## THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

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In the Matter of Petition of CenturyLink and Dex Media, Inc. for a Waiver of or Exemption from the Commission's Directive Regarding Distribution of Telephone Directories

Docket No. 16-UTDT-568-MIS

## CENTURYLINK'S RESPONSE TO STAFF'S NOTICE OF FILING OF PUBLIC COMMENTS

COMES NOW the United Telephone Company of Kansas d/b/a Century Link, United Telephone Company of Eastern Kansas d/b/a Century Link, United Telephone Company of Southcentral Kansas d/b/a Century Link, and Embarq Missouri, Inc. d/b/a CenturyLink (collectively "CenturyLink"), and hereby submits its Response to the Notice of Filing of Public Comments filed by the Staff of the State Corporation Commission of the State of Kansas ("Staff" and "Commission", respectively) on July 27, 2017. In support of its Response, CenturyLink respectfully states:

1. The Commission's Procedural Order dated April 18, 2017, directed CenturyLink to include in its June, 2017 Kansas billing statements a bill message that notified customers of their right to provide public comment on the waiver petition that is the subject of the docket. On June 29, 2017, CenturyLink filed an affidavit verifying that such a bill message had been included in its June 2017 Kansas billing statements.

2. The Commission's Procedural Order also directed Staff to file a report that summarizes the public comments received by the Office of Public Affairs and Consumer Protection (PACP). Staff' complied with that directive by filing is Notice of Filing of Public Comments on July 27, 2017 (Staff's Notice). Staff's Notice attached the eight (8) comments that were received by the PACP via either letter, phone, email or Commission website as of July 21, 2017. The Procedural Order stated that at the conclusion of the comment period the Commission will determine whether a hearing is necessary.

3. CenturyLink believes that the comments received demonstrate that no hearing is necessary. CenturyLink's June billing statements were mailed to 5,712 Business customers, and to 36,859 Residential customers. Out of 42,571 bill messages that were sent to CenturyLink customers, only eight customers provided comments. Of the eight comments received, one was indeterminate (the comment sheet for Lisa Cope, included as part of Attachment A to Staff's Notice, included no narrative indicating support for, or opposition to, the waiver petition). Of the remaining seven (7) customer comments, one customer supported the concept of making printed directories available only upon request, and six customers commented that they personally want to continue receiving a printed directory.

4. The concerns of the six customers who said they want to continue to receive a printed directory are addressed by the terms of the Stipulation and Agreement between Staff and CenturyLink (the Agreement). Paragraph 11 of the Agreement stipulates that all customers will be provided the opportunity to request and obtain a printed directory, free of charge, until such time as the Commission orders otherwise or the Commission no longer retains authority over this matter. The Agreement calls for a staggered approach to implementing the directory delivery waiver in specific exchanges, and requires CenturyLink to provide a bill notice for two consecutive months, in connection with implementing the directory delivery waiver, which will inform customers of their ability to request a printed directory. In addition, the Agreement requires CenturyLink to provide an annual bill message that reminds all customers of their ability to obtain a printed directory at no charge by calling a toll-free number.

5. Given the extremely small number of comments received regarding the directory delivery waiver, the fact that no customer opposed the provision of a printed directory upon request, and that any possible concerns raised by the comments are addressed by the Agreement, CenturyLink asserts that no hearing should be required and the Joint Motion to Approve Stipulation and Agreement should be approved.

WHEREFORE, CenturyLink respectfully submits this Response to Staff's Notice for the Commission's consideration and for such other relief to which CenturyLink may be justly entitled.

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Kevin K. Zarling KS Bar No. 27392 Senior Counsel 400 West 15th Street, Suite 315 Austin, TX 78701 Voice: 512-867-1075 Fax: 512-472-0524 kevin.k.zarling@centurylink.com

Attorney for CENTURYLINK

## VERIFICATION

STATE OF TEXAS ) ) ss. COUNTY OF TRAVIS )

Kevin K. Zarling, of lawful age, being first duly sworn, on oath deposes and states:

That he is an attorney for CenturyLink in Docket No. 16-UTDT-568-MIS; that he has read CenturyLink's Response to Staff's Notice of Filing of Public Comments, knows and understands the contents thereof and states that the statements and allegations contained therein are true and correct, according to his knowledge, information and belief.

Subscribed and sworn to before me this  $\frac{28}{28}$  day of July, 2017.

My Appointment Expires:

Notary Public in and for said County and State

## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on this 27<sup>th</sup> day of July 2017, a copy of the above and foregoing was served via electronic mail to each of the following:

Brian G. Fedotin, Deputy General Counsel Kansas Corporation Commission 1500 SW Arrowhead Road Topeka, KS 66604-4027 b.fedotin@kcc.ks.gov

Michael Neeley, Litigation Counsel Kansas Corporation Commission 1500 SW Arrowhead Road Topeka, KS 66604-4027 <u>m.neeley@kcc.ks.gov</u>

Brooks E. Harlow, Esquire Lukas, Nace, Gutierrez & Sachs, LLP 8300 Greensboro Drive, Suite 1200 McLean, VA 22102-3663 <u>bharlow@fcclaw.com</u>

Anne E. Callenbach, Esquire Polsinelli PC 900 W 48<sup>th</sup> Place, Suite 900 Kansas City, MO 64112 acallenbach@polsinelli.com

Torry R. Somers, Associate General Counsel United Telephone Company of Southcentral Kansas d/b/a CenturyLink 6700 Via Austi Parkway Las Vegas, NV 89119 torry.r.somers@centurylink.com

Hink. They

Kevin K. Zarling