[Service date: December 28, 2010]

## BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of the Joint Application of

QWEST COMMUNICATIONS INTERNATIONAL INC. AND CENTURYTEL, INC.

For Approval of Indirect Transfer of Control of Qwest Corporation, Qwest Communications Company LLC, and Qwest LD Corp. UT-100820

JOINT MOTION TO AMEND BRIEFING SCHEDULE

On December 22, 2010, the Administrative Law Judge issued a Notice Permitting Oral Rebuttal and Surrebuttal Testimony Regarding Settlement Agreements; Requiring Issue Statements; Permitting Closing Arguments; and Rescheduling Post-Hearing Briefing Deadline (Post-Hearing Briefs due Tuesday, January 18, 2011, by 3:00 p.m.). That Notice rescheduled the date for filing Post-Hearing Briefs from Monday, February 7, 2011 (31 calendar days after the close of hearings) to Tuesday, January 18, 2011 (11 calendar days after the close of hearings).

Cbeyond Communications LLC and Level 3 Communications, LLC ("Cbeyond and Level 3"), the Joint CLECs<sup>1</sup>, and Sprint Nextel Corporation (collectively, the "Moving Parties") respectfully request an amendment to the Briefing Schedule as outlined in the December 22, 2010 Notice. Simultaneous Reply Briefs are due in the Oregon counterpart to this case (Oregon

JOINT MOTION TO AMEND BRIEFING SCHEDULE (UT-100820) - PAGE 1

ATER WYNNE LLP

Lawyers

<sup>&</sup>lt;sup>1</sup> Joint CLECs: tw telecom of washington, llc; XO Communications Services, Inc.; Pac-West Telecomm, Inc.; McLeodUSA Telecommunications Services, Inc., d/b/a PAETEC Business Services; Covad Communications Company; and Charter Fiberlink WA-CCVII, LLC.

Public Utility Commission docket UM-1484) on the same day. Counsel for the Moving Parties are also counsel in the Oregon case. Having to file briefs in both the Oregon and the Washington proceedings on the same day would be an unnecessary hardship. That is particularly so given the very short time after the close of hearings to get a copy of the transcript and draft the brief in a very important case. In addition, counsel for Cbeyond and Level 3 also has hearings in the PacifiCorp rate case, UE-100749, scheduled for January 24-27, 2011.

Moving parties therefore request that the Commission change the date for filing posthearing briefs to Monday, January 31, 2011.

RESPECTFULLY SUBMITTED this 28th day of December, 2010.

ATER WYNNE LLP

Arthur A. Butler, WSBA #04678

601 Union Street, Suite 1501 Seattle, Washington 98101-3981

Tel: (206) 623-4711 Fax: (206) 467-8406

Email: aab@aterwynne.com

Attorneys for Cbeyond Communications LLC and Level 3 Communications, LLC

DAVIS WRIGHT TREMAINE LLP

Email: marktrinchero@dwt.com
Telephone: (502) 241 222

Telephone: (503) 241-2300 Facsimile: (503) 778-5299

Of Attorneys for Joint CLECs

ATER WYNNE LLP

# GRAHAM & DUNN PC

Junith A. Endejan, WSBA #11016 Email: jendejan@grahamdunn.com Telephone: (206) 624-8300 Facsimile: (206) 340-9599

Of Attorneys for Sprint Nextel Corporation

#### **CERTIFICATE OF SERVICE**

I hereby certify that I have this 28th day original, along with the correct number of copies via the method(s) noted below, properly addressed	
David S. Danner Secretary and Executive Director Washington Utilities and Transportation Commission 1300 S Evergreen Park Drive SW PO Box 47250 Olympia, WA 98504-7250	Hand Delivered U.S. Mail (first-class, postage prepaid)  x Overnight Mail (UPS) Facsimile (360) 586-8203 x Email (records@wutc.wa.gov)
I hereby certify that I have this 28th day copy of the foregoing document upon parties of addressed as follows:	of December, 2010, served a true and correct record, via the method(s) noted below, properly
On Behalf Of 360networks:	
Michel L. Singer Nelson 360 Networks	—— Hand Delivered  X U.S. Mail (first-class, postage prepaid)

### On Behalf Of Qwest Communications:

Broomfield CO 80021

370 Interlocken Boulevard

Confidentiality Status: Public

Confidentiality Status: Highly Confidential

Suite 600

Lisa A. Anderl Hand Delivered **Qwest Corporation** x U.S. Mail (first-class, postage prepaid) Room 3206 Overnight Mail (UPS) 1600 7th Avenue Facsimile (206) 343-4040 Seattle WA 98191 x Email (lisa.anderl@gwest.com)

JOINT MOTION TO AMEND BRIEFING SCHEDULE (UT-100820) - PAGE 4

1106280/1/AAB/101637-0015

ATER WYNNE LLP

x U.S. Mail (first-class, postage prepaid)

Overnight Mail (UPS)

