

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of Review of  
Unbundled Loop and Switching Rates and  
Review of the Deaveraged Zone Rate  
Structure.

DOCKET NO. UT-023003

COMMISSION STAFF'S  
MOTION TO COMPEL  
VERIZON TO COMPLY WITH  
THE THIRD SUPPLEMENTAL  
ORDER

1           The Commission Staff (Staff) moves the Washington Utilities and Transportation  
Commission (Commission) to compel Verizon Northwest, Inc. (Verizon) to comply with  
the Commission's Third Supplemental Order in this docket.

**BACKGROUND**

2           On August 13, 2002, in the Third Supplemental Order in this docket, the  
Commission reaffirmed its earlier order requiring Verizon to provide updated loop  
length studies. *See In the Matter of Review of Unbundled Loop and Switching Rates and  
Review of the Deaveraged Zone Rate Structure, Docket No. UT-023003, Third Supplemental  
Order, Attachment A, (August 13, 2002) (citing In the Matter of the Continued Costing and  
Pricing of Unbundled Network Elements, Transport, and Termination, Thirty-Second  
Supplemental Order; Part B Order, ¶ 61 (June 21, 2002).*

3           On February 20, 2003, the Commission issued its Fifth Supplemental Order in  
this docket, establishing a procedural schedule. *In the Matter of Review of Unbundled  
Loop and Switching Rates and Review of the Deaveraged Zone Rate Structure*, Docket No. UT-  
023003, Fifth Supplemental Order (February 20, 2003). According to that Order, the  
Commission Staff must file its direct testimony regarding the proper cost for Verizon's  
loops by June 26, 2003. *Id.* ¶ 7.

4           On August 20, 2002, the Staff submitted to Verizon its Data Request No. 5, which  
is set forth as follows:

The Third Supplemental Order in this docket directed Verizon to  
provided updated loop length studies. Please indicate when such  
studies will be completed and provide the studies to staff as soon  
as they become available.

5           On September 4, 2002, Verizon responded to this data request as follows:

Verizon will provide the data as soon as it is available. However,  
experience has shown that it will take four to five months to collect  
the data ordered in the Third Supplemental Order of UT-023003.

6           Verizon has not provided the updated loop length studies.

### MOTION

7           This docket was opened in order to review the unbundled loop rates of Verizon  
and Qwest Corporation (Qwest). Verizon's revised loop length studies are directly  
relevant to the scope of this docket. The Staff must have Verizon's updated studies in  
order to prepare its direct testimony that is due on June 26, 2003.

8           The Commission ordered Verizon to provide updated loop length studies on June 21, 2002. On September 4, 2002, Verizon said it would take “four to five months” to provide the studies. At the outside range of this estimate, Verizon should have produced its updated loop length study by February 7, 2003. However, Verizon has not produced the study. In fact, it has been nearly a year since the Commission ordered Verizon to update its loop length study.

9           Verizon has informed the Staff that it cannot produce the study until June 6, 2003. However, this date comes much too late for the Staff and prejudices Staff’s ability to adequately prepare its testimony. Staff’s testimony is due on June 26, 2003, and Staff requires at least four weeks to evaluate the study in order to prepare its testimony.

**RELIEF REQUESTED**

10           The Commission Staff requests the Commission order Verizon to produce an updated loop length study by no later than May 30, 2003

Dated: May 14, 2003.

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