



Control Number: 37089



Item Number: 9

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PUBLIC UTILITY COMMISSION OF TEXAS - SCOPE OF COMPETITION REPORT DATA REQUEST - CLEC

Filing Date 8/19/2009

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Parent Texas Certificate No.	N/A	Company Name in Last Filing:	Mitel NetSolutions, Inc.

Who Must File:

All COA and SPCOA holders within the state of Texas must complete the Cover Page, the Confidentiality Notice, Charts 1-3 and Signature Page. Carriers that are certified to provide service, but that do not currently offer local exchange or broadband service within the state of Texas may file a letter to that effect. CERTIFICATED COMPANIES AND THEIR AFFILIATES SHOULD EACH SUBMIT SEPARATE FORMS.

When to File:

Due on or before **November 1, 2009 under Project No. 37089**. For all tables (except revenue and minutes of use tables), reporting carriers must submit data as of June 30, 2009.

Where to File:

Central Records, Project No. 37089, Public Utility Commission of Texas, 1701 N. Congress Ave., P.O. Box 13326, Austin, TX 78711-3326. Include all Signature Pages and CD(s) in Microsoft Excel (version 2007 or earlier) format.

Filing Public Information:

For publicly filed information, please submit (1) the original filing plus 3 hard copies to Central Records and (2) an electronic copy of the filing by e-mail to 2009data@puc.state.tx.us. The electronic file must be in Microsoft Excel (version 2007 or earlier) format. The electronic file submitted by e-mail must be an identical copy of the document filed as a hard copy in Central Records.

Filing Confidential Information:

If confidential treatment is requested for any Chart in this form, the confidential data must be submitted to Central Records pursuant to PROC. R. 22.71. The information filed pursuant to PUC Proc. R. 22.71 must include both a hard copy and an electronic copy on CD ROM in Microsoft Excel Version 2007 or earlier format. Additional filing information at <http://www.puc.state.tx.us/interchange/confidential.cfm>.

Reminders:

- Files that cannot be opened in Excel 2007 will be rejected.
- Filings marked as confidential must be submitted pursuant to the Commission's procedural rules in PUC Proc. R. 22.71. Noncompliance with the confidential filing procedures in PUC Proc. R. 22.71 may result in the submission being filed as a public document.
- Filing the "Cover Page," "Confidentiality Page," and "Signature Sheet" as confidential may result in the filing being rejected.
- Failure to timely file this form may result in the assessment of administrative penalties.

Naming convention for your files:

Company Name, Month and Year submitted, hyphen P or C (to indicate Public or Confidential status of form) and .XLS
(Example: TELCOINC102009-P.XLS)

If confidential treatment is requested for a portion of this form, the carrier should submit two electronic files. The public data should be submitted by e-mail and the confidential data should be filed on a CD ROM in Central Records in accordance with PUC Proc. R. 22.71.
Questions: Please contact the Data Team at: 2009data@puc.state.tx.us. For administrative assistance, please contact Meena Thomas at (512) 936-7344.

PUC Authority

The PUC collects this information pursuant to \$52.006 of the Public Utility Regulatory Act (PURA).

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PUBLIC UTILITY COMMISSION OF TEXAS
FILING CLERK

Company Name:

Mitel NetSolutions, Inc.

How the PUC Will Treat the Data:**Public Information:**

The information reported in the "Cover Page," "Confidentiality Page," and "Signature Sheet" will be considered public, and Staff may provide detailed information from these worksheets to the public. *A submission that is not filed as confidential in accordance with PUC Proc. R. 22.71 will be considered a public filing.*

Data Compiled by Staff:

Staff will not identify individual carriers in the reports prepared for public review. The information reported in Charts 1-3 will be aggregated by Staff in order to maintain the confidentiality of individual carrier information. However, the confidentiality of carrier-specific data may not be maintained in cases in which a carrier files data as public information.

Subscribership information will be aggregated (e.g., according to carrier class or technology) by Staff and reported according to population category. In addition, aggregate information for broadband infrastructure and service offerings by population category may be made public even when a single carrier has provided data.

If a Carrier Requests Confidential Treatment: If confidential treatment is requested for any Chart in this form, the data must be filed pursuant to PUC Proc. R. 22.71. Please note that certain portions of this form have been designated as "public" and will be reported publicly. [See "Public Information" above.] *All non-confidential portions of this form must be filed as public information.*

Confidential information submitted by carriers to the Commission must be clearly marked. Subject to the Texas Public Information Act, Chapter 552, Texas Government Code, the Commission shall not, without the carrier's prior written consent, disclose, provide, or make available any information marked as confidential by the carrier to any person, except to its bona fide employees and officers. Upon receipt of a request for information that a carrier has marked confidential pursuant to the Tex. Gov't Code Chapter 552, the Commission will promptly notify the carrier in order to provide an opportunity for the carrier to claim an exception under the statute. Carriers are advised to consult legal counsel regarding disclosure issues under Chapter 552, Tex. Gov't Code.

