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1 BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION

2 COMMISSION

3 In the Matter of the Petition of)
4 U S WEST COMMUNICATIONS, INC.,) Docket No. UT-000883
5 for Competitive Classification) Volume 4
6 of Business Services in 31) Pages 57 - 79
Specified Wire Centers.)

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8 A prehearing in the above matter was held on
9 October 25, 2000, at 1:12 p.m., at 1300 South Evergreen
10 Park Drive Southwest, Olympia, Washington, before
11 Administrative Law Judge KAREN CAILLE.

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The parties were present as follows:

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14 THE WASHINGTON UTILITIES AND TRANSPORTATION
COMMISSION, by SALLY G. JOHNSTON, Assistant Attorney
15 General, 1400 South Evergreen Park Drive Southwest,
Post Office Box 40128, Olympia, Washington 98504.

16 PUBLIC COUNSEL, by ROBERT W. CROMWELL, JR,
Assistant Attorney General, 900 Fourth Avenue, Suite
17 2000, Seattle, Washington 98164-1012

18 QWEST CORPORATION, by DOUGLAS N. OWENS,
Attorney at Law, 1325 Fourth Avenue, Suite 940,
19 Seattle, Washington 98101.

20 QWEST CORPORATION, by LISA A. ANDERL, Senior
Attorney, 1600 Seventh Avenue, Suite 3206, Seattle,
21 Washington 98191.

22 TRACER, by LISA F. RACKNER, Attorney at Law,
Ater Wynne, 222 Southwest Columbia, Suite 1800,
23 Portland, Oregon 97201.

24 ADVANCED TELECOM GROUP, WORLDCOM, METRONET
SERVICES CORPORATION, by BROOKS E. HARLOW, Attorney at
25 Law, Miller Nash, 601 Union Street, Suite 4400,
Seattle, Washington 98101-2352

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1 ELECTRIC LIGHTWAVE, INC., MCLEOD USA
2 TELECOMMUNICATIONS SERVICES, INC., GLOBAL CROSSING
3 TELEMANAGEMENT AND LOCAL SERVICES, INC., FOCAL
4 COMMUNICATIONS OF WASHINGTON, XO WASHINGTON, INC.,
5 f/k/a/ NEXTLINK WASHINGTON, INC., by GREGORY J. KOPTA,
6 Attorney at Law, Davis Wright Tremaine, 1501 Fourth
7 Avenue, Suite 2600, Seattle, Washington 98101-1688.

8 ESCHELON, by DENNIS AHLERS, Senior Attorney,
9 730 Second Avenue, Suite 1200, Minneapolis, Minnesota,
10 55402 (via telephone bridge.)

11 AT&T, by STEVEN H. WEIGLER, Senior Attorney,
12 1875 Lawrence Street, Suite 1524, Denver, Colorado
13 80202 (via telephone bridge.)

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Kathryn T. Wilson, CCR
Court Reporter

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P R O C E E D I N G S

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JUDGE CAILLE: We're here this afternoon for
3 a prehearing conference in the proceeding captioned:
4 In the Matter of the Petition of U S West for
5 Competitive Classification of Business Services in 31
6 Specified Wire Centers, which is Docket No. UT-000883.
7 Today is October 25th, 2000, and we are convened in a
8 hearing room at the Commission's offices in Olympia,
9 Washington. My name is Karen Caille, and I'm the
10 presiding administrative law judge in this proceeding.
11 With me on the bench this afternoon is Nancy Moen, who
12 is working with me to organize the materials for next
13 week's hearings.

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I would like to start this afternoon by
15 taking appearances from all the parties, and if you
16 have entered an appearance before, if you will just
17 state your name and whom you represent. If you have
18 not made an appearance before, please give me all the
19 other information like phone, fax, e-mail, and address.
20 If we could begin with Qwest.

21

MR. OWENS: Appearing for Qwest Corporation
22 are Lisa A. Anderl, senior attorney. Business address
23 is 1600 Seventh Avenue, Seattle, Washington, Room 3206.
24 Also, I'm Douglas N. Owens, attorney at law, 1325
25 Fourth Avenue, Suite 940, Seattle, Washington, 98101.

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1 My telephone is (206) 748-0367. My fax is (206)
2 748-0369. My e-mail is dnowens@ricochet.net.

