

McDowell & Rackner PC



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January 7, 2009

VIA ELECTRONIC FILING AND OVERNIGHT DELIVERY

David Danner
Executive Director and Secretary
Washington Utilities and Transportation Commission
PO Box 47250
1300 S. Evergreen Park Drive, S.W.
Olympia, WA 98504-7250

Re: Consolidated Docket Nos. UT-053036 and UT 053039

Dear Mr. Danner:

Pursuant to the Order 10 issued in these cases, the parties are to file Motions for Summary Determination on January 15, 2009, and Responses to Motions for Summary Determination on February 18, 2009. Given the timeline on other pending and related matters, the parties have concluded that they would like additional time to prepare the pleadings in this case. Accordingly, Level 3, Pac-West and Qwest request the following modifications to the schedule:

Motions for Summary Determination will be due on February 9, 2009;

Responses to Motions for Summary Determination will be due on March 11, 2009.

Thank you for your consideration.

Very truly yours,

A handwritten signature in cursive script that reads "Lisa F. Rackner".

Lisa F. Rackner

cc: Judge Ann Rendahl
Parties of Record

CERTIFICATE OF SERVICE

I hereby certify that I served a true and correct copy of the foregoing document in consolidated Dockets UT-053036 and UT 053039 to the following named person(s) on the date indicated below by email and first-class mail addressed to said person(s) at his or her last-known address(es) indicated below.

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DATED: January 7, 2009



Lisa F. Rackner

Of Attorneys for Level 3 Communications, LLC