Indicate whether or not public disclosure of the information contained in one or more of the Charts would likely cause substantial harm to the competitive position of the filer. [Check only one box]

Put a ☒ in this box to certify that all the Charts in this report may be made public: ☒

Put a ☐ in this box to certify that one or more Charts in this report is filed as confidential: ☐

Put a ☐ in this box to certify that all the Charts in this report are being submitted to a third party aggregator: ☐

Please list
charts filed
confidentially

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DEFINITIONS

<u>Access Lines</u>	Lines used to connect an end-user to the public switched telephone network (PSTN), and which allow the end-user to place and receive local calls to and from any other user on the PSTN. (For example, R1, B1, PBX-type (Centrex or Plexar) per end user line, BETRS). Often referred to as Plain Old Telephone Service (POTS). Includes: POTS services provided using fixed wireless, cable-coaxial, or other technologies; traditional analog POTS lines; payphone lines; POTS lines provided over Centrex extensions or trunks; and POTS provisioned over high-capacity circuits. Counts should include voice-grade equivalent (VGE) lines (or wireless channels), which are lines or channels that directly connect an end user to a carrier and allow the end user to originate and terminate local telephone calls on the PSTN. VGE lines include high capacity lines that are channelized to provide voice grade service. Include revenue producing lines only.
<u>UNE-Loop</u>	Provisioning by carriers through a combination of loop unbundled network elements (UNEs) leased from the ILEC and the carrier's own switching facilities.
<u>Access Line Platform Service</u>	Provisioning by carriers through the purchase of a service that is under a commercial agreement that takes the place of an unbundled network element platform (UNE-P), without use of the carrier's own facilities. An example is "Local Wholesale Complete" service.
<u>Voice Over Internet Protocol (VoIP)</u>	Voice transport in packets on an IP-based network.
<u>IP Access</u>	Internet Protocol Access over which VoIP packets are transmitted. The carrier that is providing the VoIP access lines either provides its own IP Access or it leases the IP Access from an underlying carrier, in which case the VoIP carrier is only providing VoIP service - it is strictly a VoIP Carrier.
<u>Broadband Internet Access Lines</u>	Lines or wireless channels used to connect an end-user to an Internet service provider or to a public data network. Includes only those lines and wireless channels that allow the end user transmission speeds of at least 200 kbps in at least one direction. Counts of broadband Internet access lines should include services provided using fixed wireless, cable-coaxial, satellite, or other technologies. Include revenue producing lines only.
<u>Broadband Providers</u>	An entity is considered a "broadband provider" if it provides broadband services over facilities that it owns or provisions/equips as broadband; this includes entities that provide broadband services over their own "local loop" facilities connecting to end users, or over unbundled network elements (UNEs), special access lines, and other leased lines and wireless channels obtained from other entities.
<u>Population Category</u>	Major Metro (including the suburbs of the metro), Non-Metro Cities (generally with population in excess of 30,000) and Rural (including cities and towns with population under 30,000) as listed in Appendix A.

INSTRUCTIONS

Retail Access Lines

Facilities-based lines: TOTAL RETAIL "POTS" LINES PROVIDED OVER LOCAL LOOPS YOU OWN

Include: "POTS" Local exchange lines provided to end-users expressed in voice grade equivalents (VGEs). Lines reported here should be provided over loop facilities that you own (or lease from a non-telecommunications provider).

Exclude: Local exchange lines sold to other carriers. Do not include lines sold to end users which are provisioned over loops you lease from other carriers (under UNE or other agreements), purchase from another carrier under special access or private line tariffs, or purchase from another carrier under resale agreements (TSR or other agreements).

UNE-L and Access Line Platform Service Lines: RETAIL "POTS" LINES PROVIDED USING UNE LOCAL LOOPS YOU LEASE

Include: "POTS" Local exchange lines provided to end-users expressed in voice grade equivalents (VGEs). Lines reported here should be provided over loop facilities that you lease from other carriers as UNEs.

Exclude: Local exchange lines sold to other carriers. In addition do not include lines sold to end users which are provisioned over loops you own (or lease from a non-telecommunications provider) or purchased from another carrier under resale or other agreements.

Resold Lines: TOTAL RETAIL "POTS" LINES PROVIDED OVER LOCAL LOOPS OBTAINED THROUGH RESALE (TOTAL SERVICE RESALE)

Include: "POTS" Local exchange lines you provide to end-users expressed in voice grade equivalents (VGEs). Lines reported here should be completely provided by another carrier under resale agreements. All you do is bill your end-user.

