

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

In the Matter of the Petition of)	DOCKET NO. UT-051726
)	
Qwest Corporation,)	ORDER NO. 01
)	
Petitioner,)	
)	
In the Matter of Qwest’s Petition to)	
Modify the Requirements of Cause)	
U-85-23 and Docket UT-990976 to)	
Discontinue Qwest’s Designation)	
as the IntraLATA Designated)	
Carrier for Private Line Services for)	
Three (3) Certain Independent)	ORDER GRANTING
Companies.)	PETITION
.....)	

BACKGROUND

- 1 On November 10, 2005, Qwest Corporation (Qwest or the Company) filed a petition requesting that the Commission modify the requirements of Cause No. U-85-23, et al., and Docket No. UT-990976, in order to discontinue Qwest’s designation as the IntraLATA designated carrier for Private Line Services for three certain independent incumbent local exchange telephone companies (ILECs).
- 2 WUTC Cause No. U-85-23, et al., (and by extension, Docket UT-990976), required that Qwest (fka U S WEST Communications, and prior to that Pacific Northwest Bell or “PNB”) be the designated carrier for Private Line Services for the independent ILECs in this state.
- 3 Qwest is requesting that it be relieved of this obligation for three certain independent ILECs referenced in its petition. These are: Kalama Telephone

Company, Tenino Telephone Company, and Whidbey Telephone Company, d/b/a Whidbey Telecom.

FINDINGS AND CONCLUSIONS

- 4 (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington vested by statute with the authority to regulate rates, rules, 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.*
- 5 (2) Qwest is engaged in the business of providing telecommunications services within the state of Washington and is a public service company subject to the jurisdiction of the Commission under the provisions of Chapter 80.36 RCW.
- 6 (3) Qwest is subject to the provisions of the Commission's Orders in Cause No. U 85-23, et al., and Docket No. UT-990976, with respect to IntraLATA private line services.
- 7 (4) The Commission has relieved this obligation for Qwest in other companies' service areas in the past (Verizon Northwest fka GTE Northwest and United Telephone Company of the Northwest).
- 8 (5) Staff has reviewed the request in Docket UT-051726 and recommended the petition by Qwest be granted.
- 9 (6) This matter was brought before the Commission at its regularly scheduled meeting on November 30, 2005.

- 10 (7) After review of the petition filed in Docket UT-051726 by Qwest on November 10, 2005, and giving due consideration, the Commission finds that Qwest's petition is reasonable and should be granted for the areas requested.

ORDER

THE COMMISSION ORDERS:

- 11 (1) After the effective date of this Order, Qwest Corporation is granted the opportunity to begin transitioning to the multiple bill multiple tariff (MBMT) environment in the areas served by Kalama Telephone Company, Tenino Telephone Company, and Whidbey Telephone Company, d/b/a Whidbey Telecom. Actual implementation, however, will begin no sooner than December 15, 2005. As of this date, in these areas, Qwest is no longer obligated to act as the designated carrier for intraLATA Private Line services.
- 12 (2) The Commission retains jurisdiction over the subject matter and Qwest Corporation to effectuate the provisions of this Order.

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 30th day of November, 2005.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN, Secretary