

May 8, 2012

VIA HAND DELIVERY AND ETFS

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Room TW-A325
Washington, DC 20554

Re: Verizon Transmittal No. 1187

Dear Ms. Dortch:

tw telecom inc. (“tw telecom”), through its undersigned counsel, hereby submits this letter regarding the above-referenced matter.

Attachment A to this letter compares the current and proposed Phase II price flex rates for selected special access services covered by Transmittal No. 1187 with the comparable unbundled network element (“UNE”) rates. This comparison demonstrates that many of Verizon’s Phase II price flex rates for DS1 channel terminations, DS1 channel mileage, and multiplexing are far above the comparable UNE rates. This is a clear indication that Verizon would earn unreasonably high profit margins if the rates proposed in Transmittal No. 1187 were to go into effect. UNE prices are set based on total element long run incremental cost methodology, a pricing methodology that the FCC itself has designed to permit incumbent LECs to recover their costs and a reasonable profit.¹ Where Verizon’s prices are set far in excess of UNE prices, there is a strong basis for suspecting that Verizon is earning unreasonably high returns. Accordingly, the Commission must suspend and investigate the rates proposed in Transmittal No. 1187.

¹ *Implementation of the Local Competition Provisions in the Telecommunications Act of 1996; Interconnection Between Local Exchange Carriers and CMRS Providers*, First Report and Order, 11 FCC Rcd. 15499, ¶¶ 672-73 (1996), *vacated in part, Iowa Utils. Bd. v. FCC*, 219 F.3d 744 (8th Cir. 2000), *aff’d in part, rev’d in part, Verizon Commc’ns Inc. v. FCC*, 535 U.S. 467 (2002).

Marlene H. Dortch

May 8, 2012

Page 2

Please do not hesitate to contact me at (202) 303-1111 if you have any questions or concerns regarding this submission.

Respectfully submitted,

/s/ Thomas Jones

Thomas Jones

Nirali Patel

Counsel for tw telecom inc.

