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Sarah Wallace Direct Dial: 503-226-8486 E-Mail: sek@aterwynne.com

February 6, 2004

VIA E-MAIL AND UPS OVERNIGHT

Carole J. Washburn **Executive Secretary** Washington Utilities and Transportation Commission PO Box 47250 Olympia, WA 98504-7250

> Re: Docket No. UT-033044

Dear Ms. Washburn:

Pursuant to WAC 480-09-420(4), enclosed for filing in the above-referenced docket are the following original Exhibits B (Expert Agreement) and C (Highly Confidential Information Agreement) to the Protective Order on behalf of MCI. Copies of these documents have also been sent to all parties on the attached Certificate of Service via e-mail and U.S. Mail (unless otherwise indicated).

Exhibit B (Expert Agreement) - Eric McPeak and Chandan Chaudhary; and

Exhibit C (Highly Confidential Information Agreement) - Eric McPeak and Chandan Chaudhary.

Please contact me with any questions.

Very truly yours,

Sarah Wallace

Enclosures

cc:

UT-033044 Service List Eric McPeak (via e-mail)

Chandan Chaudhary (via e-mail)

PORTLAND

SEATTLE

EXHIBIT B (EXPERT AGREEMENT)

RECEIVED

AGREEMENT CONCERNING CONFIDENTIAL INFORMATION
IN DOCKET NO. UT-033044
BEFORE THE $V_{N_{\mathcal{E}_{I/N}}}$
NACHINICTON LITH ITIES AND TRANSPORTATION COMMISSION

WASHINGTON UTILITIES AND TRA	NSPORTATION COMMISSION
I, Eric McPeak	, as expert
witness, consultant, or advisor in this proce	eding for
Worldcom, Inc. (Mct) (a party to	this proceeding) hereby agree to
comply with and be bound by the Protectiv	e Order entered by the Washington
Utilities and Transportation Commission in	Docket No. UT-033044 and
acknowledge that I have reviewed the Prote	
terms and conditions.	·
Jui Wileel Signature	
Signature	Date
<u>QSI</u> <u>Consulting</u> Employer	
51605 Him 32 FIDORAD Soc Mo. 64744	Consument
5160 5. Hury 32 E1Dorado Sogs Mo. 64744 Permanent Address ***	Position and Responsibilities
The following portion is to be completed by the Commission within 10 days of receipt. waiver and the above-named person will be advisor having access to Confidential Infor- conditions of the protective order.	Failure to do so will constitute a e deemed an expert, consultant, or
No objection.	-
Objection. The responding pexpert, consultant, or advisor having access objecting party shall file a motion setting for exclusion of the expert, consultant, or advising Information.	to Confidential Information. The rth the basis for objection and asking
Signature	Date

EXHIBIT C (HIGHLY CONFIDENTIAL INFORMATION AGREEMENT)

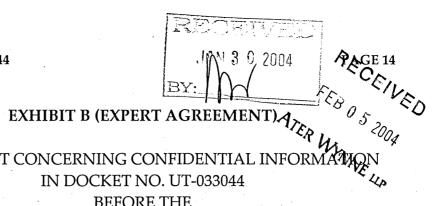
AGREEMENT CONCERNING HIGHLY CONFIDENTIAL INFORMATION IN DOCKET NO. UT-033044

BEFORE THE

WASHINGTO	ON UTILITIES AND TR	ANSPORTATION COMMISSION	
Ĭ,	Eric McPEAK	as	
	In-house attorney In-house expert		
	Outside counsel		
	X Outside expert		
	Small company em	ployee or in-house expert	
proceeding) herebentered by the Wa No. UT-033044 and	y agree to comply with a shington Utilities and Tr	(a party to this and be bound by the Protective Order ansportation Commission in Dock ve reviewed the Protective Order as	der et
G. m.O.		1/15/01/	
Signature	sh	//15/04 Date	_
<u>OSI</u> Consuc Employer	TING-		
5160 5. Huy 32 E(D) Permanent Addres Responsibilities	orado Spas. MO 64744 SS	Position and	- -
	***	- +	
the Commission waiver and the abo	rithin 10 days of receipt. ove-named person will b	by the responding party and filed w Failure to do so will constitute a be deemed a person having access t e terms and conditions of the	
No	objection.		

