

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Petition of)	DOCKET UT-073033
)	<i>(Bifurcated)</i>
QWEST CORPORATION,)	
)	ORDER 09
For Commission Approval of 2007)	
Additions to Non-Impaired Wire Center)	PREHEARING CONFERENCE
List)	ORDER
)	(Supplemental Filing due April 21,
)	2008 and Objections due May 21,
)	2008)
.....)	

1 **PROCEDURAL HISTORY.** Docket UT-073033 involves Qwest Corporation’s (Qwest) request for approval of additions to its non-impaired wire center list. The Washington Utilities and Transportation Commission (Commission) convened a prehearing conference in this matter at Olympia, Washington, on July 31, 2007, before Administrative Law Judge Patricia Clark. At the prehearing conference, the parties concurred that this matter should be considered after a final decision in UT-073035.¹ By Order 05, entered March 21, 2008, the Commission accepted, subject to conditions, the multi-party settlement filed in UT-073035. By Order 06, entered in this proceeding on March 21, 2008, the Commission scheduled a prehearing conference to convene April 17, 2008.

2 No party filed a petition for review of Order 05 in UT-073035 and that order became final, by operation of law, on April 11, 2008. On April 17, 2008, the Commission entered a Notice of Finality.

3 **PREHEARING CONFERENCE.** The prehearing conference convened, as scheduled, on April 17, 2008, at Olympia, Washington, before Administrative Law Judge Patricia Clark.

¹ *In the Matter of the Petition of Qwest Corporation For Investigation Concerning the Status of Competition and Impact of the FCC’s Triennial Review Remand Order on the Competitive Telecommunications Market in Washington State.*

4 **APPEARANCES.** Lisa A. Anderl, Associate General Counsel, Seattle, Washington, represents Qwest. Gregory J. Kopta, attorney, Davis Wright Tremaine, LLP, Seattle, Washington, represents Covad Communications Company (Covad), McLeodUSA Telecommunications Services, Inc. (McLeodUSA), Integra Telecom of Washington, Inc.(Integra), and XO Communications Services, Inc. (XO Communications).²

Updated contact information provided at the conference for the parties' representatives is attached as Appendix A to this Order.

5 **PROCEDURAL PROCESS.** According to Order 05, entered March 21, 2008, future petitions to designate wire centers as non-impaired must include business line calculations according to the methodology established in UT-053025.³ During the prehearing conference, Qwest indicated that it could make that supplemental filing by **April 21, 2008**, and that deadline was adopted without objection.

6 The sole parties to this proceeding are those entities who are signatories to the Settlement Agreement adopted, subject to conditions, in UT-073035. Accordingly, the procedures established in the Settlement Agreement will be generally followed to resolve the outstanding issues in this case including allowing the other parties to this proceeding 30 days to file objections to Qwest's petition to designate additional wire centers as non-impaired. The 30-day deadline will be calculated from the date the petition is considered complete, or from April 21, 2008. Other parties to this proceeding may file objections to the wire center designations by **May 21, 2008**.

7 **DOCUMENT PREPARATION AND FILING REQUIREMENTS.** Parties must file with the Commission an original plus nine (9) copies of all pleadings, motions, briefs, and other prefiled materials. Paper copies of these materials are required to conform to the format and publication guidelines set forth in WAC 480-07-395 and 480-07-460. We request parties to use a three-hole punch with *oversized* holes to allow easy handling. The Commission may require a party to refile any document that fails to conform to these standards.

² Collectively referred to as the Joint Competitive Local Exchange Carriers or Joint CLECs. Eschelon Telecom, Inc., formerly designated as a separate party to this proceeding, was purchased by Integra.

³ *In the Matter of the Investigation Concerning the Status of Competition and Impact of the FCC's Triennial Review Remand Order on the Competitive Telecommunications Environment in Washington State.*

- 8 All filings must be mailed or delivered to the Executive Secretary, Washington Utilities and Transportation Commission, P.O. Box 47250, 1300 S. Evergreen Park Drive, S.W. Olympia, Washington 98504-7250. Both the post office box and street address are required to expedite deliveries by the U.S. Postal Service.
- 9 An electronic copy of all filings must be submitted either through the Commission's Records Center Web Portal (www.utc.wa.gov/e-filing) or via e-mail delivery to records@utc.wa.gov. Alternatively, parties may furnish an electronic copy by delivering with each filing a 3.5-inch IBM-formatted high-density diskette including the filed document(s). The Commission prefers that parties furnish electronic copies in .pdf (Adobe Acrobat) format, supplemented by a separate file in MS Word 6.0 (or later), or WordPerfect 5.1 (or later) format. Parties are required to organize and identify electronic files as specified in WAC 480-07-140(5).
- 10 **ELECTRONIC SUBMISSION.** As allowed under WAC 480-07-145(6), the parties are granted a one-day extension of the paper-filing requirement, allowing electronic submission of documents with the commission on the filing deadline. Parties must submit the document either through the Commission's Records Center Web Portal (www.utc.wa.gov/e-filing) or via e-mail to records@utc.wa.gov, and file an original, plus nine (9) paper copies, of the document with the Commission by the following business day. **Please provide a courtesy copy of all electronic submissions to the Administrative Law Judge.**
- 11 **NOTICE TO PARTIES:** Any objection to the provisions of this Order must be filed within ten (10) days after the service date of this Order, pursuant to WAC 480-07-430 and WAC 480-07-810. Absent such objection, this Order will control further proceedings in this matter, subject to Commission review.

Dated at Olympia, Washington, and effective April 18, 2008.

WASHINGTON STATE UTILITIES AND TRANSPORTATION COMMISSION

PATRICIA CLARK
Administrative Law Judge

APPENDIX A				
PARTIES' REPRESENTATIVES				
DOCKET UT-073033				
PARTY	REPRESENTATIVE	PHONE	FACSIMILE	E-MAIL
QWEST	LISA A. ANDERL Associate General Counsel Qwest Services Corporation 1600 7 th Ave. – Room 3206 Seattle, WA 98191	206-345-1574	206-343-4040	lisa.anderl@qwest.com
JOINT CLECS	GREGORY J. KOPTA Davis Wright Tremaine LLP 1201 Third Ave., Ste 2200 Seattle, WA 98101-3045	206-757-8079	206-757-7079	gregkopta@dwt.com
Presiding Admin. Law Judge	PATRICIA CLARK 1300 S. Evergreen Park Drive SW PO Box 47250 Olympia, WA 98504-7250	360-664-1136	360-664-2654 (ALD fax only – do not use to file)	pclark@utc.wa.gov