3 MS. ANDERL: Lisa Anderl, in-house counsel on
4 behalf of Qwest Corporation.

5 MS. RACKNER: Lisa Rackner with Ater Wynne
6 for TRACER, and I don't believe I've made an appearance
7 in this case before. My address is 222 Southwest
8 Columbia, Suite 1800, Portland, Oregon, 97201. My
9 phone number is (503) 226-1191, and my fax number is
10 (503) 226-0079, and my e-mail is lfr@aterwynne.com.

11 MR. HARLOW: Good afternoon. Brooks Harlow
12 appearing on behalf of ATG, Advanced TeleCom Group;
13 MetroNet Services Corporation, or MSC, and WorldCom.

14 MR. KOPTA: Gregory Kopta of the law firm
15 Davis Wright Tremaine, LLP, on behalf of XO Washington,
16 Inc., formerly known as Nexlink Washington, Inc.;
17 Electric Lightwave, Inc.; McLeod USA Telecommunications
18 Services Inc.; Global Crossing Telemanagement and Local
19 Services, Inc, and Focal Communications of Washington.

20 MR. CROMWELL: Robert Cromwell on behalf of
21 Public Counsel.

22 MS. JOHNSTON: Sally Johnston, assistant
23 attorney general, appearing on behalf of Commission
24 staff.

25 JUDGE CAILLE: Would those on the bridge line

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1 identify themselves, please? Mr. Weigler, will you
2 begin?

3 MR. WEIGLER: Steven Weigler, senior attorney
4 with AT&T, 1875 Lawrence Street, Denver, Colorado,
5 80202. Phone is (303) 298-6957; fax number, (303)
6 298-6301; e-mail, weigler@att.com. I haven't appeared
7 in this proceeding before.

8 MR. AHLERS: Dennis Ahlers, senior attorney
9 for Eschelon Telecom.

10 JUDGE CAILLE: Thank you. Let the record
11 reflect there are no other appearances. Our agenda
12 this afternoon will be to address the order of
13 witnesses and time for cross-examination, and then we
14 will address existence of objections to evidence and
15 argument on those objections, and I have not received
16 any dispositive motions. Those were due, I believe, by
17 noon yesterday. So I'm assuming there are none. The
18 only motion I have gotten is the motion to strike a
19 portion of Mr. Teitzel's testimony, and we'll take that
20 up right after we look at the witness matrix and then
21 we'll address that motion.

22 You all have a copy of the witness list. I
23 put them in this order because I wasn't sure about the
24 single witnesses, where they would fit in, and I wasn't
25 sure about some of the witnesses' testimony would be

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1 stipulated to by all the parties. So maybe the first
2 thing I should ask is I know that Mr. Hooks, Mr. Davis
3 and Ms. Anderson, there was an agreement by some of the
4 parties that there would be no cross-examination for
5 those witnesses. Let me ask, does anyone have
6 cross-examination for those three witnesses?

7 MR. CROMWELL: Yes, for Mr. Hooks.

8 MS. JOHNSTON: Your Honor, Commission staff
9 has limited cross for Mr. Ron Davis and Mr. Hooks in
10 the event he's here.

11 JUDGE CAILLE: So it seems that the only
12 person who there is no cross-examination for is
13 Ms. Anderson?

14 MS. ANDERL: Qwest has no cross for
15 Ms. Anderson.

16 MS. JOHNSTON: Neither does Staff.

17 MR. CROMWELL: Neither does Public Counsel.

18 JUDGE CAILLE: Mr. Harlow is shaking his
19 head. If you could just take a few minutes and fill
20 this out.

21 MR. AHLERS: As I understand it, there is one
22 party that has questions for our witness.

23 JUDGE CAILLE: Your witness is Mr. Davis; is
24 that right?

25 MR. AHLERS: Right.

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1 MS. JOHNSTON: That's correct, and Commission
2 staff would not object to Mr. Davis's testifying by
3 telephone if that would make it more convenient for
4 Eschelon.

5 MR. AHLERS: That's what I was going to ask;
6 is that possible.

7 JUDGE CAILLE: I think that would be just
8 fine.

9 MS. JOHNSTON: Especially given that Staff's
10 time estimate is 15 minutes.

11 MR. KOPTA: Your Honor, following up on that,
12 since it appears as though there is no
13 cross-examination for Ms. Anderson, can we stipulate
14 her testimony into the record and confirm today that
15 she doesn't need to appear at the hearings next week?

