

[Service Date January 23, 2003]

January 23, 2003

**NOTICE OF DEADLINE FOR MOTION FOR INCREASED PROTECTION**  
**(January 27, 2003)**  
**SUPPLEMENTAL NOTICE OF PREHEARING CONFERENCE**  
**(January 28, 2003)**

RE: AT&T Communications of the Pacific Northwest v. Verizon Northwest  
Inc., Docket No. UT-020406

TO ALL PARTIES OF RECORD:

At the discovery hearing in this matter on December 19, 2002, the parties in this docket raised the issue of whether an amendment to the protective order should be considered. They were encouraged to discuss this matter, and to provide the Commission with a joint motion, if possible.

On Tuesday, January 14, 2003, Verizon sent an electronic message to the presiding ALJ asking that a protective order with heightened protections be entered in this proceeding, and that the protective order in the Qwest/Dex proceeding be used as a model. On January 15, 2003, Public Counsel sent an electronic message indicating that it had objected to the terms of the protective order in Qwest/Dex, and would object if the same language were proposed in this proceeding. Also on January 15, 2003, AT&T sent an electronic message indicating that the language in the Qwest/Dex order could pose problems in this proceeding, and recommending use of the language included in the Qwest/US WEST merger docket.

On January 16, 2003, the presiding judge by electronic mail provided samples of highly confidential portions amending prior Commission protective orders. The message suggested that the parties discuss which, if any, might prove useful.

The message also suggested deadlines for an agreed proposal or a motion (January 21, 2003) and for any response (January 23, 2003).

If any party seeks to pursue an amendment to the protective order in this docket, it should file a motion seeking the amendment, stating specific proposed language, and stating why the amendment is needed, not later than **January 27, 2003**. Other parties may respond at the prehearing conference previously set for Tuesday, January 28, 2003.

On January 23, 2003, AT&T Communications of the Pacific Northwest, Inc. (AT&T) filed with the Commission a motion to compel Verizon to produce any material responsive to AT&T's discovery that Verizon has withheld pending resolution of its informal request to modify the protective order. AT&T argues in support of its motion that Verizon has not sought to negotiate a supplemental protective order, nor did it file a formal motion on or before Tuesday, January 21, 2003.

AT&T indicates that it has attempted to reach Verizon's counsel to discuss protective agreement proposals, and that Verizon's counsel has not returned the telephone call. AT&T also indicates that it has contacted Public Counsel to discuss the proposals, and was informed that Public Counsel opposes heightened protection.

AT&T moves for an order directing Verizon to produce all material responsive to AT&T's discovery by no later than close of business Monday, January 27, 2003, or as soon thereafter as the judge mandates. If the material is not produced early next week, AT&T further moves for an order allowing AT&T to supplement its rebuttal testimony at a reasonable time after the material is produced.

AT&T's motion to compel will be taken up at the prehearing conference previously set in this docket for **Tuesday, January 28, 2003**, where other parties may respond orally.

Sincerely,

CAROLE J. WASHBURN  
Secretary