



COMMERCE COMMISSION

Please refer to:
1085310_1

21 October 2010

Ross Young
Group Manager Regulation
TelstraClear Limited
Shed 39, 1 Hinemoa Street
Wellington, New Zealand
P O Box 1271

Sent by email: Ross.Young@telstraclear.co.nz

Dear Ross,

Request for information on the Commission SLE/SLU/UBA investigation

This is a request for information in support of the Commission's investigation, announced today, into a potential breach by Telecom of the Separation Undertakings in relation to the supply of Unbundled Bitstream Access services (UBA) taken in combination with Sub-Loop Unbundled services (SLU) and/or the Sub-Loop Extension services (SLES).

The Commission requests the following information in relation to the investigation:

- 1 Can you confirm whether you have purchased, or tried to purchase, UBA from Telecom in conjunction with SLES? If so, on what terms and conditions and at what prices?
- 2 Can you provide copies of any correspondence with Telecom (or file notes etc) regarding your request for UBA taken in conjunction with SLES and SLU?
- 3 Copies of any board/executive papers regarding the UBA with SLU+SLES issue, and investment in exchanges subject to cabinetisation, including any decision papers, reports, or business plans.

Please also provide the Commission with any other information you believe is pertinent to this investigation.

The Commission may seek additional or supplementary information, as it deems reasonably appropriate for completing its investigation.

Please note any information in your response for which you seek confidential treatment. The Commission does not intend to publicly release or share the information requested in this letter, so we see no need for a confidentiality order at this time. The Commission may, however, consider putting a s100 Confidentiality Order in place at party's request prior to any consultation the Commission may consider appropriate during the course of the investigation.

Please provide the information no later than close of business Thursday, 18 November 2010. Should you require additional time to compile the information please contact me directly at 04-924-3865 or at reto.bleisch@comcom.govt.nz.

Yours sincerely

A handwritten signature in black ink, appearing to read 'R. Bleisch', written over the typed name 'Reto Bleisch'.

Reto Bleisch

Manager

Telecommunications Regulation Branch