16 JUDGE CAILLE: Perhaps I can confirm for you
17 tomorrow. I need to check with the commissioners as
18 well, and I just didn't have an opportunity to do that
19 today. I'm thinking that I will be meeting with them
20 tomorrow afternoon, so by the end of the day, would
21 that be enough time, Mr. Kopta?

22 MR. KOPTA: Yes, thank you. I just wanted to
23 confirm the timing on when I would be able to let her
24 know what her schedule was going to be.

25 MR. CROMWELL: Your Honor, I don't know where

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1 Mr. Hooks is, but I would have no objection to crossing
2 him by phone if that's more convenient for him.

3 MS. ANDERL: He is based in Denver. We would
4 be flying him in.

5 MR. CROMWELL: I'll save you the airfare.

6 MS. ANDERL: That would be very nice.

7 MS. JOHNSTON: That would be fine with
8 Commission staff too. Our time estimate for Mr. Hooks
9 is but 15 minutes.

10 MS. ANDERL: Thank you very much for that
11 courtesy. I appreciate it.

12 JUDGE CAILLE: So Mr. Hooks will appear by
13 phone. As far as the order I have these in, I'm fairly
14 confident of the first three. Then I'm really not sure
15 if this is the order that seems like it's the most
16 logical or efficient or takes into account the fact
17 that we have to hold Dr. Taylor and Don Wood over to
18 November the 2nd. So I assume we would put Ron Davis
19 earlier.

20 MS. JOHNSTON: I have a request I'd like to
21 make. I would request that Ms. Bhattacharya and
22 Dr. Blackmon testify last, if possible.

23 JUDGE CAILLE: You mean "last" as November
24 2nd?

25 MS. JOHNSTON: Last as in the final group,

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1 the final party presenting testimony in the proceeding.
2 MS. RACKNER: I think that it's going to
3 create a position where it has to be on Friday, and I
4 know we were trying to scale this case back as many
5 days as possible. Monday and Tuesday, from my point of
6 view and I know from Public Counsel's point of view,
7 are days we need to hold hearings. That's the only day
8 Mr. Cromwell will be in town, and I'm not sure what
9 Staff's reasons are for wanting its witnesses to go
10 last, and normally I wouldn't have a problem with it,
11 and I guess I would ask if there is a particular reason
12 that makes it necessary. If at all possible, I would
13 like to avoid us going into Friday.

14 MS. JOHNSTON: Can we revisit this issue
15 after the time estimates are submitted?

16 MS. RACKNER: That's fine.

17 JUDGE CAILLE: Maybe we'll just do that with
18 the remainder of the witnesses as well. Why don't we
19 get your time estimates in to me if you've got them.

20 MS. ANDERL: I was just going to suggest,
21 would it make sense to have everybody save them so we
22 could fill in our own matrix?

23 JUDGE CAILLE: Good idea. How about if we
24 start on the bridge line. Why don't we go off the
25 record for this.

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1 (Discussion off the record.)

2 JUDGE CAILLE: We are back on the record
3 after filling out the witness matrix and
4 cross-examination estimation time for the witnesses,
5 and now we are at a point where I'd like to have the
6 parties address the motion that was filed by ATG,
7 MetroNet, TRACER, Public Counsel, and WorldCom to
8 strike a portion of the rebuttal testimony of Teitzel.
9 Did the movements have anything further to add to their
10 motion?

11 MR. HARLOW: Not really, Your Honor. I think
12 it's well-stated in the pleading. I could give a very
13 brief summary, if you would like, but I'd really like
14 to reserve time for a reply because we don't know what
15 the Company's position is on this.

16 MS. ANDERL: Yes, Your Honor. In the
17 interest of streamlining this proceeding, we have
18 agreed to withdraw that portion of the testimony that
19 has been the subject of the motion to strike. It's one
20 question and answer consisting of most of a single
21 page -- I believe it's Page 12 -- of his rebuttal. We
22 will just withdraw that Q and A.

