

Second Information and Data Request to CenturyLink, Inc.

7. For the period beginning January 1, 2012, through the date of this Request, produce one copy of all agreements between the Company and any other Persons that contain provisions relating to On-Net Only Interconnection Service or Paid Peering.

8. Update all of the fields contained in the “Interconnection” table, submitted in response to the October 7, 2014 Information and Data Request, to include data up to December 31st, 2014. Additionally, add a field that provides, for each month for the period beginning January, 2009, and ending December, 2014, a measure of the 95th percentile of utilization that either was or would be used for the purposes of billing and explain how this 95th percentile measurement is calculated.

Definitions

The following definitions apply only to this Information Request. They are not intended to set or modify precedent outside the context of this document. In this Information Request, the following terms shall have the following meanings (such meanings to be equally applicable to both the singular and plural forms of the terms defined):

1. The terms “the Company,” or “Century Link” means CenturyLink, Inc., its domestic and foreign parents, predecessors, divisions, subsidiaries, affiliates, partnerships and joint ventures, and all directors, officers, employees, agents, and representatives of the foregoing. The terms “affiliate,” and “joint venture” refer to any Person in which there is partial (25 percent or more) or total ownership or control between the Company and any other Person.

2. The terms “and” and “or” have both conjunctive and disjunctive meanings.

3. The word “any” shall be construed to include the word “all,” and the word “all” shall be construed to include the word “any.” The word “each” shall be construed to include the word “every,” and the word “every” shall be construed to include the word “each.” All words used in the singular should be construed to include the plural, and all words used in the plural should be construed to include the singular.

4. The term “Designated Market Area” or “DMA” means unique, county-based geographic areas designated by The Nielsen Company.

5. The term “Interconnection” means the linking together of interoperable systems, and the linkage used to join two or more communications units, such as systems, networks, links, nodes, equipment, circuits and devices.

6. The term “Multichannel Video Programming Distributor” or “MVPD” means an entity, including but not limited to, a cable operator, or DBS operator that is engaged in the business of making available for purchase, by subscribers or customers, multiple channels of Video Programming.

7. The term “MVPD Service” means the distribution of Video Programming or Online Video Programming by an MVPD to consumers, including but not limited to, distribution as part of a programming package or tier or on an individual basis, and distribution as part of TV Everywhere or Specialized Services, regardless of whether such programming is distributed inside or outside of the MVPD’s footprint.

8. The term “On-Net Only Interconnection Services” means the service by which AS209 provides access to only its customers to another ASN for a commercially negotiated settlement.

9. The term “Paid Peering” is peering in which one peer pays another for the exchange of traffic. Paid peering is sometimes referred to as “Non Transit” interconnection.

10. The term “Peer” means a Person who is a party to a peering arrangement.

11. The term “Peering” means an interconnection arrangement between Persons, pursuant to which Internet traffic is exchanged between Persons and their customers, however, there is no Transit Service through networks to other Peers or Transit Service providers.

12. The term “Person” includes the Company, and means any individual, partnership, corporation (including a business trust), joint stock company, trust, unincorporated association, joint venture, limited liability company or other entity, or a government or any political subdivision or agency thereof.

13. The term “Regional Sports Network” or “RSN” means any Programming Network that (i) provides live or same-day distribution within a limited geographic region of sporting events of a 30 U.S. professional or college sports team or league and (ii) in any year, carries a minimum of either 100 hours of programming that meets the criteria of subheading (i) MB Docket 14-57 (Comcast/TWC), or 10% of the regular season games of at least one sports team that meets the criteria of subheading (i).

14. The term “Settlement-Free Peering” means peering where there are no payments exchanged between network providers for the exchange of traffic.

15. The term “Video Programming” means programming provided by, or generally considered comparable to programming provided by, a television broadcast station or cable network, regardless of the medium or method used for distribution, and includes but is not limited to: programming prescheduled by the programming provider (also known as scheduled programming or a linear feed); programming offered to viewers on an on-demand, point-to-point basis (also known as VOD or PPV); short programming segments (also known as clips); programming that includes multiple video sources (also known as feeds, including camera angles); programming that includes video in different qualities or formats (including high-definition, 3D and 4K); and films.

Instructions

The Instructions contained in the Information and Data Request issued to the Company on October 7, 2014 are incorporated herein by reference and shall be applicable to the this Second Information and Data Request.