

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

In the Matter of the Request of	)	DOCKET NO. UT-030263
	)	
QWEST CORPORTION,	)	ORDER NO. 01
	)	
Petitioner,	)	
	)	
For Less Than Statutory Notice in	)	ORDER GRANTING LESS THAN
Connection with Tariff Revisions.	)	STATUTORY NOTICE
.....	)	

**BACKGROUND**

1 On February 25, 2003, Qwest Corporation, (Qwest or the Company) filed with the Commission revisions to its currently effective Tariff WN U-40, designated as:

<u>SECTION</u>	<u>SHEET</u>	<u>REVISION</u>
1	13	1 <sup>st</sup>
1	20	1 <sup>st</sup>
1	21	5 <sup>th</sup>
10	Index 1	1 <sup>st</sup>
10	56.1 thru 56.27	Original

2 The purpose of this filing is to include terms, conditions and rates relating to N11 Service in Qwest’s tariff. N11 provides customers with the ability to dial a three-digit code rather than a seven or ten digit number to be connected to a pre-programmed telephone number as if that number was dialed directly.

3 RCW 80.36.110 and WAC 480-80-121 require a thirty-day notice prior to the effective date of the tariff. The tariff sheets bear an inserted effective date of March 27, 2003. This date recognizes statutory notice as required. The Company requests, however, less than statutory notice as permitted in WAC 480-80-122, and that the revisions become effective March 13, 2003. Qwest stated the reason

for less than statutory notice is because abbreviated dialing 511 is being rolled out as soon as possible and the Company does not want to hold up the process.

- 4 WAC 480-120-194 requires notification to customers or publication of the increase sought in this filing. Granting the Company's less than statutory notice request also requires an exemption from WAC 480-120-194. For the same reason(s) listed for seeking less than statutory notice, the Company seeks an exemption from notice requirements. The only current customer impacted is the provider of 711 and that customer has been directly notified.
- 5 Since the proposed tariff revisions appear to be fair, just, and reasonable, and less than statutory notice is consistent with the public interest, it is appropriate that the Commission grant Qwest's request with an effective date of March 13, 2003.

### FINDINGS AND CONCLUSIONS

- 6 (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington vested by statute with the authority to regulate rates, regulations, practices, accounts, securities, and transfers of public service companies, including telecommunications companies. *RCW 80.01.040; Chapter 80.04 RCW; and Chapter 80.36 RCW.*
- 7 (2) Qwest is a telecommunications company and is a public service company subject to the jurisdiction of the Commission.
- 8 (3) Qwest is subject to the provisions of RCW 80.36.110 and WAC 480-80-121 requiring telecommunications companies to file changes in any rate or charge with thirty days' notice. For good cause shown, however, the Commission may allow changes without requiring thirty days' notice by

order specifying the changes to be made and the time when it shall take effect. *WAC 480-80-122.*

- 9 (4) WAC 480-120-015 provides that the Commission may grant an exemption from the provisions of any rule in Chapter 480-120 WAC, if consistent with the public interest, the purposes underlying regulation and applicable statutes.
- 10 (5) Staff has reviewed the request in Docket UT-030263 and recommended the less than statutory notice request of Qwest be granted. Staff further recommended the Commission grant an exemption to WAC 480-120-194 and require the Company to notify the customer directly.
- 11 (6) This matter was brought before the Commission at its regularly scheduled meeting on March 12, 2003.
- 12 (7) After examination of the proposed tariff revisions filed by Qwest on February 25, 2003, and giving consideration to all relevant matters and for good cause shown, the Commission finds the proposed tariff revisions should become effective March 13, 2003.
- 13 (8) The Commission also finds the Company should be granted an exemption to the customer notice requirements.

### **ORDER**

#### THE COMMISSION ORDERS:

- 14 (1) The request sought by Qwest Corporation for less than statutory notice is granted.

15 (2) After the effective date of this Order, Qwest Corporation is granted an exemption from WAC 480-120-194, Publication of proposed tariff changes to increase charges or restrict access in service. Qwest Corporation shall notice the current customer directly.

16 The Commissioners, having determined this Order to be consistent with the public interest, directed the Secretary to enter this Order.

DATED at Olympia, Washington, and effective this 12th day of March, 2003.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN, Secretary