23 MR. HARLOW: I believe that addresses our
24 motion, Your Honor.

25 JUDGE CAILLE: Now we are at the point where

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1 we need to mark the exhibits and cross exhibits.
2 Everybody has submitted seven copies to me, and I think
3 I've distributed them to counsel. Now, the one thing
4 I'm concerned about is the folks on the bridge. I know
5 that several of the parties have sent you witness lists
6 electronically, and I also sent you a copy of -- I
7 believe you don't have the updated prefiled testimony
8 exhibit list, so I'm not quite sure how you are going
9 to follow along with this, but if you will stop me if
10 things seem confusing, and we'll try to sort it out.
11 What will happen is I will be sending you a completed
12 list, which will include all the cross-examination
13 exhibits as well as the witness matrix with the times
14 electronically. That should be helpful.

15 MR. CROMWELL: Your Honor, could I ask
16 whether anyone on the bridge line would like copies of
17 the exhibits we distributed today?

18 JUDGE CAILLE: Is there anyone on the bridge
19 line who would like copies of the exhibits that were
20 distributed today?

21 MR. WEIGLER: I would like copies. There is
22 two ways I could call later and get a Federal Express
23 number, or if Mr. Kopta could just grab a copy of me,
24 and I'll talk to him later about it.

25 MR. KOPTA: I would be happy to collect

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1 copies of exhibits for Mr. Weigler.

2 MR. AHLERS: To the extent that they are
3 information requests, data requests, I would assume we
4 would have them. I don't think it's necessary
5 otherwise.

6 MR. HARLOW: We have some that aren't, so I
7 will Federal Express to Mr. Ahlers a copy of our
8 exhibits. Just for everyone's information in the room,
9 many of our exhibits are subject to the protective
10 order.

11 MR. CROMWELL: Your Honor, I think the only
12 other party that made an appearance earlier was
13 WorldCom, and I don't think they have anyone here.
14 Brooks is for WorldCom? I think I can just e-mail
15 Mr. Ahlers the one exhibit that I have in our package
16 that we produced that was not a DR.

17 JUDGE CAILLE: Great. Let's go off the
18 record, and we can start marking these exhibits.

19 (Discussion off the record.)

20 JUDGE CAILLE: The following exhibits were
21 marked: For Theresa A. Jensen: Exhibit 1-T, TAJ-1T;
22 Exhibit 2-C, TAJ-2C; Exhibit 3-C, TAJ-3C; Exhibit 4-C,
23 TAJ-4C, Exhibit 5-C, TAJ-5C; Exhibit 6, TAJ-6: Exhibit
24 7-T, TAJ-7T; Exhibit 8-C, TAJ-8C; Exhibit 9, TAJ-9;
25 Exhibit 10-C, TAJ-10C; Exhibit 11, TAJ-11; Exhibit

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1 12-C, TAJ-12.
2 Exhibit 13, Excerpts from Interconnection
3 Agreement between US West Communications, Inc., and
4 Advanced Telecom Group, Inc. For Washington (Section
5 26.15); Exhibit 14, Excerpts from Agreement for Local
6 Wireline Network Interconnection and Service Resale
7 Between MetroNet Services Corporation and Qwest
8 Corporation for Washington (Section 28). Exhibit 15,
9 Qwest response to ATG/MSO 06-067 together with attached
10 US West internal corporate policy document re
11 confidentiality of customer/carrier communications.
12 Exhibit 16-C, USW 104667-77; Exhibit 17-C, USW 070857;
13 Exhibit 18-C, Qwest supplemental response to ATG/MSO
14 03-047 S1 with Attachment A (confidential). Exhibit
15 19-C, USW 070817-28; Exhibit 20-C, USW 070850-51;
16 Exhibit 21-C, Qwest response to ATG/MSO 04-059 with
17 attached "Win Back Campaign Script" (confidential);
18 Exhibit 22, Qwest response to ATG/MSO 02-015; Exhibit
19 23, Qwest response to ATG/MSO 02-009; Exhibit 24, Qwest
20 response to ATG/MSO 02-013; Exhibit 25, Qwest response
21 to ATG/MSO 02-012; Exhibit 26, WUTC Request No. 01-013
22 to Qwest definition of small business customers.
23 Exhibit 27, PC DR 01-001; Exhibit 28-C, PC DR
24 01-003-A1, B1, B2 and B3 (confidential); Exhibit 29-C,
25 PC DR 01-005 (confidential); Exhibit 30-C, PC DR