Facsimile (303) 854-5100

x Email (michel.nelson@360.net)

On Behalf Of Joint CLECs:	
Mark P. Trinchero Davis Wright Tremaine LLP Suite 2300 1300 SW Fifth Avenue Portland OR 97201-5630 Confidentiality Status: Highly Confidential	Hand Delivered  U.S. Mail (first-class, postage prepaid)  Overnight Mail (UPS)  Facsimile (503) 778-5299  x Email (marktrinchero@dwt.com)
On Behalf Of Public Counsel:	
Simon J. ffitch Attorney General of Washington Public Counsel Section Suite 2000 800 Fifth Avenue Seattle WA 98104-3188 Confidentiality Status: Confidential	Hand Delivered  X U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (206) 389-2079 X Email (simonf@atg.wa.gov)
On Behalf Of Sprint Nextel and T-Mobile:	
Judith A. Endejan Graham & Dunn, PC Pier 70 2801 Alaskan Way, Suite 300 Seattle WA 98121-1128 Confidentiality Status: Highly Confidential	Hand Delivered  X U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (206) 340-9599 X Email (jendejan@grahamdunn.com)
On Behalf Of Level 3:	
Rogelio E. Peña Peña & Associates, LLC Suite 101 4845 Pearl East Circle Boulder CO 80301 Confidentiality Status: Highly Confidential	Hand Delivered  X U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (303) 415-0433 X Email (rpena@boulderattys.com)
On Behalf Of DoD/FEA:	
Charles King Snavely King Majoros O'Connor & Bedell, Inc. Suite 300 1111 14th Street NW Washington DC 20005 Confidentiality Status: Highly Confidential	Hand Delivered U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (202) 842-4966 x Email (CharlieKing@snavely-king.com)

JOINT MOTION TO AMEND BRIEFING SCHEDULE (UT-100820) - PAGE 5

1106280/1/AAB/101637-0015

### ATER WYNNE LLP

On Behalf Of Dod/FEA:	
Stephen S. Melnikoff U.S. Army Litigation Division Regulatory Law Office, Suite 700 901 N Stuart Street Arlington VA 22203-1837 Confidentiality Status: Highly Confidential	Hand Delivered  X U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (703) 696-2960 Email X (stephen.melnikoff@hqda.army.mil)
On Behalf Of Cheyond:  Charles E. Watkins Cbeyond Suite 300 320 Interstate North Parkway Atlanta GA 30339  Confidentiality Status: Confidential	Hand Delivered  X U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (478) 424-2500  X Email (gene.watkins@cbeyond.net)
On Behalf Of Dod/FEA:  Robert W. Spangler Snavely King Majoros O'Connor & Bedell, Inc. Suite 300 1111 14th Street NW Washington DC 20005  Confidentiality Status: Highly Confidential	Hand Delivered U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (202) 842-4966 x Email (rwspang@centurytel.net)
On Behalf Of Comcast Cable Communications:  Michael C. Sloan Davis Wright Tremaine LLP Suite 200 1919 Pennsylvania Avenue NW Washington DC 20006 Confidentiality Status: Public	Hand Delivered  X U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (202) 973-4499 X Email (michaelsloan@dwt.com)
On Behalf Of Charter Communications:  K.C. Halm Davis Wright Tremaine LLP Suite 200 1919 Pennsylvania Avenue NW Washington DC 20006	Hand Delivered  X U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (202) 973-4487  X Email (kchalm@dwt.com)

JOINT MOTION TO AMEND BRIEFING SCHEDULE (UT-100820) - Page 6  $\,$ 

1106280/1/AAB/101637-0015

ATER WYNNE LLP

On Behalf Of Level 3:	
Rick Thayer Level 3 Communications, LLC 1025 El Dorado Boulevard Bloomfield CO 80021-8869 Confidentiality Status:	Hand Delivered  X U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (720) 888-5134 X Email (rick.thayer@level3.com)
On Behalf Of PAETEC Communications:	
William A. Haas McLeodUSA Telecommunications Services, Inc. 1 Martha's Way Cedar Rapids IA 52233  Confidentiality Status: Public	Hand Delivered  X U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (319) 790-7901 X Email (william.haas@paetec.com)
On Behalf Of XO Communications:	
Rex Knowles XO Communications Services, Inc. Suite 400 7050 Union Park Avenue Midvale UT 84047	Hand Delivered  X U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (801) 951-2133 X Email (rex.knowles@xo.com)
Confidentiality Status: Public	
On Behalf Of tw telecom:	
Lyndall Nipps tw telecom Suite 500 9665 Granite Ridge Drive San Diego CA 92123 Confidentiality Status: Public	Hand Delivered  X U.S. Mail (first-class, postage prepaid)  Overnight Mail (UPS)  Facsimile  X Email (lyndall.nipps@twtelecom.com)
On Behalf Of CenturyLink:	
Cal Simshaw CenturyTel Floor 8 805 Broadway Street Vancouver WA 98660-3277	Hand Delivered  X U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile Email
Confidentiality Status: Confidential	x (calvin.simshaw@centurytel.com)

