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March 20, 2009

**Via Email and Federal Express**

David W. Danner, Executive Director and Secretary  
Washington Utilities & Transportation Commission  
1300 S. Evergreen Park Drive SW  
P.O. Box 47250  
Olympia, WA 98504-7250

Re: *In re Petition for Arbitration between Comcast and TDS*, Docket No. UT-083055

Dear Mr. Danner:

Pursuant to the revised procedural schedule in the above-referenced docket, Comcast Phone of Washington, LLC ("Comcast") hereby notifies the Commission that the parties have agreed in principle on a factual stipulation that will render an evidentiary hearing unnecessary. I am authorized by counsel to represent that Lewis River Telephone Company, d/b/a TDS Telecom ("TDS") concurs in this notification and shares Comcast's view that no evidentiary hearing is necessary. The parties will file the factual stipulation when it has been finalized and will present the disputed issue for Commission resolution through cross-motions for summary determination as contemplated in the revised procedural schedule.

Please contact me if you have any questions or need any additional information.

Sincerely,

Davis Wright Tremaine LLP

A handwritten signature in black ink, appearing to read 'G. Kopta', written over the typed name.

Gregory J. Kopta

cc: Richard Finnigan  
Ann Rendahl