Exclude: Local exchange lines sold to other carriers. In addition do not include lines sold to end users which are provisioned over loops you own (or lease from a non-telecommunications provider) or purchased from another carrier under resale or other agreements.

VoIP Access Lines

Facilities-based lines: TOTAL RETAIL VOIP LINES PROVIDED OVER LOCAL LOOPS YOU OWN

Include: Local exchange lines (separate telephone numbers) provided with VoIP to end-users expressed in VGEs. Lines reported here should be provided over loop/wireless facilities that you own (or lease from a non-telecommunications provider).

Exclude: Lines sold to end users which are provisioned over loops you lease from other carriers (under UNE or other agreements) or purchase from another carrier under special access or private line tariffs. Also exclude VoIP lines provided over IP access purchased from another carrier by the end-user.

IP Access on leased facilities: RETAIL VOIP LINES PROVIDED OVER LEASED IP ACCESS ARRANGEMENTS

Include: Local exchange lines (separate telephone numbers) provided with VoIP to end-users expressed in VGEs. VoIP lines reported here should be provided over IP Access lines that you lease from other carriers. Thus, the underlying facilities (copper, fiber or coax) are also provided by another carrier.

Exclude: VoIP lines sold to other carriers. In addition do not include lines sold to end users which are provisioned over loops you own (or lease from a non-telecommunications provider) or purchased from another carrier under resale or other agreements. Also exclude VoIP lines provided over IP access purchased from another carrier by the end-user.

Strictly VoIP Carrier: TOTAL RETAIL VOIP LINES PROVIDED OVER IP ACCESS THAT WAS PURCHASED SEPARATELY BY THE END USER.

Include: Local exchange lines (separate telephone numbers) provided with VoIP to end-users expressed in VGEs. These VoIP lines are provided over IP Access purchased from another carrier by the end-user.

Exclude: VoIP lines that are provided over IP Access that you provide, whether you lease the access or provide it on your own facilities.

Wireless and Wireline Broadband Lines

Include: Total one-way and two-way retail, end-use residential and business broadband Internet access lines provided (a) over your own facilities, or (b) over UNE loops, or (c) over other lines and wireless channels that you obtained from other service providers. To avoid duplicative reporting, carriers must report their own line counts for retail end use customers regardless of how facilities were obtained. Report actual counts.

Exclude: Voice grade equivalents for broadband lines.

MOU And Revenue

Intrastate MOU: Texas intrastate (interLATA and intraLATA) originating and terminating access minutes of use (MOU) during calendar year 2008.

Intrastate Access Revenue (Calendar Year 2008):

For SWITCHED Access, include Texas-specific intrastate usage-sensitive revenues.

For SPECIAL Access, only include Texas-specific intrastate revenues.

Local Service Revenue (Calendar Year 2008):

For LOCAL SERVICE include total end-user retail revenues from local dialtone service. This revenue includes all optional features except long distance.

Intrastate Long Distance (LD) Revenue (Calendar Year 2008):

Include: All revenues from intrastate long distance service. For LD service that is bundled with local service:

1. For a single line, subtract the price of unbundled local service, as defined above, from the cost of the bundled service. This difference is the LD revenue per bundled line.
2. Use whatever percentage intrastate you report (default "safe harbor" figure) to calculate intrastate LD revenue per bundled line.
3. Multiply the intrastate LD revenue per bundled line by the number of bundled lines.

Exclude: All interstate LD revenues.

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☐ Check this box if you do not provide these services in Texas.

[illegible][illegible]

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☒ Check this box if you do not provide these services in Texas.

Population Category	WIRELINE BROADBAND SERVICES							WIRELESS BROADBAND SERVICES		
	ADSL	Other DSL including SDSL	Coaxial carrier systems including hybrid fiber-coaxial systems	Optical carrier (fiber to the end user)	All other technologies, such as distribution over electric power lines	% Total Provided by UNE	% Total provided Over Own Facilities	Satellite	Terrestrial wireless fixed	Terrestrial wireless mobile
Major Metros										
Non-Metro Cities										
Rural										

Mark all of the counties in which you provide any of the above broadband services.

Anderson	
Andrews	
Angelina	
Aransas	
Archer	
Armstrong	
Atascosa	
Austin	
Bailey	
Bandera	
Bastrop	
Baylor	
Bee	
Bell	
Bexar	
Blanco	
Borden	
Bosque	
Bowie	
Brazoria	
Brazos	
Brewster	
Briscoe	
Brooks	
Brown	
Burleson	
Burnet	
Caldwell	
Calhoun	
Callahan	
Cameron	
Camp	

Mark all of the counties in which you provide any of the above broadband services.

