

BEFORE THE MINNESOTA PUBLIC UTILITIES COMMISSION

Katie J. Sieben
Valerie Means
Matthew Schuerger
Joseph K. Sullivan
John A. Tuma

Chair
Commissioner
Commissioner
Commissioner
Commissioner

In the Matter of CenturyLink QC's Petition for
Elimination of the Qwest Performance Assurance
Plan and Performance Indicator Definitions

SERVICE DATE: May 16, 2023

DOCKET NO. P-421/M-23-115

The above entitled matter has been considered by the Commission and the following disposition made:

- 1. Approved CenturyLink's elimination of Performance Indicator Definitions (PIDs) and Performance Assurance Plan (PAP).**
- 2. Accepted all existing interconnection agreements containing the PAP and PIDs to be modified to incorporate the proposed revisions, effective July 1, 2023, without the need for further filings or approval.**
- 3. Adopted this proposed administrative procedure and granted CenturyLink's request without a hearing, further hearings, or proceedings in the event that no opposition to the current petition is brought to the attention of the Commission within 30 days of the issuance of this Order.**

This decision is issued by the Commission's consent calendar subcommittee, under a delegation of authority granted under Minn. Stat. § 216A.03, subd. 8 (a). Unless a party, a participant, or a Commissioner files an objection to this decision within ten days of receiving it, it will become the Order of the full Commission under Minn. Stat. § 216A.03, subd. 8 (b).

The Commission agrees with and adopts the recommendations of the Department of Commerce, which are attached and hereby incorporated into the Order.

BY ORDER OF THE COMMISSION



Will Seuffert
Executive Secretary



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April 21, 2023

Will Seuffert
Executive Secretary
Minnesota Public Utilities Commission
121 7th Place East, Suite 350
St. Paul, Minnesota 55101-2147

RE: **Reply Comments of the Department in response to the Commission's March 20, 2023 Notice of Comment Period**
Docket No. P421/M-23-115

Dear Mr. Seuffert:

Attached are the reply comments of the Minnesota Department of Commerce in response to the Minnesota Public Utilities Commission's March 20, 2023 Notice of Comment Period in the matter of the Qwest Corporation dba CenturyLink QC's petition for the elimination of the Qwest Performance Assurance Plan and Performance Indicator Definitions.

Sincerely,

/s/ DIANE DIETZ
Public Utilities Analyst

/s/ LISA GONZALEZ
Public Utilities Analyst

/s/ ARIELLE TIAMIYU
Public Utilities Analyst

DD/LG/AT/ar
Attachment



Before the Minnesota Public Utilities Commission

Reply Comments of the Minnesota Department of Commerce Division of Energy Resources

Docket No. P421/M-23-115

I. PROCEDURAL BACKGROUND

On March 3, 2023, Qwest Corporation dba CenturyLink QC (CenturyLink) filed a petition requesting Commission approval to eliminate the Qwest Performance Assurance Plan and Performance Indicator Definitions.

On March 20, 2023, the Minnesota Public Utilities Commission (Commission) issued a Notice of Comment Period, in the current docket, requesting that interested parties file comments on the following questions:

- i. Should the Commission approve the elimination of Performance Indicator Definitions (PIDs) and Performance Assurance Plan (PAP)?
- ii. Should the Commission deem all existing interconnection agreements that currently contain the PAP and PIDs to be modified to incorporate these revisions, also effective July 1, 2023, without need for further filings or approvals?
- iii. In the event there is no opposition to this Petition within 30 days, should the Commission grant CenturyLink requests without a hearing, further filings, or proceedings?
- iv. Are there other issues or concerns related to this matter?

On April 18, 2023, the Department filed comments stating that its reply comments would include answers to the questions raised by the Commission in the March 20, 2023 Notice of Comment Period. No other parties filed comments.

II. DEPARTMENT REPLY COMMENTS

- i. **Should the Commission approve the elimination of Performance Indicator Definitions (PIDs) and Performance Assurance Plan (PAP)?**

The Department recommends approval of CenturyLink's proposal in the current docket. No objections have been filed by any of the affected CLECs nor from other parties. CenturyLink has provided documentation showing that the burden of continued compliance with the requirement of maintaining PIDs and PAP outweigh the value derived from these programs.

- ii. **Should the Commission deem all existing interconnection agreements that currently contain the PAP and PIDs to be modified to incorporate these revisions, also effective July 1, 2023, without need for further filings or approvals?**

Given that no parties have filed objections to CenturyLink's proposal, the Department recommends that the Commission deem all existing interconnection agreements containing the PAP and PIDs to be modified to

incorporate the proposed revisions, effective July 1, 2023, without the need for further filings or approvals. To the extent that individual issues arise with specific interconnection agreements, the Department will bring these issues to the attention of the Commission.

iii. In the event there is no opposition to this Petition within 30 days, should the Commission grant CenturyLink requests without a hearing, further filings, or proceedings?

The Department recommends that the Commission adopt this proposed administrative procedure and grant CenturyLink's request without a hearing, further filings, or proceedings in the event that no opposition to the current petition is brought to the attention of the Commission within 30 days.

iv. Are there other issues or concerns related to this matter?

The Department is not aware of other issues or concerns relating to CenturyLink's petition.

CERTIFICATE OF SERVICE

I, Robin Benson, hereby certify that I have this day, served a true and correct copy of the following document to all persons at the addresses indicated below or on the attached list by electronic filing, electronic mail, courier, interoffice mail or by depositing the same enveloped with postage paid in the United States mail at St. Paul, Minnesota.

**Minnesota Public Utilities Commission
ORDER**

Docket Number: **P-421/M-23-115**

Dated this **16th** day of **May, 2023**

/s/ Robin Benson

First Name	Last Name	Email	Company Name	Address	Delivery Method	View Trade Secret	Service List Name
Generic Notice	Commerce Attorneys	commerce.attorneys@ag.state.mn.us	Office of the Attorney General-DOC	445 Minnesota Street Suite 1400 St. Paul, MN 55101	Electronic Service	Yes	OFF_SL_23-115_M-23-115
Generic Notice	Residential Utilities Division	residential.utilities@ag.state.mn.us	Office of the Attorney General-RUD	1400 BRM Tower 445 Minnesota St St. Paul, MN 551012131	Electronic Service	Yes	OFF_SL_23-115_M-23-115
Will	Seuffert	Will.Seuffert@state.mn.us	Public Utilities Commission	121 7th Pl E Ste 350 Saint Paul, MN 55101	Electronic Service	Yes	OFF_SL_23-115_M-23-115
Jason	Topp	jason.topp@lumen.com	CenturyLink Communications, LLC	200 S 5th St Ste 2200 Minneapolis, MN 55402	Electronic Service	Yes	OFF_SL_23-115_M-23-115
Nicole	Westling	nicole.westling@state.mn.us	Department of Commerce	85 7th Place E Suite 280 St Paul, MN 55001	Electronic Service	No	OFF_SL_23-115_M-23-115