Objection. The responding par	ty objects to the above-named	
person having access to Highly Confidential In	nformation. The objecting party	
shall file a motion with the Commission, supp	orted by affidavit, setting forth the	
basis for objection and asking exclusion of the	person from access to Highly	
Confidential Information.		1.
		Ź,
Signature	Date	

DOCKET NO. UT-033044 ORDER NO. 02



AGREEMENT CONCERNING CONFIDENTIAL INFOR

BEFORE THE

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

I, CHANDAN CHAUDHARY	, as expert
witness, consultant, or advisor in this proceed MCI (a party to the	ing for
comply with and be bound by the Protective C Utilities and Transportation Commission in D acknowledge that I have reviewed the Protect	Order entered by the Washington ocket No. UT-033044 and
terms and conditions.	The Oracl and lang anapolatic no
oct of	1-28-04
Signature	Date
QSI Consulting	
Employer	
12255 Claude 4. #1221 Northyler Co80241	Senior Consultant
Permanent Address ***	Position and Responsibilities
The following portion is to be completed by the Commission within 10 days of receipt. Far waiver and the above-named person will be dadvisor having access to Confidential Informations of the protective order.	ilure to do so will constitute a eemed an expert, consultant, or
No objection.	
Objection. The responding part expert, consultant, or advisor having access to objecting party shall file a motion setting forth exclusion of the expert, consultant, or advisor Information.	Confidential Information. The the basis for objection and asking
Signature	Date

EXHIBIT C (HIGHLY CONFIDENTIAL INFORMATION AGREEMENT)

AGREEMENT CONCERNING HIGHLY CONFIDENTIAL INFORMATION IN DOCKET NO. UT-033044

BEFORE THE

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

I, CHANDAN CHAUDHAR	- / , as
In-house attorney	
In-house expert	
Outside counsel	
✓ Outside expert	
Small company emp	ployee or in-house expert
in this proceeding forMCT	(a party to this
proceeding) hereby agree to comply with a	and be bound by the Protective Order
entered by the Washington Utilities and Tr	ansportation Commission in Docket
No. UT-033044 and acknowledge that I have	ve reviewed the Protective Order and
fully understand its terms and conditions.	
cel of	1-28-04
Signature	Date
QSI Consulting	
Employer	
12255 Clarale G. #1221 Northglenn Co 80241	Senior Consultant
Permanent Address	Position and
Responsibilities	
* * *	
The following portion is to be completed by the Commission within 10 days of receipt. waiver and the above-named person will be Highly Confidential Information under the protective order.	Failure to do so will constitute a e deemed a person having access to
No objection.	

Objection. The responding	g party objects to the above-named	
person having access to Highly Confident shall file a motion with the Commission, s basis for objection and asking exclusion of	upported by affidavit, setting forth the	
Confidential Information.		
Signature	Date	

CERTIFICATE OF SERVICE

I hereby certify that I have this 6th day of February, 2004, served the true and correct original, along with the correct number of copies, of the foregoing document upon the WUTC, via the method(s) noted below, properly addressed as follows:

Carole Washburn	Hand Delivered
Executive Secretary	U.S. Mail (first-class, postage prepaid)
Washington Utilities and Transportation	Overnight Mail (UPS)
Commission	Facsimile (360) 586-1150
1300 S Evergreen Park Drive SW Olympia, WA 98504-7250	Email (records@wutc.wa.gov)
Olympia, W11 90304-7230	
I hereby certify that I have this 6th day of	f February, 2004, served a true and correct copy
of the foregoing document upon parties of recaddressed as follows:	ord, via the method(s) noted below, properly
addressed as follows.	
On Behalf Of Eschelon:	
Dennis D. Ahlers	Hand Delivered
Eschelon Telecom, Inc.	U.S. Mail (first-class, postage prepaid)
730 2nd Avenue South, Suite 1200	Overnight Mail (UPS)
Minneapolis MN 55402-2456	Facsimile (612) 436-6792
Confidentiality Status: Highly Confidential	Email (ddahlers@eschelon.com)
On Behalf Of Advanced TelCom:	
Victor A. Allums	Hand Delivered
GE Business Productivity Solutions, Inc.	U.S. Mail (first-class, postage prepaid)
6540 Powers Ferry Road	Overnight Mail (UPS)
Atlanta GA 30339	Facsimile (770) 644-7752
	Email (vic.allums@ge.com)
Confidentiality Status: Public	Linan (vic.anuns@ge.com)
On Behalf Of Qwest:	
Lisa A. Anderl	Hand Delivered
Qwest Corporation	U.S. Mail (first-class, postage prepaid)
1600 7th Avenue, Room 3206	Overnight Mail (UPS)
Seattle WA 98191	Facsimile (206) 343-4040
Confidentiality Status: Highly Confidential	Email (lisa.anderl@qwest.com)

