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BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of the Investigation into
U S WEST Communications, Inc.'s
Compliance with § 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'S RESPONSE TO AT&T'S MOTION
FOR RECONSIDERATION AND
CLARIFICATION OF THE SCHEDULE
ESTABLISHED IN THE 18TH
SUPPLEMENTAL ORDER

On October 1, 2001, Qwest and AT&T filed requests to the Commission regarding the schedule established in the 18th Supplemental Order. The Commission called for responses to those requests to be filed no later than 5:00 p.m. on October 5, 2001. Qwest hereby responds to AT&T's request.

Prehearing Conference: AT&T requests that the prehearing conference of October 17, 2001 be rescheduled or held during the noon hour in order to accommodate attendance at a conflicting technical workshop in Colorado. Qwest agrees that the prehearing conference should be rescheduled, and suggests that it might be most productive to hold the prehearing conference after the issuance of the initial order from the Facilitator in the QPAP proceeding. That order is scheduled to be issued on October 22, 2001. Qwest proposes the prehearing be moved to

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CLARIFICATION AND RECONSIDERATION OF
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Qwest
1600 7th Ave., Suite 3206
Seattle, WA 98191
Telephone: (206) 398-2500
Facsimile: (206) 343-4040

1 October 30, 2001. Qwest is also potentially available the afternoon of October 24, although a
2 conflict presently exists. Qwest is hopeful that its scheduling conflict on October 24 can be
3 remedied, and if so will advise the Commission promptly.

4 **December Hearings:** AT&T requests that the hearings currently scheduled for
5 December 5-10 be rescheduled to accommodate attendance at a CLE and to avoid a conflict with
6 an Arizona proceeding. Qwest agrees that the Arizona proceeding presents a legitimate conflict
7 for some of AT&T's attorneys and the AT&T witness. Thus, Qwest agrees that these hearings
8 could be rescheduled during the week of December 10. If the week of the 10th is not available to
9 the Commission, Qwest's attorneys and witnesses are also available during the week of
10 December 17. Qwest opposes any further extension of the schedule.

11 **Additional Proceedings on the OSS Test:** AT&T also requests clarification with regard
12 to the process around the Commission's consideration of the ROC OSS testing report. Qwest
13 has already filed comments requesting that the Commission clarify that the comment cycle to the
14 Commission will begin on the date of the issuance of the draft final report. The comments that
15 will be submitted to KPMG on the draft final will simply serve to identify and correct factual
16 errors. While there may be some changes to the final report, those changes are unlikely to
17 change KPMG's reasoning and its ultimate conclusions. Thus, it makes sense to begin the
18 process upon initial issuance of the final report, even if it is designated a "draft final". The
19 attached press release from the Chairman of the ROC Executive Committee clarifies the types of
20 comments that will be submitted as comments addressing "statements of fact, suggestions for
21 clarification and errors in the text." The release acknowledges that advocacy related comments
22 will be handled by the individual state commissions. Qwest believes that the Washington
23 Commission will not gain anything by waiting until the final report is issued, and that comments
24 at the state level and to KPMG can proceed simultaneously.

25 **Filing Requirement from UT-970300:** Finally, AT&T asks for clarification regarding
26 whether Qwest is still required to file an application with the Commission 90 days before it files

1 with the FCC. Qwest believes that the Commission should clarify that requirement in one of two
2 ways. First, the Commission could clarify that it has done away with that requirement in light of
3 the extensive record and process that has already occurred in Washington. (That requirement
4 was originally imposed at a time when it was not clear that the Commission would have the
5 extensive opportunity for review of Qwest's compliance that it has had in these new consolidated
6 proceedings.) Alternatively, the Commission could clarify that Qwest has *met* the 90-day
7 requirement because the Commission has already had in excess of 90 days to review Qwest's
8 application to the FCC (Qwest's application to the FCC will consist of the record in the
9 Washington proceeding, along with affidavits that summarize the proceedings).

10 Dated this 5th day of October, 2001.

11 QWEST

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Charles W. Steese
15 1801 California Street, Suite 3800
Denver, CO 80202
(303) 672-2709

16 Lisa Anderl
17 1600 7th Avenue, Suite 3206
18 Seattle, WA 98191
Attorneys for Qwest Corporation