiated between the two companies pursuant to Sections 251 and 252 of the Telecommunications Act of 1996, (the "Act"). In support of their request, Cincinnati Bell and AT&T state the following:

1. The parties have recently negotiated an Amendment to the Agreement dated June 9, 2004, adding a Disaster Recovery Plan. A copy of the Amendment is attached hereto and incorporated herein by reference.
2. Pursuant to Section 252(e) of the Telecommunications Act of 1996, Cincinnati Bell and AT&T are submitting their Agreement to the TRA for its consideration and approval.
3. In accordance with Section 252(e) of the Act, the TRA is charged with approving or rejecting the negotiated Agreement between AT&T and Cincinnati Bell within 90 days of its submission. The Act provides that the TRA may only reject such an agreement if it finds that the agreement or any portion of the agreement discriminates against a telecommunications

carrier not a party to the agreement or the implementation of the agreement or any portion of the agreement is not consistent with the public interest, convenience and necessity.

4. Cincinnati Bell and AT&T aver that the Agreement is consistent with the standards for approval.

5. Pursuant to 47 USC Section 252(i) and 47 C.F.R. Section 51.809, AT&T shall make available the entire Interconnection Agreement approved pursuant to 47 USC Section 252.

Cincinnati Bell and AT&T respectfully request that the TRA approve the Agreement negotiated between the parties.

Respectfully submitted,

BELLSOUTH TELECOMMUNICATIONS, INC.  
DBA AT&T TENNESSEE

By: 

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Attorney for AT&T

**AMENDMENT TO THE AGREEMENT  
BETWEEN  
CINCINNATI BELL ANY DISTANCE INC.  
AND  
BELLSOUTH TELECOMMUNICATIONS, INC., d/b/a AT&T TENNESSEE**

This Amendment (the "Amendment") amends the Interconnection Agreement by and between BellSouth Telecommunications, Inc., d/b/a AT&T Tennessee ("AT&T") and Cincinnati Bell Any Distance Inc. ("CLEC"). AT&T Tennessee and CLEC are hereinafter referred to collectively as the "Parties" and individually as a "Party".

**WHEREAS**, AT&T Tennessee and CLEC are Parties to an Interconnection Agreement under Sections 251 and 252 of the Communications Act of 1934, as amended (the "Act"), dated December 24, 2009 and as subsequently amended (the "Agreement"); and

**NOW, THEREFORE**, in consideration of the promises and mutual agreements set forth herein, the Parties agree to amend the Agreement as follows:

1. Add Disaster Recovery Plan Appendix, which is attached hereto and incorporated herein by this reference.
2. EXCEPT AS MODIFIED HEREIN, ALL OTHER TERMS AND CONDITIONS OF THE UNDERLYING AGREEMENT SHALL REMAIN UNCHANGED AND IN FULL FORCE AND EFFECT.
3. In entering into this Amendment, neither Party waives, and each Party expressly reserves, any rights, remedies or arguments it may have at law or under the intervening law or regulatory change provisions in the underlying Agreement (including intervening law rights asserted by either Party via written notice predating this Amendment) with respect to any orders, decisions, legislation or proceedings and any remands thereof, which the Parties have not yet fully incorporated into this Agreement or which may be the subject of further review.
4. This Amendment shall not modify or extend the Effective Date or Term of the underlying Agreement, but rather, shall be coterminous with such Agreement.
5. This Amendment shall be filed with and is subject to approval by the State Commission and shall become effective ten (10) days following approval by such Commission..

Cincinnati Bell Any Distance Inc.

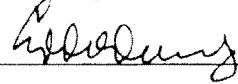
By: 

Name: Christopher J. Wilson

Title: Vice President & General Counsel

Date: 1/28/2010

BellSouth Telecommunications, Inc., d/b/a  
AT&T Tennessee by AT&T Operations, Inc.,  
its authorized agent

By: 

Name: Eddie A. Reed, Jr.