On Behalf Of AT&T:	
Cathy L. Brightwell	Hand Delivered
AT&T Government Affairs	U.S. Mail (first-class, postage prepaid)
2120 Caton Way SW, Suite B Olympia WA 98502-1106	Overnight Mail (UPS)
	Facsimile (360) 705-4177
Confidentiality Status: Confidential	Email (brightwell@att.com)
On Behalf Of McLeod:	
William Courter	Hand Delivered
McLeodUSA Telecommunications Services,	
Inc.	Overnight Mail (UPS)
McLeod USA Technology Park	Facsimile (319) 790-7901
6400 C Street SW Cedar Rapids IA 52403	Email (wcourter@mcleodusa.com)
Confidentiality Status: Public	
On Behalf Of AT&T:	
Rebecca B. DeCook	Hand Delivered
AT&T Communications	U.S. Mail (first-class, postage prepaid)
1875 Lawrence Street, Suite 1575	Overnight Mail (UPS)
Denver CO 80202	Facsimile (303) 298-6301
Confidentiality Status: Highly Confidential	Email (decook@att.com)
On Behalf Of Verizon:	
Kimberly A. Douglass	Hand Delivered
Confidentiality Status: Public	U.S. Mail (first-class, postage prepaid)
	Overnight Mail (UPS)
	Facsimile
	Email (kimberly.a.douglass@verizon.com)
On Behalf Of Public Counsel:	
Simon J. ffitch	Hand Delivered
Attorney General of Washington	U.S. Mail (first-class, postage prepaid)
900 Fourth Avenue, Suite 2000	Overnight Mail (UPS)
Seattle WA 98164	Facsimile (206) 389-2058
Confidentiality Status: Highly Confidential	Email (simonf@atg.wa.gov)

On Behalf Of Covad:	
Karen S. Frame Covad Communications Company 7901 Lowry Boulevard Denver CO 80230-6906 Confidentiality Status: Highly Confidential	Hand Delivered U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (720) 208-3350 Email (kframe@covad.com)
On Behalf Of Verizon:	
Joan Gage Verizon Corp. 1800 41st Street WA0101RA P.O. Box 1003 Everett WA 98201	Hand Delivered U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (425) 261-5262 Email (joan.gage@verizon.com)
Confidentiality Status: Public	
On Behalf Of Advanced TelCom: Meredith H. Gifford GE Business Productivity Solutions, Inc. 6540 Powers Ferry Road Atlanta GA 30339 Confidentiality Status: Public	Hand Delivered U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (770) 644-7752 Email (meredith.gifford@ge.com)
On Behalf Of McLeod:	
William Haas McLeodUSA Telecommunications Services, Inc. McLeod USA Technology Park 6400 C Street SW Cedar Rapids IA 52403 Confidentiality Status: Public	Hand Delivered U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Eacsimile (319) 790-7901 Email (whaas@mcleodusa.com)
On Behalf Of Allegiance:	
James I. Harlan Allegiance Telecom Company Worldwide 9201 North Central Expressway Dallas TX 75231 Confidentiality Status: Highly Confidential	Hand Delivered U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (469) 259-9122 Email (james.harlan@algx.com)

On Behalf Of Covad, NWCCC:	
Brooks E. Harlow Miller Nash LLP 601 Union Street, Suite 4400 Seattle WA 98101-1367	Hand Delivered U.S. Mail (first-class, postage prepa Overnight Mail (UPS) Facsimile (206) 622-7485
Confidentiality Status: Highly Confidential	Email (brooks.harlow@millernash.co
On Behalf Of Integra:	
Deborah Harwood Integra Telecom of Washington, Inc. 19545 NW Von Neumann Drive, Suite 200 Beaverton OR 97006-6906	Hand Delivered U.S. Mail (first-class, postage prepa Overnight Mail (UPS) Facsimile (503) 748-1212 Email
Confidentiality Status: Highly Confidential	(deborah.harwood@integratelecom.co
On Behalf Of Sprint:	
William E. Hendricks III Sprint Communications Co. LP 902 Wasco Street A0412 Hood River OR 97031-3105	Hand Delivered U.S. Mail (first-class, postage prepa Overnight Mail (UPS) Facsimile (541) 387-9753
Confidentiality Status: Public	Email (tre.e.hendricks.iii@mail.sprint.com)
On Behalf Of NWCCC:	
Andrew O. Isar Miller Isar, Inc. 7901 Skansie Avenue, Suite 240 Gig Harbor WA 98335	Hand Delivered U.S. Mail (first-class, postage prepa Overnight Mail (UPS) Facsimile (253) 851-6474
Confidentiality Status: Confidential	Email (aisar@millerisar.com)
On Behalf Of Integra:	
Karen J. Johnson Integra Telecom of Washington, Inc. 19545 NW Von Neumann Drive, Suite 200 Beaverton OR 97006-6906	Hand Delivered U.S. Mail (first-class, postage prepa Overnight Mail (UPS) Facsimile (503) 748-1212
Confidentiality Status: Highly Confidential	Email (karen.johnson@integratelecom.com)

