

April 29, 2005

**NOTICE OF WITHDRAWAL OF BENCH REQUESTS
AND CANCELLATION OF REQUIREMENT TO FILE RESPONSES**

(Scheduled to be filed by Friday, April 29, 2005)

RE: *In the Matter of the Petition for Arbitration of an Interconnection Agreement Between DIECA Communications, Inc. d/b/a Covad Communications Company with Qwest Corporation Pursuant to 47 U.S.C. Section 252(b), and the Triennial Review Order, Docket No. UT-043045*

TO PARTIES OF RECORD:

On March 25, 2005, the Commission issued a notice of bench requests for both Covad and Qwest with responses due no later than April 8, 2005. Upon joint request of Qwest and Covad, the Commission has granted several extensions of time to file responses to the bench requests. The last extension allowed the parties to file responses to the bench requests on Friday, April 29, 2005.

Through electronic mail this morning, the parties advised the Commission that they have reached a settlement concerning the issues presented in Covad's Motion for Reconsideration. Covad requests that it be granted leave to withdraw its motion for reconsideration, and that the bench requests be withdrawn. The parties intend to file a fully executed interconnection agreement along with a fully executed amendment to the agreement within the next week to ten days, and request Commission approval of the agreement and amendment.

NOTICE IS GIVEN That Bench Requests No. 01 and No. 02 are withdrawn, and that the requirement to file responses to the bench requests by the end of the day on April 29, 2005, is cancelled.

Given that the deadline for filing the bench requests is scheduled for today, the Commission accepts the parties' request sent via electronic mail for request for

withdrawal of the requirement to file bench requests. The Commission's procedural rules, however, require more than an e-mail for further actions in this proceeding. Covad must file with the Commission a written request for leave to withdraw its motion for reconsideration. The parties must also file with the Commission an electronic and paper copy of the fully-executed interconnection agreement and amendment. The Commission will consider Covad's request together with the fully-executed interconnection agreement and amendment.

Sincerely,

ANN E. RENDAHL
Administrative Law Judge