1	1.2 In answer to paragraph 1.2, respondent admits that it is a telecommunications				
2	company formerly known as GTE Northwest Incorporated and that it offers telecommunications				
3	services in Washington, some of which are subject to regulation by the Washington Utilities and				
4	Transportation Commission. Respondent lacks sufficient knowledge or information to form a				
5	belief as to the truth of the allegations relating to Qwest Corporation ("Qwest"), and therefore				
6	denies the same. Respondent denies the remaining allegations in this paragraph. Verizon's				
7	representatives for service of pleadings in this case are:				
8					
9	Timothy J. O'Connell John H. Ridge				
10	Stoel Rives LLP 600 University St., Suite 3600 Seattle, WA 98101				
11					
12	Fax: (206) 386-7500 tjoconnell@stoel.com				
13	jhridge@stoel.com				
14	2. RULES/STATUTES AT ISSUE				
15	2.1 Paragraph 2.1 states conclusions of law and therefore does not call for an answer.				
16	2.2 Paragraph 2.2 states conclusions of law and therefore does not call for an answer.				
17	2.3 Paragraph 2.3 states conclusions of law and therefore does not call for an answer.				
18	2.4 Paragraph 2.4 states conclusions of law and therefore does not call for an answer.				
19	2.5 Paragraph 2.5 states conclusions of law and therefore does not call for an answer.				
20	2.6 Paragraph 2.6 states conclusions of law and therefore does not call for an answer.				
21	2.7 Paragraph 2.7 states conclusions of law and therefore does not call for an answer.				
	2.8 Paragraph 2.8 states conclusions of law and therefore does not call for an answer.				
22	3. STATEMENT OF FACTS				
23	Background on Foreign Exchange Service				
24					
25					
26					

- 3.1 Respondent admits the allegations in paragraph 3.1, as they relate to respondent solely. Respondent lacks sufficient knowledge or information to form a belief as to the truth of the allegations relating to Qwest, and therefore denies the same.
- 3.2 Respondent admits the allegations in paragraph 3.2, as they relate to respondent solely. Respondent lacks sufficient knowledge or information to form a belief as to the truth of the allegations relating to Qwest, and therefore denies the same.
- 7 3.3 The definition of "Foreign Exchange Service" set forth in paragraph 3.3 is incomplete and inaccurate, and is therefore denied.
- 9 3.4 In response to paragraph 3.4, respondent admits that FX Service requires active 10 switching equipment on the part of one or more participating service providers. The remaining 11 allegations are ambiguous and are therefore denied.
- 3.5 In response to paragraph 3.5, respondent admits that it provided foreign exchange type services to the Lummi Nation. The remaining allegations are ambiguous and are therefore denied.
 - 3.6 In response to paragraph 3.6, respondent admits that, under certain conditions, FX Service permits some inter-exchange calls without incurring toll or long distance charges. The remaining allegations are ambiguous and are therefore denied.
 - 3.7 Respondent denies the allegations in paragraph 3.7 relating to the Verizon Billing Telephone Numbers. Respondent lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations contained in paragraph 3.7, and therefore denies the same.
 - 3.8 Respondent denies the allegations in paragraph 3.8 relating to the Verizon Billing Telephone Numbers. Respondent lacks sufficient knowledge or information to form a belief as to the truth of the remaining allegations contained in paragraph 3.8, and therefore denies the same.

