

In light of the investigations currently underway in Minnesota, Arizona, Oregon, New Mexico, Iowa and Utah into Qwest's disclosure of agreements signed with Eschelon Telecom Inc., Covad Communications Inc., and McLeod USA (the three CLECs), KPMG Consulting conducted a review of the Draft Final Report in order to identify specific test sections that contain conclusions that are based, in whole or in part, on representations, information, or data obtained from, or provided by the three CLECs. The following document describes the results of that review.

First, KPMG Consulting makes no assertion as to the accuracy or completeness of the information provided by the three CLECs. Second, KPMG Consulting makes no assertion as to whether or not the information received from the three CLECs is representative of the "typical" CLEC experience, given the preferential treatment the three CLECs may have received from Qwest.

Upon review, the evaluation criteria presented in the Draft Final Report fall into three categories with regard to reliance on information obtained from the three CLECs:

- "No Reliance." -- no CLEC participation was required, or utilized, as a data point for drawing conclusions in the Draft Final Report. This category represents the vast majority of the evaluation criteria contained in the Draft Final Report.
- "Partial Reliance." -- CLEC representations, information or data was used as one data point among many. For example, in evaluating the ISC help desk, KPMG Consulting interviewed several CLECs, monitored HPC's observations and exceptions, interviewed the P-CLEC, conducted on-site inspections of the ISC and reviewed relevant documentation. In these cases, the representations made by any individual CLEC were simply one of several inputs used by KPMG Consulting to draw its conclusions. Attached is a list of evaluation criteria, by number, that qualify for this category.
- "Substantial Reliance." -- CLEC representations, information or data was used as the primary data point used by KPMG Consulting in drawing its conclusions. Attached is a list of evaluation criteria, by number, that fall into this category.

In addition, in the attached we describe four other uses of CLEC information during the tests. KPMG Consulting would be happy to discuss this situation, and to provide further information about the potential impact of this disclosure on the test as required.