Title: Director-Interconnection Agreements

Date: 2.3.10

# GENERAL TERMS AND CONDITIONS RIDER – DISASTER RECOVERY – TENNESSEE

TABLE OF CONTENTS	
Section	Section Number

General Provisions .....	1.0
<u>AT&amp;T TENNESSEE</u> Disaster Recovery Plan .....	2.0

## 1.0 General Provisions

- 1.1 AT&T TENNESSEE hereby commits to provide Disaster Recovery to CLEC according to the plan below.

## 2.0 AT&T TENNESSEE Disaster Recovery Plan

- 2.1 In the unlikely event of a disaster occurring that affects AT&T TENNESSEE's long-term ability to deliver traffic to a CLEC, general procedures have been developed by AT&T TENNESSEE to hasten the recovery process in accordance with the Telecommunications Service Priority (TSP) Program established by the FCC to identify and prioritize telecommunication services that support national security or emergency preparedness (NS/EP) missions. A description of the TSP Program as it may be amended from time to time is available on AT&T TENNESSEE's Wholesale – Southeast Region Web site. Since each location is different and could be affected by an assortment of potential problems, a detailed recovery plan is impractical. However, in the process of reviewing recovery activities for specific locations, some basic procedures emerge that appear to be common in most cases.
- 2.2 These general procedures should apply to any disaster that affects the delivery of traffic for an extended time period. Each CLEC will be given the same consideration during an outage, and service will be restored as quickly as possible. AT&T TENNESSEE reserves the right to make changes to these procedures as improvements become available or as business conditions dictate.
- 2.3 This plan will cover the basic recovery procedures that would apply to every CLEC.
- 2.4 Single Point of Contact
- 2.4.1 When a problem is experienced, regardless of the severity, the AT&T TENNESSEE Network Management Center (NMC) will observe traffic anomalies and begin monitoring the situation. Controls will be appropriately applied to insure the sanity of AT&T TENNESSEE's network; and, in the event that a switch or facility node is lost, the NMC will attempt to circumvent the failure using available reroutes.
- 2.4.2 AT&T TENNESSEE's NMC will remain in control of the restoration efforts until the problem has been identified as being a long-term outage. At that time, the NMC will contact AT&T TENNESSEE's ECC and relinquish control of the recovery efforts. Even though the ECC may take charge of the situation, the NMC will continue to monitor the circumstances and restore traffic as soon as damaged network elements are revitalized.
- 2.4.3 The telephone number for the AT&T TENNESSEE Network Management Center in Atlanta, as published in Telcordia's National Network Management Directory, is 404-321-2516.
- 2.5 Identifying the Problem
- 2.5.1 During the early stages of problem detection, the NMC will be able to tell which CLECs are affected by the catastrophe. Further analysis and/or first hand observation will determine if the disaster has affected CLEC equipment only, AT&T TENNESSEE equipment only or a combination. The initial restoration activity will be largely determined by the equipment that is affected.
- 2.5.2 Once the nature of the disaster is determined and after verifying the cause of the problem, the NMC will initiate reroutes and/or transfers that are jointly agreed upon by the affected CLECs' Network Management Center and the AT&T TENNESSEE NMC. The type and percentage of controls used will depend upon available network capacity. Controls necessary to stabilize the situation will be invoked and the NMC will attempt to re-establish as much traffic as possible.
- 2.5.3 For long-term outages, recovery efforts will be coordinated by the ECC. Traffic controls will continue to be applied by the NMC until facilities are re-established. As equipment is made available for service, the ECC will instruct the NMC to begin removing the controls and allow traffic to resume.



