

April 12, 2013

NOTICE OF OPPORTUNITY TO COMMENT
(Comments due Friday, April 19, 2013, by 3:00 p.m.)

RE: *Pac-West Telecomm, Inc. v. Qwest Corporation,*
Docket UT-053036 (*consolidated*)

Level 3 Communications, LLC v. Qwest Corporation,
Docket UT-053039 (*consolidated*)

TO ALL PARTIES:

On April 5, 2013, Pac-West Telecomm, Inc. (Pac-West or Company) filed with the Washington Utilities and Transportation Commission (Commission) a Notice of Suggestion of Bankruptcy. The Notice explained that on March 28, 2013, Pac-West filed a voluntary petition in U.S. Bankruptcy Court for the Western District of Texas seeking relief under Chapter 11 of the Bankruptcy Code.

Pac-West's Notice called specific attention to section 362(a) of the Bankruptcy Code and asserted, in relevant part (*emphasis added*), that the Company's:

filing of its voluntary petition *operates as a stay*, applicable to all entities, of, among other things: (a) *the commencement or continuation of all judicial, administrative, or other actions or proceedings against the Debtor* (i) that were or could have been commenced before the commencement of the Debtor's case or (ii) to recover any claims against the Debtor that arose before the commencement of the Debtor's case.

However, Pac-West's Notice did not specify whether it was asking the Commission to take or refrain from taking any action in Docket UT-053036 involving Pac-West before this Commission.

The Commission now seeks comment from all parties on the potential or actual impact of Pac-West's voluntary bankruptcy petition. The Commission specifically seeks comment on whether Pac-West's bankruptcy filing prevents the Commission from issuing a Final Order in Docket UT-053036 and what actions the Commission may take in this docket. Parties opting to file comments are expected to support their positions with citation to legal or other persuasive authority.

NOTICE IS GIVEN That parties opting to file comments with the Commission must do so no later than 3:00 p.m. on Friday, April 19, 2013.

ADAM E. TOREM
Administrative Law Judge