## SWIDLER BERLIN SHEREFF FRIEDMAN, LLORIGINAL

THE WASHINGTON HARBOUR 3000 K STREET, NW, SUITE 300 WASHINGTON, DC 20007-5116 TELEPHONE (202) 424-7500 FACSIMILE (202) 424-7643 WWW.SWIDLAW.COM

NEW YORK OFFICE THE CHRYSLER BUILDING 405 LEXINGTON AVENUE NEW YORK, NY 10174 TELEPHONE (212) 973-0111 FACSIMILE (212) 891-9598

October 15, 2003

Carole J. Washburn, Executive Secretary Washington Utilities and Transportation Commission 1300 South Evergreen Park Drive, S.W. Olympia, WA 98504

RE: Docket No. UT-031472; Washington Exchange Carrier Association, et al. v. LocalDial Corporation

RECORDS MODIFICATIONS

03 OCT 16 AM 9: 19

Dear Ms. Washburn:

By this letter, ICG Communications, Inc. ("ICG") respectfully requests that ICG be included as a participant in the above-referenced proceeding. Pursuant to a telephone conversation with the Administrative Law Judge assigned to this matter, Mr. Dennis Moss, we were advised to submit this letter. ICG reserves the right to intervene as a party after the Commission formulates the issues that will be considered by this proceeding and determines the applicable process. At this time, the scope of the proceeding is not sufficiently clear to allow ICG to determine whether it must intervene as a party to protect its interests. Accordingly, ICG seeks participant status only. Please send a copy of all documents and notices filed in this proceeding to:

Scott Beer ICG Communications, Inc. Director and Counsel, Industry & Corporate Affairs 161 Inverness Drive West Englewood, Colorado 80112

## with copies to:

Tamar E. Finn Ronald W. Del Sesto, Jr. Swidler Berlin Shereff Friedman, LLP Suite 300 3000 K Street, N.W. Washington, DC 20007 Carole J. Washburn, Executive Secretary October 15, 2003 Page 2

An original and three (3) copies of this letter are enclosed. Please date stamp and return the enclosed extra copy of this letter. Questions regarding this matter may be addressed to the undersigned.

Respectfully submitted

Tamar E. Finn

Ronald W. Del Sesto, Jr.

Andel w. Ad Ser J.

cc: Scott Beer, ICG Communications, Inc.

429591v1