

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of the)
) Docket No. UT-003013
Continued Costing and Pricing of)
Unbundled Network Elements, Transport,) FOCAL PETITION FOR
Termination, and Resale) LATE INTERVENTION
_____)

Focal Communications Corporation of Washington (“Focal”), pursuant to WAC 480-09-430(1), hereby requests leave to intervene in the above-entitled docket. In support of its request, Focal states as follows:

I.

All communications with Focal should be directed to the following persons:

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II.

Focal is a facilities-based telecommunications company that has been authorized by the Commission to provide intraexchange and interexchange telecommunications services throughout the State of Washington. Focal offers local exchange service in competition with Qwest Communications Corporation,

f/k/a U S WEST Communications, Inc. ("Qwest"). Focal, pursuant to the federal Telecommunications Act of 1996 ("Act"), entered into a Commission-approved interconnection agreement with Qwest, which currently is in full force and effect.

III.

This docket is a continuation of the costing and pricing proceeding originally undertaken in Docket Nos. UT-960369, *et al.*, to develop appropriate prices for unbundled network elements, resale, and collocation as required by the Act and FCC rules. These prices will replace the Commission-established interim rates in Commission-approved interconnection agreements and thus will directly and materially impact Focal and its ability to provide local exchange service. Focal did not participate in the original cost docket because Focal was not registered to provide service and did not have an interconnection agreement in Washington until after the proceeding was initiated. Focal did not seek to intervene in this docket because, as a facilities-based provider that relies primarily on its own facilities, Focal's primary concern has been reciprocal compensation, including cost sharing of interconnection facilities. The only aspect of this issue that the Commission originally scheduled to be addressed in this proceeding was the flat-rated option the Commission ordered the parties to develop. The Third Supplemental Order, however, expanded the scope of Part B of this proceeding and authorized parties to propose other reciprocal compensation mechanisms and rates, as well as cost sharing of interconnection facilities. Accordingly, Focal now seeks to intervene in this docket and to participate in Part B to address these new issues.

IV.

As a competing local exchange company ("CLEC") with a direct and particular interest in the

outcome of these proceedings, Focal's participation will be of material value to the Commission. Focal's intervention will not broaden the issues to be addressed or delay the proceedings, and Focal will coordinate with other parties with similar interests to minimize any duplication or overlap in presentation of positions.

WHEREFORE, Focal respectfully requests leave to intervene as a party to this proceeding, with a right to discovery, to have notice of and appear at the taking of testimony, to produce and cross-examine witnesses, and to be heard in person or by counsel on brief and at oral argument.

RESPECTFULLY SUBMITTED this ____ day of July, 2000.

DAVIS WRIGHT TREMAINE LLP

Attorneys for Focal Communications Corporation
of Washington

By _____
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