

**BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION
COMMISSION**

**In the Matter of the Investigation into
U S WEST COMMUNICATIONS, INC.'S
Compliance with Section 271 of the
Telecommunications Act of 1996**

Docket No. UT-003022

**In the Matter of
U S WEST COMMUNICATIONS, INC.'S
Statement of Generally Available Terms
Pursuant to Section 252(f) of the
Telecommunications Act of 1996.**

Docket No. UT-003040

**QWEST CORPORATION'S NOTICE OF UPDATED STATEMENT OF
GENERALLY AVAILABLE TERMS AND CONDITIONS**

Qwest Corporation, formerly known as U S WEST Communications, Inc. ("Qwest"), submits this notice of its updated Statement of Generally Available Terms and Conditions ("SGAT") in the State of Washington, along with the SGAT itself, which is attached.¹ Qwest respectfully

¹ For the convenience of the Commission, Qwest is attaching both a "clean" version of the current SGAT that Qwest wishes to take effect, along with a redlined SGAT that reflects the changes between the present submission and the last updated SGAT, which Qwest filed on June 29, 2001.

requests that the Commission allow this version of the SGAT to go into effect within 60 days, pursuant to section 252(f)(3)(B) of the Telecommunications Act of 1996, 47 U.S.C. § 252(f)(3)(B).

I. INTRODUCTION

On March 22, 2000, Qwest filed its original SGAT with the Commission pursuant to Section 252(f) of the Telecommunications Act of 1996 ("Act"). Since then, Qwest and competitive local exchange carriers ("CLECs") throughout Qwest's 14-state region have participated in a collaborative process to explore and resolve literally hundreds of issues relating to specific provisions of Qwest's proposed SGAT in connection with Qwest's intent to enter in-region interLATA long distance markets in states throughout Qwest's 14-state region under Section 271 of the Act. In addition to the current filing, this collaborative process has resulted in one prior SGAT revision, which was filed on June 29, 2001.

As discussed further below, with the exception of those recommendations that Qwest has challenged, the document attached to this Notice is intended to reflect the revisions that are being made to comply with several orders from the Commission. These include: the February 22, 2001 Washington Initial Order Finding Non-Compliance in the areas of Interconnection, Number Portability, and Resale; March 30, 2001 Washington Initial Order Finding Non-Compliance in the Areas of Collocation; June 12, 2001 Washington Commission Order Addressing Workshop One Issues: Checklist Item Nos. 3, 7, 8, 9, 12 & 13; July 24, 2001, Washington – Thirteenth Supplemental Order Initial Order (Workshop Three: Checklist Item No. 2, 5 and 6); August 17, 2001 Washington Fifteenth Supplemental Order, Commission Order Addressing Workshop Two Issues: Checklist Items Nos. 1, 11 and 14, with the exception of those recommendations that Qwest has challenged. The current filing also incorporates language related to the same checklist items that the parties have agreed to in Washington as well as in other states, including the joint undertaking of the state commissions of Idaho, Iowa, Montana, New Mexico, North Dakota, Utah and Wyoming (the "multi-state proceeding").

II. DISCUSSION

A. Revisions Made to Comply with the Washington Commission's Decisions

As noted above, the Commission has issued several orders on Qwest's compliance with various Section 271-related issues since Qwest's most recent SGAT revision. Like the reports and orders of other state commissions investigating Qwest's Section 271 checklist compliance, these orders required a number of changes to Qwest's SGAT. Except as noted below, the SGAT that accompanies this Notice complies with these requirements.² Qwest also notes that there are many instances where a recommended modification had already been implemented, or the SGAT language was approved as written—so no revision marks are shown in the redlined SGAT.³

B. Sections on which Qwest is Challenging Staff's Recommendations or Otherwise Altered the Express Letter of A Given Recommendation

Although Qwest has accepted of most of the requirements in the initial and final orders, Qwest is challenging a few of those requirements. First, Qwest is challenging the requirement in the August 17, 2001 Washington Fifteenth Supplemental Order, Commission Order Addressing Workshop Two Issues: Checklist Items Nos. 1, 11 and 14 at ¶9, page 3, wherein the Commission required that Qwest incorporate ratcheting of LIS and special access/private line rates.⁴ Second, in the July 24, 2001 Thirteenth Supplemental Order Initial Order (Workshop Three: Checklist Item No. 2, 5 and 6) at page 10, the ALJ found that the SGAT should be modified to indicate that Qwest

² See Changes resulting from February 22, 2001 Washington Initial Order Finding Non-Compliance in the areas of Interconnection, Number Portability, and Resale in Sections 4.11.2; 7.1.2.1; 7.2.2.8.6; 7.3.4.2.1; 10.2.2.4; Changes resulting from March 30, 2001 Washington Initial Order Finding Non-Compliance in the Areas of Collocation in Sections 8.1.1.8; 8.2.1.23.1.4; 8.2.4.1; 8.2.4.9; 8.2.7.1; 8.2.7.2; Changes resulting from June 12, 2001 Washington Commission Order Addressing Workshop One Issues: Checklist Item Nos. 3, 7, 8, 9, 12 & 13 in Sections 10.8.2.4; 10.8.2.27.2; 10.8.4.2; Changes resulting from July 24, 2001, Washington – Thirteenth Supplemental Order Initial Order (Workshop Three: Checklist Item No. 2, 5 and 6) in Sections 9.1.4; 9.1.10; 9.6.2.3; 9.6.2.6; 9.11.2.5; 9.11.2.5.3; 9.23.1.2.2; 9.23.3.17; ; Changes resulting from August 17, 2001 Washington Fifteenth Supplemental Order, Commission Order Addressing Workshop Two Issues: Checklist Items Nos. 1, 11 and 14 in Sections 6.2.3.1; 6.2.3.2; 6.4.1; 7.2.2.9.6; 8.1.1.8; 8.2.1.14.1; 8.2.7.1; 8.2.7.2; 8.3.1.9; 8.4.1.9; 8.4.3.2; 8.4.6.1; 8.4.6.2; 8.4.7.1.1; 10.2.2.4.

