

**From:** Anthony McNamer [mailto:anthony@mcnamerlaw.com]  
**Sent:** Monday, June 21, 2010 9:38 PM  
**To:** Torem, Adam (UTC)  
**Cc:** UTC DL Records Center; Todd Lesser; Joseph Dicks; Lisa Anderl; Anthony McNamer  
**Subject:** Re: UT-093035 Qwest Motion to Strike North County's Rebuttal Testimony

Judge Torem,

North County opposes Qwest's Motion to Strike based on the fact that there is nothing in the rules that allow a motion to strike. As to the specific allegations contained within the motion, I have never practiced before the WPUC before and am not as intimately familiar with the rules and practices as counsel for Qwest. I had been referring to WAC 480-07-145(2)(a) and incorrectly assumed that filings were due by 5 pm. As to North County's testimony referencing Qwest's rebuttal testimony, the timing of the filing likely would not have made a difference. Our testimony was completed the day before it was due and we likely could have added the additional testimony in the 21 minutes between the time Qwest filed and 3 pm. We filed just before 5 because that it was time I believed our filing was due.

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On Jun 21, 2010, at 4:01 PM, Johnson, Leslie wrote:

Please find attached a courtesy copy of the Qwest Motion to Strike North County's Rebuttal Testimony. The original and 4 copies will be sent to the Commission via overnight mail today. Paper copies will also be sent to all parties by U.S. mail.

*Leslie D. Johnson*  
*Qwest Regulatory Department*  
*Seattle, WA*  
*(206)398-2502*

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