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1 01-006-B, C, D and E (confidential); Exhibit 31, PC DR
2 02-028; Exhibit 32, PC DR 02-029; Exhibit 33, PC DR
3 02-031; Exhibit 34, PC DR 02-032; Exhibit 35, PC DR
4 02-033; Exhibit 36, PC DR 02-035; Exhibit 37, PC DR
5 02-036; Exhibit 38, PC DR 02-037; Exhibit 39, PC DR
6 02-038; Exhibit 40, PC DR 02-040; Exhibit 41, PC DR
7 02-041; Exhibit 42, PC DR 02-042; Exhibit 43, PC DR
8 02-043; Exhibit 44, PC DR 02-045; Exhibit 45, PC DR
9 02-048; Exhibit 46, PC DR 02-049; Exhibit 47, PC DR
10 02-053; Exhibit 48, PC DR 02-062; Exhibit 49, PC DR
11 03-069; Exhibit 50, PC DR 03-070; Exhibit 51, PC DR
12 03-075; Exhibit 52-C, WUTC DR 01-010 (confidential).
13 Exhibit 53, ATG DR 02-002; Exhibit 54, ATG DR
14 02-003; Exhibit 55, ATG DR 02-006; Exhibit 56, ATG DR
15 02-012; Exhibit 57-C, ATG DR 02-014 (confidential);
16 Exhibit 58, ATG DR 02-015; Exhibit 59, ATG DR 02-030;
17 Exhibit 60, ATG DR 02-031; Exhibit 61-C, ATG DR 03-033
18 (confidential); Exhibit 62, ATG DR 03-040; Exhibit
19 63-C, ATG DR 03-043 (confidential); Exhibit 64, ATG DR
20 03-049.
21 Exhibit 65, Qwest's Response to Public
22 Counsel Data Request No. 02-061; Exhibit 66, Qwest's
23 Response to Public Counsel Data Request No. 03-069;
24 Exhibit 67-C, Qwest's Response to ATG/MetroNet Data
25 Request No. 03-043.

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1 For David L. Teitzel: Exhibit 76-T, DLT-1T;
2 Exhibit 77-C, DLT-2C; Exhibit 78-T, DLT-3T; Exhibit 79,
3 DLT-4; Exhibit 80, DLT-5; Exhibit 81, DLT-6; Exhibit
4 82, DLT-7; Exhibit 83, DLT-8; Exhibit 84, DLT-9;
5 Exhibit 85, DLT-10.
6 Exhibit 86-C, USW 041319-23 (confidential);
7 Exhibit 87-C, USW-041365-68 (confidential); Exhibit
8 88-C, USW 007984-85 (confidential); Exhibit 89-C, USW
9 009120 (confidential); Exhibit 90-C, USW 057065-74
10 (confidential); Exhibit 91-C, USW 033396-98
11 (confidential); Exhibit 92-C, USW 068547-50
12 (confidential); Exhibit 93-C, USW 041661-95
13 (confidential); Exhibit 94-C, USW 011021-35
14 (confidential); Exhibit 95-C, USW 023535-39
15 (confidential); Exhibit 96-C, USW 077321-23
16 (confidential); Exhibit 97-C, USW 005592-93
17 (confidential); Exhibit 98-C, Qwest response to ATG/MSC
18 03-033 with attached presentation dated 4/25/00
19 (confidential); Exhibit 99-C, USW 005829
20 (confidential); Exhibit 100, Qwest response to ATG/MSC
21 03-049; Exhibit 101, Qwest response to ATG/MSC 03-042;
22 Exhibit 102-C, USW 085120-22 (confidential); Exhibit
23 103-C, USW 085123-24 (confidential); Exhibit 104, Qwest
24 response to ATG/MSC 02-024; Exhibit 105, Qwest response
25 to ATG/MSC 02-029; Exhibit 106, Qwest response to