On I	Behalf Of Sprint:	
	Nancy L. Judy Sprint Communications Co. LP 902 Wasco Street A0412 Hood River OR 97031-3105 Confidentiality Status: Public	Hand Delivered U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (541) 387-9753 Email (nancy.judy@mail.sprint.com)
On E	Behalf Of XO:	
	Rex Knowles XO Oregon, Inc. 111 E Broadway, Suite 1000 Salt Lake City UT 84111 Confidentiality Status: Highly Confidential	Hand Delivered U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (801) 983-1504 Email (rex.knowles@xo.com)
	Behalf Of Advanced Telecom, Eschelon, Glo sing, etc:	<i>bal</i> Hand Delivered
	Gregory J. Kopta Davis Wright Tremaine LLP 1501 4th Avenue, Suite 2600 Seattle WA 98101-1688 Confidentiality Status: Highly Confidential	U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (206) 628-7699 Email (gregkopta@dwt.com)
On B	Sehalf Of DoD & Other Federal Agencies:	
•	Stephen S. Melnikoff US Army Litigation Center Regulatory Law Office 901 N Stuart Street, Suite 700 Arlington VA 22203-1837 Confidentiality Status: Highly Confidential	Hand Delivered U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (703) 696-2960 Email (stephen.melnikoff@hqda.army.mil)
On B	Sehalf Of Verizon: Timothy J. O'Connell	Hand Delivered
	Stoel Rives LLP 600 University Street, Suite 3600 Seattle WA 98101-3197	U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (206) 386-7500
	Confidentiality Status: Public	Email (tjoconnell@stoel.com)

On	Behalf Of Eschelon:	
	J. Jeffery Oxley	Hand Delivered
	Eschelon Telecom, Inc.	U.S. Mail (first-class, postage prepaid)
	730 2nd Avenue South, Suite 1200	Overnight Mail (UPS)
	Minneapolis MN 55402-2456	Facsimile (612) 436-6792
	Confidentiality Status: Highly Confidential	Email (jjoxley@eschelon.com)
On	Behalf Of Global Crossing:	
	Diane Peters	Hand Delivered
	Global Crossing	U.S. Mail (first-class, postage prepaid)
	1080 Pittsford-Victor Road	Overnight Mail (UPS)
	Pittsford NY 14534	Facsimile (585) 381-6781
	Confidentiality Status: Public	Email (diane.peters@globalcrossing.com)
On	Behalf Of Qwest:	
	Mark S. Reynolds	Hand Delivered
	Qwest Corporation	U.S. Mail (first-class, postage prepaid)
	1600 7th Avenue, Room 3206	Overnight Mail (UPS)
\$	Seattle WA 98191	Facsimile (206) 346-7289
	Confidentiality Status: Highly Confidential	Email (mark.reynolds3@qwest.com)
On	Behalf Of Covad, NWCCC:	
, 011	David L. Rice	Hand Delivered
	Miller Nash LLP	U.S. Mail (first-class, postage prepaid)
	601 Union Street, Suite 4400	Overnight Mail (UPS)
	Seattle WA 98101-1367	Facsimile (206) 622-7485
	Confidentiality Status: Highly Confidential	Email (david.rice@millernash.com)
On	Behalf Of Qwest:	
On		Hand Delivered
	Adam L. Sherr	/
	Qwest Corporation 1600 7th Avenue, Room 3206	U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS)
	Seattle WA 98191	Eacsimile (206) 343-4040
		Email (adam.sherr@qwest.com)
	Confidentiality Status: Highly Confidential	Linair (adam.sneir@qwest.com)