## 2.6 Site Control

- 2.6.1 In the total loss of building use scenario, what likely exists will be a smoking pile of rubble. This rubble will contain many components that could be dangerous. It could also contain any personnel on the premises at the time of the disaster. For these reasons, the local fire marshal with the assistance of the police will control the site until the building is no longer a threat to surrounding properties and the companies have secured the site from the general public.
- 2.6.2 During this time, the majority owner of the building should be arranging for a demolition contractor to mobilize to the site with the primary objective of reaching the cable entrance facility for a damage assessment. The results of this assessment would then dictate immediate plans for restoration, both short term and permanent.
- 2.6.3 In a less catastrophic event, i.e., the building is still standing and the cable entrance facility is usable, the situation is more complex. The site will initially be controlled by local authorities until the threat to adjacent property has diminished. Once the site is returned to the control of the companies, the following events should occur:
  - 2.6.3.1 An initial assessment of the main building infrastructure systems (mechanical, electrical, fire and life safety, elevators, and others) will establish building needs. Once these needs are determined, the majority owner should lead the building restoration efforts. There may be situations where the site will not be totally restored within the confines of the building. The companies must individually determine their needs and jointly assess the cost of permanent restoration to determine the overall plan of action.
  - 2.6.3.2 Multiple restoration trailers from each company will result in the need for designated space and installation order. This layout and control is required to maximize the amount of restoration equipment that can be placed at the site, and the priority of placements.
  - 2.6.3.3 Care must be taken in this planning to ensure other restoration efforts have logistical access to the building. Major components of telephone and building equipment will need to be removed and replaced. A priority for this equipment must also be jointly established to facilitate overall site restoration. (Example: If the AC switchgear has sustained damage, this would be of the highest priority in order to regain power, lighting, and HVAC throughout the building.)
  - 2.6.3.4 If the site will not accommodate the required restoration equipment, the companies would then need to quickly arrange with local authorities for street closures, rights of way or other possible options available.

## 2.7 Environmental Concerns

- 2.7.1 In the worse case scenario, many environmental concerns must be addressed. Along with the police and fire marshal, the state environmental protection department will be on site to monitor the situation.
- 2.7.2 Items to be concerned with in a large central office building could include:
  - 2.7.2.1 Emergency engine fuel supply. Damage to the standby equipment and the fuel handling equipment could have created "spill" conditions that have to be handled within state and federal regulations.
  - 2.7.2.2 Asbestos-containing materials that may be spread throughout the wreckage. Asbestos could be in many components of building, electrical, mechanical, outside plant distribution, and telephone systems.
  - 2.7.2.3 Lead and acid. These materials could be present in potentially large quantities depending upon the extent of damage to the power room.

2.7.2.4 Mercury and other regulated compounds resident in telephone equipment.

2.7.2.5 Other compounds produced by the fire or heat.

2.7.3 Once a total loss event occurs at a large site, local authorities will control immediate clean up (water placed on the wreckage by the fire department) and site access.

2.7.4 At some point, the companies will become involved with local authorities in the overall planning associated with site clean up and restoration. Depending on the clean up approach taken, delays in the restoration of several hours to several days may occur.

2.7.5 In a less severe disaster, items listed above are more defined and can be addressed individually depending on the damage.

2.7.6 In each case, the majority owner should coordinate building and environmental restoration as well as maintain proper planning and site control.

## 2.8 The ECC (Emergency Control Center)

2.8.1 The ECC is located in the Midtown 1 Building in Atlanta, Georgia. During an emergency, the ECC staff will convene a group of pre-selected experts to inventory the damage and initiate corrective actions. These experts have regional access to AT&T TENNESSEE's personnel and equipment and will assume control of the restoration activity anywhere in the nine-state area.

2.8.2 In the past, the ECC has been involved with restoration activities resulting from hurricanes, ice storms and floods. They have demonstrated their capabilities during these calamities as well as during outages caused by human error or equipment failures. This group has an excellent record of restoring service as quickly as possible.

2.8.3 During a major disaster, the ECC may move emergency equipment to the affected location, direct recovery efforts of local personnel and coordinate service restoration activities with the CLECs. The ECC will attempt to restore service as quickly as possible using whatever means is available, leaving permanent solutions, such as the replacement of damaged buildings or equipment, for local personnel to administer.

2.8.4 Part of the ECC's responsibility, after temporary equipment is in place, is to support the NMC efforts to return service to the CLECs. Once service has been restored, the ECC will return control of the network to normal operational organizations. Any long-term changes required after service is restored will be made in an orderly fashion and will be conducted as normal activity.

## 2.9 Recovery Procedures

2.9.1 The nature and severity of any disaster will influence the recovery procedures. One crucial factor in determining how AT&T TENNESSEE will proceed with restoration is whether or not AT&T TENNESSEE's equipment is incapacitated. Regardless of whose equipment is out of service, AT&T TENNESSEE will move as quickly as possible to aid with service recovery; however, the approach that will be taken may differ depending upon the location of the problem.