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3.9	Respondent denies the allegations in paragraph 3.9 as they relate to respondent
solely.	
3.10	Respondent lacks sufficient knowledge or information to form a belief as to the
truth of the all	legations contained in paragraph 3.10, and therefore denies the same.
3.11	Respondent denies the allegations in paragraph 3.11.
3.12	Paragraph 3.12 states conclusions of law and therefore does not call for an
answer. None	etheless, respondent denies any and all allegations contained in this paragraph.
3.13	Respondent denies the allegations in paragraph 3.13, as they relate to respondent
solely. Respo	ondent lacks sufficient knowledge or information to form a belief as to the truth of
the allegations	s relating to Qwest, and therefore denies the same.
	Qwest and Verizon Bills
3.14	Respondent lacks sufficient knowledge or information to form a belief as to the
truth of the all	legations contained in paragraph 3.14, and therefore denies the same.
3.15	Respondent denies the allegation in paragraph 3.15.
3.16	In response to paragraph 3.16, respondent lacks sufficient knowledge or
information to	o form a belief as to the veracity of Attachment 1, and therefore denies the same.
3.17	In answer to paragraph 3.17, respondent admits that it billed the Lummi Nation
for telephone	services under the listed Billing Telephone Numbers and that these bills were
included with	others under Account # 55 9000 3914011086 01. The remainder of this paragraph
fails to state a	llegations and therefore does not call for an answer
3.18	Respondent admits that the bills at issue in paragraph 3.18 did not contain the
words alleged	I therein, but denies that it had an obligation to include such information on the bills
in question.	
3.19	In response to paragraph 3.19, respondent admits that its bills to the Lummi
Nation contain	in account transactions, account summaries, charges, notices, credits, taxes, fees,
and account r	e-caps. Respondent denies the remaining allegations set forth in this paragraph.
	solely. 3.10 truth of the all 3.11 3.12 answer. None 3.13 solely. Responsible allegations 3.14 truth of the all 3.15 3.16 information to 3.17 for telephone included with fails to state a 3.18 words alleged in question. 3.19 Nation contains

ANSWER - 4

1	3.20 Respondent denies the allegations in paragraph 3.20.
2	3.21 Respondent lacks sufficient knowledge or information to form a belief as to the
3	truth of the allegations contained in paragraph 3.21, and therefore denies the same.
4	3.22 In response to paragraph 3.22, respondent admits that the Lummi Nation paid
5	Verizon certain billed charges for the foreign exchange services that Verizon provided the
6	Lummi Nation. Respondent is unaware of what bills were retained by the Lummi Nation in their
7	archives and therefore lacks sufficient knowledge or information to form a belief as to the truth
8	of the remaining allegations contained in this paragraph. Respondent therefore denies the same.
9	3.23 In response to paragraph 3.23, respondent is unable after a reasonably diligent
10	inquiry within the time period permitted to ascertain the truth or falsity of the allegations
11	contained therein, but denies that the services Verizon provided were inactive or did not exist.
12	3.24 In response to paragraph 3.24, respondent lacks sufficient knowledge or
13	information to form a belief as to the truth of the allegation regarding the "awareness" of the
14	Lummi Nation, and therefore denies the same. Respondent denies any and all other allegations
15	contained in this paragraph.
16	3.25 Paragraph 3.25 states conclusions of law and therefore does not call for an
17	answer. Nonetheless, respondent denies any and all allegations contained in this paragraph.
18	3.26 Respondent denies the allegations in paragraph 3.26 as they relate to respondent.
19	Respondent lacks sufficient knowledge or information to form a belief as to the truth of the
20	allegations relating to Qwest, and therefore denies the same.
21	Supporting Affidavit
22	3.27 Respondent lacks sufficient knowledge or information to form a belief as to the
23	truth of the allegations contained in paragraph 3.27, and therefore denies the same.
24	Attempted Dispute Resolution
25	3.28 Paragraph 3.28 fails to state allegations and therefore does not call for an answer.

1	3.29 Respondent lacks sufficient knowledge or information to form a belief as to the
2	truth of the allegations contained in paragraph 3.29, and therefore denies the same.
3	3.30 In response to paragraph 3.30, respondent admits that the Lummi Nation initiated
4	an informal complaint against Verizon and that the informal complaint phase is closed.
5	Respondent denies any and all other allegations in this paragraph.
6	3.31 In response to paragraph 3.31, Verizon denies that evidence of settlement
7	discussions should be considered by the Commission under ER 408 and the policy rationale
8	underlying that rule. Verizon therefore denies any and all other allegations in this paragraph.
9	Liability and Damages
10	3.32 Paragraph 3.32 states conclusions of law and therefore does not call for an
11	answer. Nonetheless, respondent denies any and all allegations contained in this paragraph.
12	3.33 Paragraph 3.33 states conclusions of law and therefore does not call for an
13	answer. Nonetheless, respondent denies any and all allegations contained in this paragraph.
14	3.34 Paragraph 3.34 states conclusions of law and therefore does not call for an
15	answer. Nonetheless, respondent denies any and all allegations contained in this paragraph.
16	3.35 Paragraph 3.35 states conclusions of law and therefore does not call for an
17	answer. Nonetheless, respondent denies any and all allegations contained in this paragraph.
18	3.36 Paragraph 3.36 states conclusions of law and therefore does not call for an
19	answer. Nonetheless, respondent denies any and all allegations contained in this paragraph.
20	3.37 Paragraph 3.37 states conclusions of law and therefore does not call for an
21	answer. Nonetheless, respondent denies any and all allegations contained in this paragraph.
22	3.38 Paragraph 3.38 states conclusions of law and therefore does not call for an
23	answer. Nonetheless, respondent denies any and all allegations contained in this paragraph.
24	3.39 Respondent denies the allegations in paragraph 3.39.
25	3.40 Paragraph 3.40 states conclusions of law and therefore does not call for an
26	answer. Nonetheless, respondent denies any and all allegations contained in this paragraph.

