

**BEFORE THE WASHINGTON UTILITIES  
AND TRANSPORTATION COMMISSION**

In the Matter of

THE JOINT PETITION FOR  
ENFORCEMENT OF  
INTERCONNECTION AGREEMENTS  
WITH VERIZON NORTHWEST INC.

**Docket No. UT-041127**

**VERIZON'S MOTION TO  
POSTPONE BRIEFING ON  
REMEDIES**

**AND FOR**

**EXPEDITED CONSIDERATION**

1. On February 22, 2005, the Washington Utilities and Transportation Commission (the "WUTC" or "Commission") entered Order No. 03 in this matter. As part of its ruling, the Commission ordered the parties to "file pleadings with the Commission addressing the appropriate remedy by Tuesday, March 15, 2005." Order No. 03 ¶ 79; *see also id.* ¶¶ 85, 139. Verizon moves for a postponement of this briefing until after the Commission rules on Verizon's Petition for Reconsideration filed simultaneously with this motion.
2. Pursuant to WAC 480-07-850, Verizon has filed a Petition for Reconsideration of Order No. 3. If the Commission grants Verizon's petition, it may modify its prior order as to some or all of the issues being reconsidered. *See* WAC 480-07-850(6). Such modification may obviate the need for briefing on the issue of remedies.
3. "In a world where the demand for government and corporate resources always exceeds the supply, it is surely a benefit to avoid [unnecessary] costs." *WUTC v. Puget*

*Sound Energy, Inc.*, Dckt. No. UG-001116, 2002 WL 31970279 (W.U.T.C. 2002). In order to conserve the temporal and financial resources of both the Commission and the parties, Verizon requests that the briefing on remedies be postponed until after the Commission rules on Verizon's Petition for Reconsideration. *See State v. Bryant*, 89 Wn.App. 857, 867 (1998) (discussing "Washington's strong policy in favor of conserving judicial ... resources").

4. Furthermore, postponing the briefing on remedies will not prejudice the CLECs in any manner. Until the issue of remedies is resolved, the Commission has ordered Verizon "to charge affected CLECs the UNE-P transition rate, established in the Federal Communication Commission's Order on Remand, for resale service provided out of the Mount Vernon switch[,]" Order No. 03 ¶ 140, which provides the CLECs with the best possible rate consistent with the Commission's stated interpretation of the FCC's recent Order on Remand.<sup>1</sup> *See id.* ¶ 23.

5. Because postponing the briefing on remedies will conserve resources and will not prejudice the CLECs, the Commission should grant Verizon's motion.

6. The due date for filing the ordered briefing on remedies is less than two weeks away. Verizon thus requests expedited consideration of this motion.

Dated this 4<sup>th</sup> day of March, 2005 at Seattle, Washington.

Respectfully submitted,



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<sup>1</sup> See In the Matter of Unbundled Access to Network Elements, WC Docket No. 04-313; Review of the Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers, CC Docket No. 01-338, Order on Remand, FCC 04-290 (rel. Feb. 4, 2005) [hereinafter "Order on Remand"].

**CERTIFICATE OF SERVICE**

I hereby certify that I have this 4th day of March, 2005, served the true and correct original, along with 7 copies, of *Verizon's Motion To Postpone Briefing On Remedies And For Expedited Consideration and this Certificate of Service* upon the WUTC, via the method(s) noted below, properly addressed as follows:

Carole Washburn, Executive Secretary	<u>  X  </u>	Hand Delivered
Washington Utilities & Transportation	<u>      </u>	U.S. Mail (1 <sup>st</sup> class, postage prepaid)
Commission	<u>      </u>	Overnight Mail
1300 S. Evergreen Park Drive SW	<u>      </u>	Facsimile (360) 586-1150
Olympia, WA 98503-7250	<u>  X  </u>	Email (records@wutc.wa.gov)

I hereby certify that on this 4th day of March, 2005, the enclosed document was sent via First Class U.S. Mail and electronic mail to the following:

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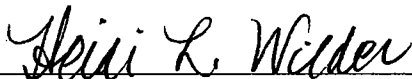
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I declare under penalty under the laws of the State of Washington that the foregoing is correct and true.

DATED this 4<sup>th</sup> day of March, 2005, at Seattle, Washington.

  
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Heidi L. Wilder