## 2.10 CLEC Outage

2.10.1 For a problem limited to one CLEC (or a building with multiple CLECs), AT&T TENNESSEE has several options available for restoring service quickly. For those CLECs that have agreements with other CLECs, AT&T TENNESSEE can immediately start directing traffic to a provisional CLEC for completion. This alternative is dependent upon AT&T TENNESSEE having concurrence from the affected CLECs.

2.10.2 Whether or not the affected CLECs have requested a traffic transfer to another CLEC will not impact AT&T TENNESSEE's resolve to re-establish traffic to the original destination as quickly as possible.

## 2.11 AT&T TENNESSEE Outage

2.11.1 Because AT&T TENNESSEE's equipment has varying degrees of impact on the service provided to the CLECs, restoring service from damaged AT&T TENNESSEE equipment is different. The outage will

probably impact a number of Carriers simultaneously. However, the ECC will be able to initiate immediate actions to correct the problem.

- 2.11.2 A disaster involving any of AT&T TENNESSEE's equipment locations could impact the CLECs, some more than others. A disaster at a Central Office (CO) would only impact the delivery of traffic to and from that one location, but the incident could affect many Carriers. If the CO is a Serving Wire Center (SWC), then traffic from the entire area to those Carriers served from that switch would also be impacted. If the switch functions as an Access Tandem, or there is a tandem in the building, traffic from every CO to every CLEC could be interrupted. A disaster that destroys a facility hub could disrupt various traffic flows, even though the switching equipment may be unaffected.
  - 2.11.3 The NMC would be the first group to observe a problem involving AT&T TENNESSEE's equipment. Shortly after a disaster, the NMC will begin applying controls and finding re-routes for the completion of as much traffic as possible. These reroutes may involve delivering traffic to alternate Carriers upon receiving approval from the CLECs involved. In some cases, changes in translations will be required. If the outage is caused by the destruction of equipment, then the ECC will assume control of the restoration.
- 2.12 Loss of a CO
- 2.12.1 When AT&T TENNESSEE loses a CO, the ECC will
    - 2.12.1.1 Place specialists and emergency equipment on notice;
    - 2.12.1.2 Inventory the damage to determine what equipment and/or functions are lost;
    - 2.12.1.3 Move containerized emergency equipment and facility equipment to the stricken area, if necessary;
    - 2.12.1.4 Begin reconnecting service on a parity basis for Hospitals, Police and other emergency agencies or customers served by AT&T TENNESSEE or CLEC in accordance with the TSP priority restoration coding scheme entered in the AT&T TENNESSEE Maintenance database prior to the emergency.
- 2.13 Loss of a CO with SWC Functions
- 2.13.1 The loss of a CO that also serves as a SWC will be restored as described in Section 3.11.4.
- 2.14 Loss of a CO with Tandem Functions
- 2.14.1 When AT&T TENNESSEE loses a CO building that serves as an Access Tandem and as a SWC, the ECC will:
    - 2.14.1.1 Place specialists and emergency equipment on notice;
    - 2.14.1.2 Inventory the damage to determine what equipment and/or functions are lost;
    - 2.14.1.3 Move containerized emergency equipment and facility equipment to the stricken area, if necessary;
    - 2.14.1.4 Begin reconnecting service on a parity basis for Hospitals, Police and other emergency agencies or customers served by AT&T TENNESSEE or CLEC in accordance with the TSP priority restoration coding scheme entered in the AT&T TENNESSEE Maintenance database prior to the emergency;
    - 2.14.1.5 Re-direct as much traffic as possible to the alternate access tandem (if available) for delivery to those CLECs utilizing a different location as a SWC;
    - 2.14.1.6 Begin aggregating traffic to a location near the damaged building. From this location, begin re-establishing trunk groups to the CLECs for the delivery of traffic normally found on the direct trunk groups. (This aggregation point may be the alternate access tandem location or another CO on a primary facility route.)

