

David L. Rice
David.Rice@millernash.com
(206) 777-7424 direct line

October 3, 2003

VIA FEDERAL EXPRESS AND E-MAIL

Ms. Carole J. Washburn
Executive Secretary
Washington Utilities and Transportation Commission
Post Office Box 47250
1300 S. Evergreen Park Dr. SW
Olympia, Washington 98504-7250

Subject: Comments of Covad Communications Company regarding discovery and protective order issues, Docket No. UT-033025

Dear Ms. Washburn:

Covad Communications Company files these comments in support of standardized discovery that will allow the parties to focus on the substantive issues in this proceeding rather than on discovery disputes. To this end, Covad supports adoption of the template discovery questions prepared by the NARUC Triennial Review Implementation Project ("TRIP") task force made available at the prehearing conference, subject to necessary modification to take into account Washington-specific law and facts.

Covad's only specific change to the TRIP template discovery pertains to Question 1a on page 12 of the section regarding discovery to ILECs in the 9-month case. Covad proposes to modify that question by adding the underlined language as follows:

Please state whether the process is mechanized or manual. If the process is mechanized, please state whether the service orders flow through. If the service orders do flow through, please state whether the entire process occurs without any manual intervention. If orders do flow through, please state the percentage of the service orders that flow through to completion.

This change will help clarify the process being described. Covad additionally requests clarification of whether parties will be allowed to conduct follow-up discovery, if warranted.

Carole J. Washburn
October 3, 2003
Page 2

Covad supports the proposed TRIP template protective order, subject to necessary modification to take into account Washington-specific law and facts. Covad also requests clarification whether the references to "days" in the template TRIP protective order refers to calendar or business days.

Sincerely,



David L. Rice

cc: All Parties of Record

CERTIFICATE OF SERVICE
Docket No. UT-033025

I hereby certify that a true and correct copy of the Comments of Covad Communications Company regarding discovery and protective order issues has been sent by first-class U.S. Mail with postage fully prepaid to the following:

Stephen S. Melnikoff, General Attorney
Regulatory Law Office
U.S. Army Litigation Center
901 N. Stuart Street, Suite 700
Arlington, VA 22203-1837

Timothy J. O'Connell, Attorney
Stoel Rives
600 University Street Suite 3600
Seattle, WA 98101

Michel Singer Nelson
MCI WorldCom Communications, Inc.
707 17th Street, Suite 4200
Denver, CO 80202

Mark P. Trinchero
Eschelon Telecom, Inc.
1300 SW 5th Avenue Suite 2300
Portland, OR 97201-5682

Jonathan Thompson
Assistant Attorney General
1400 S. Evergreen Park Dr. S.W.
Post Office Box 40128
Olympia, WA 98504-0128

Simon J. ffitich
Public Counsel Section
Office of Attorney General
900 Fourth Avenue, Suite 2000
Seattle, WA 98164-1012

Lisa Anderl
Qwest Corporation
1600 Seventh Avenue, Suite 3206
Seattle, WA 98191

Jeffrey J. Binder
Regulatory Counsel
Allegiance Telecom of Washington, Inc.
1919 M Street Suite 421
Washington DC, 20036

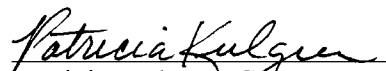
Art Butler
Ater Wynne LLP
601 Union Street Suite 5450
Seattle, WA 98101-2327

Rebecca Decook
AT&T Law Department
1875 Lawrence Street, Suite 1575
Denver, CO 80202

Don Dennis
Manager State Government Relations
Centurytel of Washington Inc D/B/A CE
8120 Skansie Avenue
Gig Harbor, WA 98332

William E. Hendricks III
Sprint
902 Wasco Street
Hood River, OR 97031

DATED this 3rd day of October, 2003, at Seattle, Washington.


Patricia Kulgren, Secretary