

FILE

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October 15, 2007

Ms. Renee J. Jenkins, Secretary  
The Public Utilities Commission of Ohio  
180 East Broad Street  
Columbus, OH 43215-3793

RE: Case No. 07-1061-TP-CSS  
Ernst Enterprises v ITS Communications & AT&T

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Dear Ms. Jenkins:

We enclose for filing the Answer of ITS Communications, Inc., one of the Respondents in the subject case.

Very truly yours,

EARLY, LENNON, CROCKER & BARTOSIEWICZ, P.L.C.

Patrick D. Crocker

PDC/tld

cc: Mr. Rober Wehmeier  
Chief Financial Officer  
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THE PUBLIC UTILITIES COMMISSION OF OHIO

ERNST ENTERPRISES, INC.,  
Complainant,

Case No. 07-1061-TP-CSS

v.

ITS COMMUNICATIONS, INC., and  
AT&T,  
Respondents.

ANSWER OF ITS COMMUNICATIONS, INC.

ITS Communications, Inc., ("ITS"), for its Answer to the Complaint in the above matter states as follows:

1. That ITS resold AT&T T-1 services to Ernst Enterprises, Inc., ("Ernst") connecting the Ernst Dayton premises to the Ernst Lebanon, Ohio premises.
2. That the service is comprises of three segments as follows: (1) from the Dayton premises to the AT&T Dayton central office; (2) from the Dayton AT&T central office to the Lebanon Central Office; (3) from the Lebanon central office to the Ernst Lebanon premises.
3. That segment (3) from the Lebanon central office to the local Ernst premises is operated and maintained by Embarq.
4. That ITS has worked diligently and in compliance with the terms of its agreement with Ernst to enable Ernst to utilize the subject T-1 services.
5. That ITS has notified AT&T of all of the out of service issues which Ernst has reported and AT&T has worked to locate and correct the service issues.

6. That ITS has credited Ernst with amounts equal to the out of service credits to which it is entitled.

7. That ITS is informed and believes that the most serious issues relating to the out of service problems of Ernst have been caused in the third segment of the T-1 service owned and controlled by Embarq.

8. That ITS is informed and believes that the subject T-1 service is up and running.

Wherefore, ITS request that the Commission dismiss the Complaint.

Dated: October 15, 2007

ITS COMMUNICATIONS, INC.

By: 

Patrick D. Crocker  
Its Attorney