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1 ATG/MSC 02-030; Exhibit 107, Qwest response to ATG/MSC
2 02-031; Exhibit 108, Qwest response to ATG/MSC 03-040.
3 Exhibit 109, PC DR 01-013; Exhibit 110, PCDR
4 01-014; Exhibit 111-C, PC DR 01-015 (confidential);
5 Exhibit 112, JT. CLEC DR 01-003; Exhibit 113, ATG DR
6 03-035; Exhibit 114-C, WUTC DR 01-001-A&E
7 (confidential); Exhibit 115-C, WUTC DR 01-002
8 (confidential); Exhibit 116-C, WUTC DR 01-004
9 (confidential); Exhibit 117-C, WUTC DR 01-010-A and
10 pages 1-3 of 6-"1/2000 WA Est. USW Tel. Nos. w/ Adj
11 Results" (pages 4-6 n/a((confidential); Exhibit 118-C,
12 WUTC DR 01-012 (confidential); Exhibit 119, WUTC DR
13 01-013; Exhibit 120-C, WUTC DR 01-014 (confidential);
14 Exhibit 121, WUTC DR 04-005; Exhibit 122, WUTC DR
15 04-006; Exhibit 123-C, Loss Profile Comparison
16 (confidential).
17 Exhibit 124, Qwest's Response to ATG/MetroNet
18 Data Request No. 03-049; Exhibit 125, Qwest's Response
19 to WUTC Data Request No. 04-006; Exhibit 126-C, Qwest's
20 Response to Public Counsel Data Request No. 01-005 S1;
21 Exhibit 127-C, Qwest's Response to ATG/MetroNet Data
22 Request No. 03-033; Exhibit 128, Qwest's Response to
23 ATG/MetroNet Data Request No. 03-042.
24 Exhibit 129, Joint CLEC's 01-002; Exhibit
25 130, Joint CLEC's 01-003; Exhibit 131, Joint CLEC's

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1 01-004; Exhibit 132, Joint CLEC's 01-005; Exhibit 133,
2 Joint CLEC's 01-006; Exhibit 134, Joint CLEC's 01-007;
3 Exhibit 135, Joint CLEC's 01-008; Exhibit 136, Joint
4 CLEC's 01-009; Exhibit 137, Joint CLEC's 01-010.

5 For Perry W. Hooks, Jr.: Exhibit 156-T,
6 PWH-1T; Exhibit 157-C, Qwest's Response to WUTC DR
7 03-002; Exhibit 158-C, Qwest's Response to WUTC DR
8 03-004; Exhibit 159-C, Qwest's Response to WUTC DR
9 03-S-004-Supplemental.

10 For Sarah J. Goodfriend, Ph.D.: Exhibit
11 166-T, SJG-1T; Exhibit 167, SJG-2; Exhibit 168-T,
12 SJG-3T; Exhibit 169, SJG-4; Exhibit 170, SJG-5; Exhibit
13 171; SJG-6; Exhibit 172, TRACER's Response to Qwest DR
14 01-02; Exhibit 173, TRACER's Response to Qwest DR
15 01-03; Exhibit 174, TRACER's Response to Qwest DR
16 01-04; Exhibit 175, TRACER's Response to Qwest DR
17 01-05; Exhibit 176, TRACER's Response to Qwest DR
18 01-06; Exhibit 177, TRACER's Response to Qwest DR
19 01-07; Exhibit 178, TRACER's Response to Qwest DR
20 01-08; Exhibit 179, TRACER's Response to Qwest DR
21 01-09; Exhibit 180, TRACER's Response to WUTC DR 01-01;
22 Exhibit 181, TRACER's Response to WUTC DR 01-02;
23 Exhibit 182, TRACER's Response to WUTC DR 01-03;
24 Exhibit 183, Seattle Zip Code Boundary Map.