Carson	
Cass	
Castro	
Chambers	
Cherokee	
Childress	
Clay	
Cochran	
Coke	
Coleman	
Collin	
Collingsworth	
Colorado	
Comal	
Comanche	
Concho	
Cooke	
Coryell	
Cottle	
Crane	
Crockett	
Crosby	
Culberson	
Dallam	
Dallas	
Dawson	
De Witt	
Deaf Smith	
Delta	
Denton	
Dickens	
Dimmit	
Donley	
Duval	
Eastland	
Ector	
Edwards	
El Paso	
Ellis	
Erath	
Falls	
Fannin	
Fayette	
Fisher	
Floyd	

Mark all of the counties in which you provide any of the above broadband services.

Foard	
Fort Bend	
Franklin	
Freestone	
Frio	
Gaines	
Galveston	
Garza	
Gillespie	
Glasscock	
Goliad	
Gonzales	
Gray	
Grayson	
Gregg	
Grimes	
Guadalupe	
Hale	
Hall	
Hamilton	
Hansford	
Hardeman	
Hardin	
Harris	
Harrison	
Hartley	
Haskell	
Hays	
Hemphill	
Henderson	
Hidalgo	
Hill	
Hockley	
Hood	
Hopkins	
Houston	
Howard	
Hudspeth	
Hunt	
Hutchinson	
Irion	
Jack	
Jackson	
Jasper	
Jeff Davis	

Mark all of the counties in which you provide any of the above broadband services.

Jefferson	
Jim Hogg	
Jim Wells	
Johnson	
Jones	
Karnes	
Kaufman	
Kendall	
Kenedy	
Kent	
Kerr	
Kimble	
King	
Kinney	
Kleberg	
Knox	
La Salle	
Lamar	
Lamb	
Lampasas	
Lavaca	
Lee	
Leon	
Liberty	
Limestone	
Lipscomb	
Live Oak	
Llano	
Loving	
Lubbock	
Lynn	
Madison	
Marion	
Martin	
Mason	
Matagorda	
Maverick	
McCulloch	
McClennan	
McMullen	
Medina	
Menard	
Midland	
Milam	
Mills	

Mark all of the counties in which you provide any of the above broadband services.

Mitchell	
Montague	
Montgomery	
Moore	
Morris	
Motley	
Nacogdoches	
Navarro	
Newton	
Nolan	
Nueces	
Ochiltree	
Oldham	
Orange	
Palo Pinto	
Panola	
Parker	
Parmer	
Pecos	
Polk	
Potter	
Presidio	
Rains	
Randall	
Reagan	
Real	
Red River	
Reeves	
Refugio	
Roberts	
Robertson	
Rockwall	
Runnels	
Rusk	
Sabine	
San Augustine	
San Jacinto	
San Patricio	
San Saba	
Schleicher	
Scurry	
Shackelford	
Shelby	
Sherman	
Smith	

Mark all of the counties in which you provide any of the above broadband services.

Somervell	
Starr	
Stephens	
Sterling	
Stonewall	
Sutton	
Swisher	
Tarrant	
Taylor	
Terrell	
Terry	
Throckmorton	
Titus	
Tom Green	
Travis	
Trinity	
Tyler	
Upshur	
Upton	
Uvalde	
Val Verde	
Van Zandt	
Victoria	
Walker	
Waller	
Ward	
Washington	
Webb	
Wharton	
Wheeler	
Wichita	
Wilbarger	
Willacy	
Williamson	
Wilson	
Winkler	
Wise	
Wood	
Yoakum	
Young	
Zapata	
Zavala	

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Texas intrastate (interLATA and intralATA) MOU sold	CY 2008
Total MOU of Access	19,606,679

Intrastate Access Revenues	CY 2008
Switched Access	1,501,143
Special Access	

Local Service Revenues	CY 2008
Total Local Service Revenues	3,768,816

Intrastate LD Revenues	CY 2008
Total Intrastate LD Revenues	2,704,243



PRINT THIS SHEET, SIGN IT AND SEND IT TO THE ADDRESS GIVEN BELOW AS FOLLOWS.
You have to submit the signature page even if you are sending your data to a third-party for aggregation.

Check One Box

☒ I am sending the signature page and Excel spreadsheet (with charts 1-3) to the PUC.
☐ I am sending the Cover Page, Confidentiality Page, and Signature Page to the PUC but submitting my Excel spreadsheet to a third-party aggregator.

My third party aggregator is: _____ My third party aggregator's phone number is: _____

By my signature on this report, I certify that I am authorized to make statements and representations on behalf of the company. I further certify that I have personal knowledge of the facts stated in this report and that all information provided to the Public Utility Commission of Texas (or the third-party aggregator for reporting to the PUCT) in this report is true and correct.

Certified by: (Signature) _____

Name:

Wayne Foster

Address:

7300 W. Boston Street

Title:

Regulatory Compliance

City:

Chandler

State:

AZ

Firm:

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60066

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8/19/09

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