Attachment

ATTACHMENT A

TARIFF	Tariff Reference	Comparable UNE Month-to- Month ("MTM") Fixed Mileage Rate	Comparable UNE MTM Chan. Term. Rate Or Per Mile Rate (as applicable)	Phase II Special Access ("SPA") MTM Fixed Mileage Rate	Phase II SPA MTM Chan. Term. Rate Or Per Mile Rate (as applicable)	Proposed Phase II SPA MTM Fixed Mileage Rate	Proposed Phase II SPA MTM Chan. Term. Rate or Per Mile Rate (as applicable)	Percent increase in SPA Rate	State	Circuit Type	Product Type	Line Item Code Or USOC (Univ. Svc Order Code)	USOC Description	Price Flex. Band	Are Phase II Price Flex. Rates Applied?	SPA Rate Increased in 2011?	SPA Rate Increased in 2012?
VERIZON GTE FCC14	Section 5.7.7 Page 5-209		\$ 0.95		\$ 13.78		\$ 14.61	5.68%	CA	DS1	Mileage/Transport	1LFSX	SPECIAL TRANSPORT-PER MILE	C	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.7 Page 5-210		N/A**		\$ 53.00		\$ 56.18	5.66%	CA	DS1	Mileage/Transport	10X1X	FLAT RATED SPECIAL TRANSPORT ONE YEAR - PER MONTH	A	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.7 Page 5-210		N/A**		\$ 39.22		\$ 41.57	5.65%	CA	DS1	Mileage/Transport	10X5X	FLAT RATED SPECIAL TRANSPORT FIVE YEARS - PER MONTH	A	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.7 Page 5-209		\$ 37.97		\$ 32.33		\$ 34.27	5.66%	CA	DS1	Mileage/Transport	TRG	SPECIAL-TRANSPORT TERMINATION	A	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.7 Page 5-209		\$ 37.97		\$ 40.81		\$ 43.26	5.66%	CA	DS1	Mileage/Transport	TRG	SPECIAL-TRANSPORT TERMINATION	C	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.7 Page 5-209		\$ 37.97		\$ 33.18		\$ 35.17	5.66%	CA	DS1	Mileage/Transport	TRG	SPECIAL-TRANSPORT TERMINATION	B	Y	Y	Y
VERIZON GTE FCC14	Section5.7.7 Page 5-208		\$ 97.98		\$ 284.93		\$ 302.03	5.66%	CA	DS1	Chan Term	EUW	DS1 Special Access Line	A	Y	Y	Y
VERIZON GTE FCC14	Section5.7.7 Page 5-208		\$ 97.98		\$ 291.50		\$ 308.99	5.66%	CA	DS1	Chan Term	EUW	DS1 Special Access Line	B	Y	Y	Y
VERIZON GTE FCC14	Section5.7.7 Page 5-208		\$ 97.98		\$ 298.18		\$ 316.07	5.66%	CA	DS1	Chan Term	EUW	DS1 Special Access Line	C	Y	Y	Y
VERIZON BA FCC1	Section 7.5.9 Page 7-264	\$ 54.00	\$ 2.05	\$ 58.30	\$ 29.01	\$ 61.80	\$ 30.75	5.66%	DC	DS1	Mileage/Transport	11L5L	SPECIAL TRANSPORT PER MILE	4	Y	Y	Y
VERIZON BA FCC1	Section 7.5.9 Page 7-264	\$ 54.00	\$ 2.05	\$ 58.30	\$ 29.01	\$ 61.80	\$ 30.75	5.66%	DC	DS1	Mileage/Transport	11L5L	SPECIAL TRANSPORT PER MILE	5	Y	Y	Y
VERIZON BA FCC1	Section 7.5.9 Page 7-264	\$ 54.00	\$ 2.05	\$ 58.30	\$ 29.01	\$ 61.80	\$ 30.75	5.66%	DC	DS1	Mileage/Transport	11L5L	SPECIAL TRANSPORT PER MILE	6	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.7 Page 5-210		N/A**		\$ 68.37		\$ 72.47	5.66%	FL	DS1	Mileage/Transport	10X1X	FLAT RATED SPECIAL TRANSPORT ONE YEAR - PER MONTH	A	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.7 Page 5-210		N/A**		\$ 53.85		\$ 57.08	5.66%	FL	DS1	Mileage/Transport	10X5X	FLAT RATED SPECIAL TRANSPORT FIVE YEARS - PER MONTH	A	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.7 Page 5-210		N/A**		\$ 55.65		\$ 58.99	5.66%	FL	DS1	Mileage/Transport	10X5X	FLAT RATED SPECIAL TRANSPORT FIVE YEARS - PER MONTH	