25 For Gargi Bhattacharya: Exhibit 191-T, GB-1T;

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1 Exhibit 192, GB-2; Exhibit 193, GB-3; Exhibit 194,
2 WUTC's Response to Qwest DR No. 1; Exhibit 195, WUTC's
3 Response to Qwest DR No. 4; Exhibit 196, WUTC's
4 Response to Qwest DR No. 7.
5 For Glenn Blackmon, Ph.D.: Exhibit 201-TC,
6 BGB-T1; Exhibit 202, BGB-2; Exhibit 203-C; BGB-3C;
7 Exhibit 204, TRACER DR to WUTC Staff 01-001; Exhibit
8 205, TRACER DR to WUTC Staff 01-002; Exhibit 206-C,
9 TRACER DR to WUTC Staff 02-001 (part confidential);
10 Exhibit 207, TRACER DR to WUTC Staff 02-002; Exhibit
11 208, TRACER DR to WUTC Staff 02-003; Exhibit 209,
12 TRACER DR to WUTC Staff 02-004; Exhibit 210, TRACER DR
13 to WUTC Staff 02-005; Exhibit 211, TRACER DR to WUTC
14 Staff 02-006; Exhibit 212, TRACER DR to WUTC Staff
15 02-007; Exhibit 213, TRACER DR to WUTC Staff 02-008;
16 Exhibit 214, TRACER DR to WUTC Staff 02-009; Exhibit
17 215, TRACER DR to WUTC Staff 02-010; Exhibit 216,
18 TRACER DR to WUTC Staff 02-013; Exhibit 217, TRACER DR
19 to WUTC Staff 02-014; Exhibit 218, TRACER DR to WUTC
20 Staff 02-015; Exhibit 219, TRACER DR to WUTC Staff
21 02-016; Exhibit 220, TRACER DR to WUTC Staff 02-017;
22 Exhibit 221, WUTC's Response to Qwest DR No. 9; Exhibit
23 222, WUTC's Response to Qwest DR No. 10; Exhibit 223,
24 WUTC's Response to Qwest DR No. 11; Exhibit 224, WUTC's
25 Response to TRACER DR No. 02-01

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1 For William E. Taylor, Ph.D.: Exhibit 231,
2 WET-1T; Exhibit 232, WET-2; Exhibit 233-C, PC DR 01-005
3 (confidential); Exhibit 234-C, PC DR 02-006-D
4 (confidential); Exhibit 235, PC DR 02-025; Exhibit
5 236-C, ATG DR 02-006 (confidential).

6 For Don J. Wood: 241-T, DJW-1T; Exhibit 242,
7 DJW-2; Exhibit 243-T, DJW-3T; Exhibit 244, MetroNet and
8 ATG's Response to Qwest DR No. 02; Exhibit 245,
9 MetroNet and ATG's Response to Qwest DR No. 03; Exhibit
10 246, MetroNet and ATG's Response to Qwest DR No. 04;
11 Exhibit 247, MetroNet and ATG's Response to Qwest DR
12 No. 05; Exhibit 248, MetroNet and ATG's Response to
13 Qwest DR No. 06; Exhibit 249, MetroNet and ATG's
14 Response to Qwest DR No. 07; Exhibit 250, MetroNet and
15 ATG's Response to Qwest DR No. 08; Exhibit 251,
16 MetroNet and ATG's Response to Qwest DR No. 09; Exhibit
17 252, MetroNet and ATG's Response to Qwest DR No. 10;
18 Exhibit 253, MetroNet and ATG's Response to Qwest DR
19 No. 11; Exhibit 254, MetroNet and ATG's Response to
20 Qwest DR No. 12; Exhibit 255, MetroNet and ATG's
21 Response to Qwest DR No. 13; Exhibit 256, MetroNet and
22 ATG's Response to Qwest DR No. 14.

23 For Ron Davis: Exhibit 261-T, RD-1T; Exhibit
24 262, Eschelon's Response to Qwest DR No. 2; Exhibit
25 263, Eschelon's Response to Qwest DR No. 3; Exhibit

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1 264, Eschelon's Response to Qwest DR No. 4; Exhibit
2 265, Eschelon's Response to Qwest DR No. 5; Exhibit
3 266, Eschelon's Response to Qwest DR No. 6; Exhibit
4 267, Eschelon's Response to Qwest DR No. 7; Exhibit
5 268, Eschelon's Response to WUTC DR No. 3; Exhibit 269,
6 Eschelon's Response to WUTC Requirement to Supply
7 Information on Business Local Exchange Service; Exhibit
8 270, ATG's Response to WUTC DR No. 03; Exhibit 271,
9 WUTC's Response to TRACER DR No. 02-05; Exhibit 272,
10 WUTC's Response to TRACER DR No. 02-06; Exhibit 273,
11 WUTC's Response to TRACER DR No. 02-08; Exhibit 274,
12 WUTC's Response to TRACER DR No. 02-14; Exhibit 275,
13 WUTC's Response to TRACER DR No. 02-15; Exhibit 276,
14 WUTC's Response to TRACER DR. No. 02-16.
15 For Kaylene Anderson: Exhibit 281-T, KSA-1T;
16 Exhibit 282, KSA-2; Exhibit 283, KSA-3; Exhibit 284,
17 XO's Response to Qwest DR No. 10; Exhibit 285, XO's
18 Response to Qwest DR No. 14; Exhibit 286-C, XO's
19 Response to Qwest DR No. 16 (confidential); Exhibit
20 287-C, XO's Response to Qwest DR No. 17 (confidential);
21 Exhibit 288-C, XO's Response to Qwest DR No. 18
22 (confidential); Exhibit 289-C, XO's Response to Qwest
23 DR No. 19 (confidential); Exhibit 290, XO's Response to
24 Qwest DR No. 21; Exhibit 291, XO's Response to Qwest DR
25 No. 24.