JOINT MOTION TO AMEND BRIEFING SCHEDULE (UT-100820) - Page 7  $\,$ 

1106280/1/AAB/101637-0015

### ATER WYNNE LLP

On Behalf Of Integra:	
Gregory Merz Gray, Plant, Mooty, Mooty & Bennett, P.A. 500 IDS Center 80 South Eight Street Minneapolis MN 55402  Confidentiality Status: Highly Confidential	Hand Delivered  X U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (612) 632-4257  X Email (gregory.merz@gpmlaw.com)
On Behalf Of Covad Communications:	•
Katherine K. Mudge Covad Communications Company 2nd Floor 7000 N Mopac Expressway Austin TX 78731 Confidentiality Status: Public	Hand Delivered  X U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (512) 514-6520  X Email (kmudge@covad.com)
On Behalf Of Commission Staff:	
Jennifer Cameron-Rulkowski Attorney General of Washington 1400 S Evergreen Park Drive SW PO Box 40128 Olympia WA 98504-7250 Confidentiality Status: Confidential	Hand Delivered  X U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile X Email (jcameron@utc.wa.gov)
On Behalf Of DoD/FEA:	
Harry Gildea Snavely King Majoros O'Connor & Bedell, Inc. Suite 300 1111 14th Street NW Washington DC 20005  Confidentiality Status: Highly Confidential	Hand Delivered U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (202) 842-4966 x Email (hgildea@snavely-king.com)
On Behalf Of Charter Communications:	
Michael R. Moore Charter Communications 12405 Powerscourt Drive St. Louis MO 63131	Hand Delivered  U.S. Mail (first-class, postage prepaid)  Overnight Mail (UPS)  Facsimile (314) 965-6640
Confidentiality Status: Public	Email x (michael.moore@chartercom.com)

JOINT MOTION TO AMEND BRIEFING SCHEDULE (UT-100820) - Page 8  $\,$ 

1106280/1/AAB/101637-0015

ATER WYNNE LLP

On Behalf Of Pac-West Telecomm:	
James C. Falvey Pac-West Telecomm, Inc. Suite 2-I 420 Chinquapin Round Road Annapolis MD 21401 Confidentiality Status: Public	Hand Delivered  X U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile X Email (jfalvey@pacwest.com)
On Behalf Of Sprint Nextel:	
Kristin L. Jacobson Sprint Nextel Suite 1500 201 Mission Street San Francisco CA 94105 Confidentiality Status: Confidential	Hand Delivered  X U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile X Email (kristin.l.jacobson@sprint.com)
On Behalf Of Sprint Nextel:	
Kenneth Schifman Sprint Nextel 6450 Sprint Parkway Overland KS 66251 Confidentiality Status: Confidential	Hand Delivered  X U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile X Email (kenneth.schifman@sprint.com)
On Behalf Of Sprint Nextel:	·
Diane C. Browning Sprint Nextel 6450 Sprint Parkway Overland KS 66251 Confidentiality Status: Confidential	Hand Delivered  X U.S. Mail (first-class, postage prepaid)  Overnight Mail (UPS)  Facsimile  X Email (diane.c.browning@sprint.com)
On Behalf Of 360networks:	
Penny Stanley 360 Networks 11th Floor 2401 4th Avenue Seattle WA 98121 Confidentiality Status: Public	Hand Delivered  X U.S. Mail (first-class, postage prepaid) Overnight Mail (UPS) Facsimile (206) 239-4365 X Email (penny.stanley@360.net)

JOINT MOTION TO AMEND BRIEFING SCHEDULE (UT-100820) - PAGE 9

1106280/1/AAB/101637-0015

### ATER WYNNE LLP

On Behalf Of T-Mobile:	
Dave Conn T-Mobile USA, Inc. 12920 SE 38th Street Bellevue WA 98006-1350 Confidentiality Status: Public	Hand Delivered  U.S. Mail (first-class, postage prepaid)  Overnight Mail (UPS)  Facsimile (425) 383-3640  Email (dave.conn@t-mobile.com)
On Behalf Of Integra Telecom:  Theodore N. Gilliam Integra Telecom, Inc. Suite 500 1201 NE Lloyd Boulevard Portland OR 97232  Confidentiality Status: Public	Hand Delivered  U.S. Mail (first-class, postage prepaid)  Overnight Mail (UPS)  Facsimile (503) 453-8221  Email (tgilliam@integratelecom.com)
I declare under penalty of perjury und foregoing is true and correct.	der the laws of the State of Washington that the
DATED this 28th day of December,	2010, at Seattle, Washington.

JOINT MOTION TO AMEND BRIEFING SCHEDULE (UT-100820) - Page 10  $\,$ 

1106280/1/AAB/101637-0015

ATER WYNNE LLP