C	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.7 Page 5-210	\$ 54.00	\$ 2.05		\$ 54.91		\$ 58.20	5.65%	FL	DS1	Mileage/Transport	10X5X	FLAT RATED SPECIAL TRANSPORT FIVE YEARS - PER MONTH	B	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.7 Page 5-209	\$ 54.00	\$ 2.05		\$ 34.56		\$ 36.63	5.65%	FL	DS1	Mileage/Transport	TRG	SPECIAL-TRANSPORT TERMINATION	A	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.7 Page 5-209		\$ 21.35		\$ 36.15		\$ 38.32	5.66%	FL	DS1	Mileage/Transport	TRG	SPECIAL-TRANSPORT TERMINATION	C	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.7 Page 5-209		\$ 21.35		\$ 35.30		\$ 37.42	5.67%	FL	DS1	Mileage/Transport	TRG	SPECIAL-TRANSPORT TERMINATION	B	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.6 Page 5-203		\$ 139.91		\$ 227.90		\$ 241.57	5.66%	FL	DS1	Multiplexing	MQ1	SPECIAL MULTIPLEXING -DS1 TO VOICE	A	Y	Y	Y
VERIZON GTE FCC14	Section5.7.7 Page 5-208.1		\$ 130.25		\$ 284.93		\$ 302.03	5.66%	FL	DS1	Chan Term	1XCDX	DS1 Special Access Line	A	Y	Y	Y
VERIZON GTE FCC14	Section5.7.7 Page 5-208.1		\$ 175.63		\$ 291.50		\$ 308.99	5.66%	FL	DS1	Chan Term	1XCDX	DS1 Special Access Line	B	Y	Y	Y
VERIZON GTE FCC14	Section5.7.7 Page 5-208.1		\$ 299.06		\$ 298.18		\$ 316.07	5.66%	FL	DS1	Chan Term	1XCDX	DS1 Special Access Line	C	Y	Y	Y
VERIZON BA FCC1	Section 7.5.9 Page 7-264	\$ 40.64	\$ 0.39	\$ 58.30	\$ 29.01	\$ 61.80	\$ 30.75	5.66%	MD	DS1	Mileage/Transport	11L5L	SPECIAL TRANSPORT PER MILE	4	Y	Y	Y
VERIZON BA FCC1	Section 7.5.9 Page 7-264	\$ 40.64	\$ 0.39	\$ 58.30	\$ 29.01	\$ 61.80	\$ 30.75	5.66%	MD	DS1	Mileage/Transport	11L5L	SPECIAL TRANSPORT PER MILE	5	Y	Y	Y
VERIZON BA FCC1	Section 7.5.9 Page 7-264	\$ 40.64	\$ 0.39	\$ 58.30	\$ 29.01	\$ 61.80	\$ 30.75	5.66%	MD	DS1	Mileage/Transport	11L5L	SPECIAL TRANSPORT PER MILE	6	Y	Y	Y
VERIZON BA FCC1	Section 7.5.9 Page 7-264	\$ 29.95	\$ 0.51	\$ 58.30	\$ 29.01	\$ 61.80	\$ 30.75	5.66%	NJ	DS1	Mileage/Transport	11L5L	SPECIAL TRANSPORT PER MILE	4	Y	Y	Y
VERIZON BA FCC1	Section 7.5.9 Page 7-264	\$ 29.95	\$ 0.51	\$ 58.30	\$ 29.01	\$ 61.80	\$ 30.75	5.66%	NJ	DS1	Mileage/Transport	11L5L	SPECIAL TRANSPORT PER MILE	5	Y	Y	Y
VERIZON BA FCC1	Section 7.5.9 Page 7-264	\$ 29.95	\$ 0.51	\$ 58.30	\$ 29.01	\$ 61.80	\$ 30.75	5.66%	NJ	DS1	Mileage/Transport	11L5L	SPECIAL TRANSPORT PER MILE	6	Y	Y	Y
VERIZON NY FCC11	Section 30.7.9 pp30-114	\$ 54.72	\$ 2.05	\$ 58.30	\$ 29.01	\$ 61.80	\$ 30.75	5.66%	NY	DS1	Mileage/Transport	115XX	CHANNEL MILEAGE - SWITCH AND SPECIAL - PER MILE BAND	6	Y	Y	Y
VERIZON NY FCC11	Section 30.7.9 pp30-114	\$ 54.72	\$ 2.05	\$ 58.30	\$ 29.01	\$ 61.80	\$ 30.75	5.66%	NY	DS1	Mileage/Transport	115XX	CHANNEL MILEAGE - SWITCH AND SPECIAL - PER MILE BAND	4	Y	Y	Y
VERIZON NY FCC11	Section 30.7.9 pp30-114	\$ 54.72	\$ 2.05	\$ 58.30	\$ 29.01	\$ 61.80	\$ 30.75	5.66%	NY	DS1	Mileage/Transport	115XX	CHANNEL MILEAGE - SWITCH AND SPECIAL - PER MILE BAND	5	Y	Y	Y
VERIZON NY FCC11	Section 30.7.9 pp 30-130		\$ 168.67		\$ 241.36		\$ 255.84	5.66%	NY	DS1	Multiplexing	MQ1	SPECIAL-MULTIPLEXING- 1.544 MBPS HC	4	Y	Y	Y
VERIZON NY FCC11	Section 30.7.9 pp 30-55		\$ 129.39		\$ 310.64		\$ 329.28	5.66%	NY	DS1	Chan Term	TMECS	CHANNEL TERM - 1.544 MBPS SVC OR DOVPATH	6	Y	Y	Y
