

Qwest

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STATE OF WASH.
UTIL. AND TRANSP.
COMMISSION



Via Messenger

July 22, 2003

Ms. Carole J. Washburn, Secretary
Washington Utilities and
Transportation Commission
1300 S. Evergreen Park Dr. S.W.
P.O. Box 47250
Olympia, WA 98504-7254

Re: Docket No. UT-003067
Submission of Agreement between Qwest Corporation and Adelphia Business
Solutions Operations, Inc.

Dear Ms. Washburn:

Pursuant to Section 252(e)(2) of the Telecommunications Act of 1996, and in accordance with the Interpretive and Policy Statement issued on June 28, 1996 in Docket No. UT-960269, Qwest hereby submits three copies of the enclosed negotiated Line Information Data Base Storage Agreement dated April 20, 2001 between Qwest Corporation ("Qwest") and Adelphia Business Solutions Operations, Inc. ("Adelphia"). Also enclosed is three copies of a negotiated Custom Local Area Signaling Services ("CLASS") Network Interconnection Agreement dated July 12, 2001 between Qwest and Adelphia. Please note that original signed agreements are not available for filing nor do we have electronic copies of these agreements.

These agreements reflects standard form contracts containing provisions that are, and have been, available to all competitive local exchange carriers (CLECs) through other approved interconnection agreements, Qwest's SGAT, or through offers made by posting the contract forms on Qwest's wholesale website. Qwest believes that, under the FCC's October 2002 Declaratory Ruling regarding the scope of Section 252, these agreements do not require filing with, and approval by, the Commission.¹ However, Qwest has no objection to filing these form agreements under Section 252(e), and is hereby doing so out of an abundance of caution to make certain that it is in compliance with any possible filing obligations.

The enclosed agreements do not discriminate against non-party carriers. They are consistent with the public interest, convenience, and necessity. They are also consistent with applicable state law requirements, including Commission orders regarding interconnection issues.

¹ See *In the Matter of Qwest Communications International Inc. Petition for Declaratory Ruling on the Scope of the Duty to File and Obtain Prior Approval of Negotiated Contractual Arrangements under Section 252(a)(1)*, WC Docket No. 02-89, Rel. October 4, 2002, paras. 9 (information made generally available on ILEC's web site need not be filed under Section 252), and 13 (order and contract forms to obtain services are not new interconnection agreements).

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The Order on Arbitration Procedure requests that a proposed order accompany the filing. Qwest requests a waiver of that requirement, and is not providing one with this filing, as the Commission has, in the past, used its own format for Orders. If this is not satisfactory to the Commission, please contact me and I will forward a proposed order immediately.

Sincerely,

A handwritten signature in cursive script that reads "Elizabeth M. Weber".

Elizabeth M. Weber

Enclosure

cc: Todd Lundy/Marjorie Herlth (without enclosures)
Cory Hamilton at Adelpia Business Solutions (without enclosures)
Director of Legal and Regulatory Affairs at Adelpia Business Solutions (w/out enclosures)