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1 For Counsel (all confidential): Exhibit
2 296-HC, AT&T Response to WUTC DR No. 3; Exhibit 297-HC,
3 Focal Response to WUTC DR No. 3; Exhibit 298-HC,
4 Nextlink Response to WUTC DR No. 3; Exhibit 299-HC,
5 Global Crossing Response to WUTC DR No. 3; Exhibit
6 300-HC, Electric Lightwave Response to WUTC DR No. 3;
7 Exhibit 301-HC, McLeodUSA Response to WUTC DR No. 3;
8 Exhibit 302-HC, MetroNet's Response to WUTC DR No. 3;
9 Exhibit 303-C, Eschelon Response to WUTC DR No. 3;
10 Exhibit 304, Advanced TelCom Response to WUTC DR No. 3
11 (not confidential); Exhibit 305-HC, WorldCom Response
12 to WUTC DR No. 3.

13 (Recess.)

14 JUDGE CAILLE: We are back on the record
15 after a brief break, and it's my understanding that
16 Ms. Anderl is responding to a proposal.

17 MS. ANDERL: I think, and I don't remember if
18 this was on the record or not, but there was a plea for
19 more time after the hearings for both writing of briefs
20 and the issuance of a Commission order, and we can
21 control the issuance of the Commission order to the
22 extent the Company is willing to waive the statutory
23 deadline, which is currently December 14th. We would
24 be willing to waive that until December the 18th.

25 JUDGE CAILLE: Thank you. Pursuant to

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1 further off-record discussion, we determined that the
2 briefs would be due on November the 20th, and there is
3 going to be some discussion on Monday morning the 30th
4 about expediting the transcript.

5 I have nothing further this afternoon. Does
6 anyone else have anything?

7 MR. HARLOW: No, Your Honor.

8 MS. ANDERL: What was the start time on
9 Monday?

10 JUDGE CAILLE: I would like you here at nine
11 o'clock just to get things settled and get the witness
12 sworn in. I would like to get the commissioners to the
13 bench by 9:30. Then I would think that 9:30 for the
14 balance would be fine, and just to remind you, there is
15 a 1:30 public hearing on Wednesday, November 1st.

16 MR. AHLERS: Your Honor, I did have a
17 question if now is a good time to ask it. Our witness
18 apparently is going to appear by telephone. Who do I
19 talk to about the specifics of how that will be
20 accomplished?

21 JUDGE CAILLE: Will you be listening in?

22 MR. AHLERS: Yes.

23 JUDGE CAILLE: Your witness is where?

24 MR. AHLERS: I'm not sure where. He's a
25 salesperson, so I don't know where he will be that day.

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1 JUDGE CAILLE: We will be able to give you
2 the number to the bridge line for him to call in, and
3 if you are listening in, I think we would be able to
4 let you know when he'd need to be available.

5 MR. AHLERS: Was a date certain determined
6 for him?

7 JUDGE CAILLE: I had Mr. Davis marked down on
8 November the 2nd, Thursday.

9 MR. AHLERS: That's fine.

10 JUDGE CAILLE: If you have any other
11 questions about this, you can call me or my assistant.

12 MR. AHLERS: Thank you.

13 JUDGE CAILLE: Anybody else? Then I will see
14 you on Monday morning at nine a.m. Thank you very
15 much.

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17 (Prehearing conference concluded at 3:25 p.m.)

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