³ See SGAT §§ 1.84; 5.1.7; 6.2.2.7; 6.2.3.1; 6.2.3.2 7.1.2.2; 7.1.2.3; 7.2.2.1.5; 7.2.2.6.3; 7.2.2.8.6.1; 7.3.1.2.2; 8.1.1.8.1; 8.2.1.13; 8.4.1.7.2-8.4.1.7.2.4; 9.11.1.1.2; 9.23.3.12; 10.2.5.3.1.

⁴ See SGAT § 7.3.1.1.2.

must make every effort to comply with both wholesale and retail service quality standards.⁵ Third, the July 24th Workshop Three Initial Order, at page 22, recommended that the SGAT should be modified to remove any restrictions on combining UNEs with retail services when UNEs are not available.⁶ Fourth, the July 24th Initial Order further recommended that the SGAT should be modified to eliminate the distinction between UDIT and EUDIT.⁷ As indicated in Qwest's August 23, 2001 Comments, Qwest believes that this issue has already been presented to the Commission as part of the generic cost docket and should be resolved there; accordingly, Qwest has not modified this provision, pending Commission review. Fifth, the July 24th Initial Order determined that Qwest was obligated to build for CLECs.⁸ (Workshop Three: Checklist Item No. 2, 5 and 6 at page 34). Sixth, in the July 24th Initial order, the ALJ recommended that Sections 9.23.3.7.1 and 9.23.3.7.2.12.2 should be rejected. Finally, the Initial Order also found that for purposes of applying the "significant local use" restriction on EELs, traffic delivered to ISPs should be considered local traffic.⁹ Since Qwest has challenged these recommendations, Qwest has not made these modifications, pending the Commission's ultimate decision on these disputed matters.

Qwest also notes that with respect to Section 7.2.2.9.3.2, that the February 22, 2001 Washington Initial Order at paragraphs 137-139 required deletion of an earlier version of this paragraph that prohibited commingling of traffic. Rather than deleting the entire paragraph, Qwest has modified the paragraph to expressly allow commingling, and believes that ¶7.2.2.9.6.1 fully within the spirit of the recommendation. Similarly, February 22, 2001 Initial Order at ¶¶94-95, Staff recommended that Section 7.2.2.9.6.1 be included. For clarity, however, Qwest has deleted the phrase "by the access tandem," and believes that this deletion is consistent with the intent of the initial order.

⁵ See SGAT § 9.1.2.

⁶ See SGAT § 9.1.2.9.1.5.

⁷ See SGAT § 9.6.1.1.

⁸ See SGAT §§ 9.6.2.6; 9.19.

⁹ See SGAT §§ 9.23.3.7.2.

C. Qwest’s Most Recent Proposals, Including Compliance Language Carried Forward from Other Proceedings

The SGAT filed herewith also includes several revisions made by Qwest that are consistent with the orders and recommendations of other state commissions and the facilitator in the multi-state proceeding for the same checklist items – interconnection, collocation, resale, and emerging services. Qwest believes that in many instances this language resolves issues raised by CLECs in this and other proceedings and, to that end, Qwest is willing to include such out-of-state compliance language in its SGAT in Washington. In addition, during the course of the SGAT and Section 271 proceedings, many of the issues between the parties have been resolved by the adoption of consensus language for inclusion in the SGAT. The SGAT accompanying this Notice includes agreed-to or required language from other states, as well as that from Washington.¹⁰ Qwest also notes that Sections 10.8.2.20 and 10.8.2.27.2 were inadvertently duplicated in the June 29th SGAT, and the duplicate sections have been deleted in the present filing.

D. Correction of Typographical, Grammatical and Other Non-Substantive Matters

Finally, the updated SGAT also contains a number of corrections to typographical errors, grammatical changes, capitalization changes, and updates to Qwest Web Site addresses and technical standards.¹¹

II. CONCLUSION

For the foregoing reasons, the Commission should consider the SGAT filed with this notice as the baseline document for any future proceedings in this docket. Qwest respectfully requests that the Commission allow this version of the SGAT to go into effect within 60 days, pursuant to 47 U.S.C. § 252(f)(3)(B).

¹⁰ See SGAT §§ 7.2.2.8.12.1; 8.2.3.12; 8.2.4.9.1; 8.3.1.11.1.2; 9.2.2.3.1; 9.2.2.9.3; 9.2.2.10; 9.2.3.3.1; 9.2.4.6; 9.2.5.1; 9.2.5.3; 9.2.5.5; 9.2.6.2; 9.2.6.4.

¹¹ See, e.g., SGAT §§ 9.13.2.4.1; 9.15.1.1.2; 9.15.3.2.3; 9.17.2.6.

RESPECTFULLY SUBMITTED this 21st day of September, 2001.

Qwest Corporation

By: _____

Lisa Anderl

Charles W. Steese

Blair A. Rosenthal

Qwest Corporation.

1801 California Street

Suite 4900

Denver, Colorado 80202

(303) 672-2974

Attorneys for Qwest Corporation