VERIZON NY FCC11	Section 30.7.9 pp 30-55		\$ 98.18		\$ 205.63		\$ 217.97	5.66%	NY	DS1	Chan Term	TMECS	CHANNEL TERM - 1.544 MBPS SVC OR DOVPATH	4	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.14 Page 5-209.1		\$ 0.97		\$ 11.77		\$ 12.48	5.69%	TX	DS1	Mileage/Transport	1LFSX	SPECIAL TRANSPORT-PER MILE	A	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.14 Page 5-324.1		\$ 13.20		\$ 58.30		\$ 61.80	5.66%	TX	DS3	Mileage/Transport	1LFSX	SPECIAL TRANSPORT-PER MILE	A	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.7 Page 5-209.1		\$ 0.97		\$ 15.69		\$ 16.63	5.65%	TX	DS1	Mileage/Transport	1LFSX	SPECIAL TRANSPORT-PER MILE	C	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.7 Page 5-209.1		\$ 0.97		\$ 14.42		\$ 15.29	5.69%	TX	DS1	Mileage/Transport	1LFSX	SPECIAL TRANSPORT-PER MILE	B	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.7 Page 5-210.1		N/A**		\$ 68.37		\$ 72.47	5.66%	TX	DS1	Mileage/Transport	10X1X	FLAT RATED SPECIAL TRANSPORT ONE YEAR - PER MONTH	A	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.7 Page 5-210.1		N/A**		\$ 53.85		\$ 57.08	5.66%	TX	DS1	Mileage/Transport	10X5X	FLAT RATED SPECIAL TRANSPORT FIVE YEARS - PER MONTH	A	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.7 Page 5-209.1		\$ 31.02		\$ 35.19		\$ 37.30	5.66%	TX	DS1	Mileage/Transport	TRG	SPECIAL TRANSPORT TERMINATION	A	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.7 Page 5-209.1		\$ 31.02		\$ 46.85		\$ 49.66	5.66%	TX	DS1	Mileage/Transport	TRG	SPECIAL TRANSPORT TERMINATION	C	Y	Y	Y
VERIZON GTE FCC14	Section 5.7.7 Page 5-209.1		\$ 31.02		\$ 43.04		\$ 45.62	5.66%	TX	DS1	Mileage/Transport	TRG	SPECIAL TRANSPORT TERMINATION	B	Y	Y	Y
VERIZON GTE FCC14	Section5.7.7 Page 5-208.2		\$ 126.39		\$ 284.93		\$ 302.03	5.66%	TX	DS1	Chan Term	1XCDX	DS1 Special Access Line	A	Y	Y	Y
VERIZON GTE FCC14	Section5.7.7 Page 5-208.2		\$ 126.39		\$ 291.50		\$ 308.99	5.66%	TX	DS1	Chan Term	1XCDX	DS1 Special Access Line	B	Y	Y	Y
VERIZON GTE FCC14	Section5.7.7 Page 5-208.2		\$ 126.39		\$ 298.18		\$ 316.07	5.66%	TX	DS1	Chan Term	1XCDX	DS1 Special Access Line	C	Y	Y	Y
VERIZON BA FCC1	Section 7.5.9 Page 7-264	N/A***	N/A***	\$ 58.30	\$ 29.01	\$ 61.80	\$ 30.75	5.66%	VA	DS1	Mileage/Transport	11L5L	SPECIAL TRANSPORT PER MILE	4	Y	Y	Y
VERIZON BA FCC1	Section 7.5.9 Page 7-264	N/A***	N/A***	\$ 58.30	\$ 29.01	\$ 61.80	\$ 30.75	5.66%	VA	DS1	Mileage/Transport	11L5L	SPECIAL TRANSPORT PER MILE	5	Y	Y	Y
VERIZON BA FCC1	Section 7.5.9 Page 7-264	N/A***	N/A***	\$ 58.30	\$ 29.01	\$ 61.80	\$ 30.75	5.66%	VA	DS1	Mileage/Transport	11L5L	SPECIAL TRANSPORT PER MILE	6	Y	Y	Y

** Flat Mileage is not available in UNES

*** VA does not have UNE interoffice mileage Monthly Rates

CERTIFICATE OF SERVICE

I, Matthew Jones, hereby certify that on this day, May 8, 2012, I caused to be served a true and correct copy of the foregoing Letter and Attachment on the following parties via the methods indicated below:

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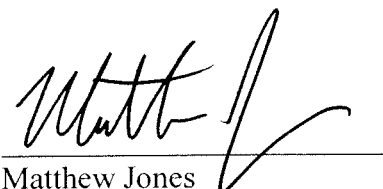
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