

[Service date: January 3, 2011]

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

Level 3 Communications, LLC Response  
to Bench Request No. 5

Level 3 joins in the list of conditions included Joint CLEC Response to Bench Request No. 5, including those listed by Pac West. In addition the following initial conditions proposed by Level 3 are not addressed or addressed inadequately by the Integra Settlement.

Level 3 believes the Commission should:

1. Ensure that the Combined Entity passes through to competitors the synergies captured through network integration and the establishment of new routes or capacity;
2. Require all contracts between the affiliates of the Combined Entity for telecommunications services and network interconnection to be made publicly available;
3. Prohibit the Combined Entity from using billing disputes with one entity to

threaten disconnection of services or refuse to provision new orders across the Combined Entity;


4. Prohibit the Combined Entity from engaging in improper 8YY homing switched access arbitrage practices. All telecommunications carrier entities of the Combined Entity will assess tandem transport switched access charges based on call routing to the nearest tandem according to the currently published LERG, even when such a tandem is a non-Embarq tandem;

5. Prohibit the denial of disputed claims purely on the basis that they are older than 90 days from the date originally billed; and

6. Prohibit the Combined Entity or any of the operating entities from using its interstate tariffs as a claimed basis for establishing billing analogs for intrastate charges that are not tariffed in its intrastate tariffs.

RESPECTFULLY SUBMITTED this 3rd day of January, 2011.

ATER WYNNE LLP

By 

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## CERTIFICATE OF SERVICE

I hereby certify that I have this 3rd day of January, 2011, 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:

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I hereby certify that I have this 3rd day of January, 2011, served a true and correct copy of the foregoing document upon parties of record, via the method(s) noted below, properly addressed as follows:

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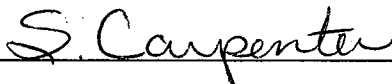
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I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

DATED this 3rd day of January, 2011, at Seattle, Washington.

  
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