On Behalf Of Global Crossing:	
Michael Shortley	Hand Delivered
Global Crossing	U.S. Mail (first-class, postage prepaid)
1080 Pittsford-Victor Road	Overnight Mail (UPS)
Pittsford NY 14534	Facsimile (585) 381-6781
Confidentiality Status: Public	Email
Conjuctually Status. I usite	(michael.shortley@globalcrossing.com)
On Behalf Of MCI:	
Michel L. Singer Nelson	Hand Delivered
WorldCom, Inc.	U.S. Mail (first-class, postage prepaid)
707 17th Street, Suite 4200	Overnight Mail (UPS)
Denver CO 80202-3432	Facsimile (303) 390-6333
Confidentiality Status: Highly Confidential	Email (michel.singer_nelson@mci.com)
On Behalf Of Qwest:	
Ted D. Smith	Hand Delivered
Stoel Rives LLP	U.S. Mail (first-class, postage prepaid)
201 South Main Street, Suite 1100	Overnight Mail (UPS)
Salt Lake City UT 84111-4904	Facsimile (801) 578-6999
Confidentiality Status: Highly Confidential	Email (tsmith@stoel.com)
On Behalf Of DoD & Other Federal Agencies:	
Robert W. Spangler	Hand Delivered
Snavely King Majoros O'Connor & Lee, Inc.	
1220 L Street NW, Suite 410	Overnight Mail (UPS)
Washington DC 20005	Facsimile (202) 842-4966
Confidentiality Status: Highly Confidential	Email (rspangler@snavely-king.com)
On Behalf Of PacWest:	
Ethan Sprague	Hand Delivered
Pac-West Telecomm, Inc.	U.S. Mail (first-class, postage prepaid)
1776 W March Lane, Suite 250	Overnight Mail (UPS)
Stockton CA 95207	Facsimile (209) 601-6528
Confidentiality Status: Public	Email (esprague@pacwest.com)

On Benaif Of Allegiance:	
Mark A. Stachiw Allegiance Telecom Company Worldwide 9201 North Central Expressway Dallas TX 75231 Confidentiality Status: Public	Hand Delivered U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (469) 259-9122 Email (mark.stachiw@algx.com)
On Behalf Of Qwest:	
Chuck Steese Steese & Evans Suite 1820 6400 S Fiddler's Green Circle Denver CO 80111	Hand Delivered U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (720) 200-0697 Email (csteese@s-elaw.com)
Confidentiality Status: Highly Confidential	
On Behalf Of AT&T:	
Mary Taylor AT&T Government Affairs 2120 Caton Way SW, Suite B Olympia WA 98502-1106 Confidentiality Status: Confidential	Hand Delivered U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (360) 705-4177 Email (marymtaylor@att.com)
On Behalf Of Time Warner:	
Brian D. Thomas Time Warner Telecom 223 Taylor Avenue North Seattle WA 98109-5017 Confidentiality Status: Public	Hand Delivered U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (206) 676-8001 Email (brian.thomas@twtelecom.com)
On Behalf Of Staff:	
Jonathan Thompson Attorney General of Washington Utilities & Transportation Division 1400 S Evergreen Park Drive SW PO Box 40128 Olympia WA 98504-0128 Confidentiality Status: Highly Confidential	Hand Delivered U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (360) 586-5522 Email (jthompso@wutc.wa.gov)
Confidentially Status. Highly Confidential	

On Behalf Of Staff:	
Gregory J. Trautman Attorney General of Washington Utilities & Transportation Division 1400 S Evergreen Park Drive SW PO Box 40128 Olympia WA 98504-0128	Hand Delivered U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (360) 586-5522 Email (gtrautma@wutc.wa.gov)
Confidentiality Status: Highly Confidential	
On Behalf Of AT&T:	
Adam Walczak AT&T Communications 1875 Lawrence Street, Suite 1575 Denver CO 80202 Confidentiality Status: Highly Confidential	Hand Delivered U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (303) 298-6301 Email (awalczak@att.com)
On Behalf Of Sprint:	
Barbara Young Sprint Communications Co. LP 902 Wasco Street A0412 Hood River OR 97031-3105 Confidentiality Status: Public	Hand Delivered U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (541) 387-9753 Email (barbara.c.young@mail.sprint.com)
I declare under penalty of perjury under foregoing is true and correct.	er the laws of the State of Washington that the
DATED this 6th day of February, 2004, a	at Portland, Oregon.
	Jainh Wallace