## 2.15 Loss of a Facility Hub

2.15.1 In the event that AT&T TENNESSEE loses a facility hub, the recovery process is much the same as above. Once the NMC has observed the problem and administered the appropriate controls, the ECC will assume authority for the repairs. The recovery effort will include:

2.15.1.1 Placing specialists and emergency equipment on notice;

2.15.1.2 Inventorying the damage to determine what equipment and/or functions are lost;

2.15.1.3 Moving containerized emergency equipment to the stricken area, if necessary;

2.15.1.4 Reconnecting service on a parity basis for Hospitals, Police and other emergency agencies or customers served by AT&T TENNESSEE or CLEC in accordance with the TSP priority restoration coding scheme entered in the AT&T TENNESSEE Maintenance database prior to the emergency; and

2.15.1.5 If necessary, AT&T TENNESSEE will aggregate the traffic at another location and build temporary facilities. This alternative would be viable for a location that is destroyed and building repairs are required.

## 2.16 Combined Outage (CLEC and AT&T TENNESSEE Equipment)

2.16.1 In some instances, a disaster may impact AT&T TENNESSEE's equipment as well as the CLECs'. This situation will be handled in much the same way as described in Section 3.14. Since AT&T TENNESSEE and the CLECs will be utilizing temporary equipment, close coordination will be required.

## 2.17 T1 Identification Procedures

2.17.1 During the restoration of service after a disaster, AT&T TENNESSEE may be forced to aggregate traffic for delivery to a CLEC. During this process, T1 traffic may be consolidated onto DS3s and may become unidentifiable to the Carrier. Because resources will be limited, AT&T TENNESSEE may be forced to "package" this traffic entirely differently than normally received by the CLECs. Therefore, a method for identifying the T1 traffic on the DS3s and providing the information to the Carriers is required.

## 2.18 Acronyms

CLEC - Competitive Local Exchange Carrier  
CO - Central Office (AT&T TENNESSEE)  
DS3 - Facility that carries 28 T1s (672 circuits)  
ECC - Emergency Control Center (AT&T TENNESSEE)  
NMC - Network Management Center  
SWC - Serving Wire Center (AT&T TENNESSEE switch)  
T1 - Facility that carries 24 circuits  
TSP - Telecommunications Service Priority

## 2.19 Hurricane Information

2.19.1 During a hurricane, AT&T TENNESSEE will make every effort to keep CLECs updated on the status of our network. Information centers will be set up throughout AT&T TENNESSEE. These centers are not intended to be used for escalations, but rather to keep the CLEC informed of network related issues, area damages and dispatch conditions, etc.

2.19.2 Hurricane-related information can also be found on AT&T TENNESSEE's Wholesale - Southeast Region Web site by clicking on the link "Relief Information" in the special alert box located on the Web page. Additionally, information concerning Mechanized Disaster Reports can also be found by clicking on the link "Click here for information concerning Disaster Recovery Reports" on the Hurricane Relief page.

2.20 AT&T TENNESSEE Disaster Management Plan

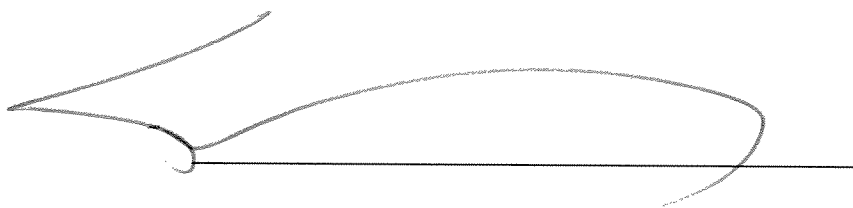
- 2.20.1 AT&T TENNESSEE maintenance centers have geographical and redundant communication capabilities. In the event of a disaster removing any maintenance center from service another geographical center would assume maintenance responsibilities. The contact numbers will not change and the transfer will be transparent to the CLEC.

### CERTIFICATE OF SERVICE

I hereby certify that on June 17, 2010, a copy of the foregoing document was served on the following, via the method indicated:

- ☐ Hand
- ☐ Mail
- ☐ Facsimile
- ☐ Overnight
- ☒ Electronic

Sandy Bowling  
Director – Long Distance Services  
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A handwritten signature in dark ink, appearing to read "Sandy Bowling", is written over a horizontal line.