1	3.41 Paragraph 3.41 states conclusions of law and therefore does not call for	or an
2	answer. Nonetheless, respondent denies any and all allegations contained in this paragraph.	
3	AFFIRMATIVE DEFENSES	
4	Respondents set forth the following affirmative defenses:	
5	1. Complainant fails to state a claim upon which relief may be granted.	
6	2. Complainant's claims are barred in whole or in part by the applicable statu	te of
7	limitations.	
8	3. Complainant's claims are barred in whole or in part by the equitable doctrin	es of
9	unclean hands, estoppel, and laches.	
0	4. Respondent at all times relevant hereto acted in good faith and/or as require	d by
l 1	regulations of the Commission in responding to Complainant's concerns.	
12	RELIEF REQUESTED	
13	WHEREFORE, respondent requests the following relief:	
4	1. That the relief requested in the Complaint be denied;	
15	2. That the Complaint be dismissed with prejudice; and	
16	3. Such other relief as may be reasonable and appropriate.	
17	DATED: February 14, 2006.	
18	STOEL RIVES LLP	
19		
20	Thothy J. O'Connell	
21	John H. Ridge	
22	600 University Street, Suite 3600 Seattle, WA 98101	
23	(206) 624-0900	
24	Attorney for Respondent Verizon Northwest, Inc	
25		

1 CERTIFICATE OF SERVICE 2 I hereby certify that I have this 14th day of February, 2006, served the true and correct original, along with the correct number of copies, of Verizon Northwest Inc.'s Answer upon the 3 WUTC, via the method(s) noted below, properly addressed as follows: X Hand Delivered Carole Washburn, Executive Secretary 4 U.S. Mail (1st class, postage prepaid) Washington Utilities & Transportation Overnight Mail 5 Commission __ Facsimile (360) 586-1150 1300 S. Evergreen Park Drive SW 6 Email (records@wutc.wa.gov) Olympia, WA 98503-7250 7 8 I hereby certify that I have this 14th day of February, 2006, served a true and correct copies 9 of the foregoing documents upon parties noted below via E-Mail and U.S. Mail: 10 Judy Bush Margaret M. Schaff Reservation Attorney Margaret M. Schaff, PC 11 2616 Kwina Road 749 Deer Trail Road Bellingham, WA 98226 Boulder, CO 80302 12 Phone: (360) 384-2258 Phone: (303) 443-0182 13 Fax: (360) 312-9824 Fax: (303) 443-0183 Email: judyb@lummi-nsn.gov Email: mschaff@att.net 14 Counsel for Lummi Nation Counsel for Lummi Nation 15 Lisa A. Anderl 16 Adam L. Sherr Owest Corporation 17 1600 7th Avenue, Room 3206 Seattle, WA 98191 18 Phone: (206) 398-2500 19 Email: lisa.anderl@gwest.com adam.sherr@qwest.com 20 Counsel for Qwest Corporation 21 I declare under penalty under the laws of the State of Washington that the foregoing is 22 correct and true. 23 DATED this 14th day of February, 2006, at Seattle, Washington. Meghan Wallau Meghan Wallace 24 25 Legal Secretary

CERTIFICATE OF SERVICE - 1