

**BEFORE THE
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION**

**In the Matter of the Petition of Qwest
Corporation for Arbitration with Eschelon
Telecom, Inc. Pursuant to 47 U.S.C. Section
252 of the Federal Telecommunications Act of
1996**

Docket No. UT-063061

EXHIBIT BJJ-18

TO

REBUTTAL TESTIMONY OF

BONNIE J. JOHNSON

ON BEHALF OF ESCHELON TELECOM, INC.

DECEMBER 4, 2006

FINAL MEETING MINUTES

CLEC – Qwest Change Management Process Redesign
Tuesday, January 22 through Thursday, January 24, 2002 Working Session
1801 California Street, 23rd Floor, Executive Conference Room, Denver, CO
Conference Bridge: 877.550.8686, passcode 2213337#

NOTE: These are FINAL meeting minutes Qwest developed following the two day working session. Draft minutes were circulated to the CMP Redesign Core Team Members on Dec. 21, 2001. As of January 21, 2002, no comments were received from the meeting attendees.

INTRODUCTION

The Core Team (Team) and other participants met January 22 - 24 to continue with the Redesign effort of the Change Management Process. Following is the write up of the discussions, action items, and decisions in the working session. The attachments to these meeting minutes are as follow:

ATTACHMENTS

Attachment 1: CMP Re-Design January 22 - 24, 2002 Attendance Record
Attachment 2: CMP Redesign Meeting January 22 - 24 Notice and Agenda - 01-10-01
Attachment 3: CMP Redesign Meeting January 23 - 24 Notice and Agenda - Revised 01-22-02
Attachment 4: CMP Redesign Meeting January 24 Notice and Agenda - Revised 01-23-02
Attachment 5: Changes That DO NOT Alter CLEC Operating Procedures - 01-15-02
Attachment 6: Excerpt from SBC CLEC User Forum
Attachment 7: Change Management Process (CMP) Improvements - 11-26-01
Attachment 8: Changes That DO NOT Alter CLEC Operating Procedures - Revised 1-22-02
Attachment 9: Combined CMP Redesign Gap Analysis – 01-17-02
Attachment 10: Qwest Proposed Process for Qwest Initiated Product and Process Changes - 01-24-02
Attachment 11: CMP Redesign CMP Redesign Team Issues Action Items Log - 01-24-02
Attachment 12: Schedule of CMP Re-design Working Sessions - Revised 01-25-02

Gap Analysis

#	Element/ Topic	Submitter(s)	Gap/Issues/Comments
			<p>documentation relating to Qwest's or CLEC's rights or obligations under this abridges or expands its rights or obligations under this Agreement and that change has not gone through CMP, the Parties will resolve the matter under the Dispute Resolution process. Any amendment to this Agreement that may result from such Dispute Resolution process shall be deemed effective on the Effective Date of the change for rates, and to the extent practicable for other terms and conditions, unless otherwise ordered.</p> <p>The highlighted language above implies that there is no right of recourse for a change that does go through CMP and the result is in a conflict with the agreement. That would not be appropriate. Everything we have heard from Qwest in the redesign is that if a change comes through CMP and is in conflict with a CLEC's interconnection agreement, the interconnection agreement is controlling. This kind of language in the SGAT guts the contract, particularly when CMP essentially allows Qwest to run through any change it wants to. Reference to #15: Qwest has the ability to reject/deny CLEC CRs. CLECs do not have the ability to reject/deny Qwest CRs. We need to discuss and find a way to balance the process. As it stands, Qwest CRs go through to completion over CLEC objections, however, CLEC CRs do not go through over Qwest's objection. CLECs have to use the escalation or dispute resolution process either to advance their CRs (when Qwest rejects/denies) or oppose Qwest CRs (when Qwest ignores CLEC objections). Qwest is never put in this position. This applies to product/process and may apply to systems as well (the group should discuss).</p>
148		AT&T	SGAT Section 12.2.6 remains open.
149		Eschelon	<p>How CMP is addressed in SGAT.</p> <p>Qwest has made some changes to Section 12.2.6 at the request of CLECs, but the parties have not agreed upon the language in the entire paragraph.</p>
150	Interconnecti on Agreements	Eschelon	Qwest needs to establish and document a process to account for individual interconnection agreements ("ICAs") when implementing changes and using the Change Management Process ("CMP"). Qwest needs to ensure that ICAs are not unilaterally modified.

Gap Analysis

#	Element/Topic	Submitter(s)	Gap/Issues/Comments
151			<p>In Colorado, Qwest said: First of all, it has been addressed in these workshops by inserting language into the SGAT that indicated that the contract language controls over anything that could come out of the Change Management Process -- a contract is a contract, and I believe that's the same for any other ICA, as well.³</p> <p>Qwest needs documented processes and checks and balances in place to ensure that Qwest can implement this concept and account for differences in ICAs (including ICAs not based on SGATs). The experience to date shows that Qwest's structure anticipates making global changes and steps need to be developed to account for individual differences before implementation.</p>
151		Covad	If a Qwest initiated CR adds or alters terms and conditions to an existing IA, how will implementation be delayed pending resolution. What dispute resolution process controls?
152	Review of CICMP Documentation listed	AT&T	Qwest's Original proposal (June 2001) states "ongoing review of the CICMP occur at each CICMP meeting to enable co-providers the opportunity to express concerns or suggest changes." Other than the references above, this does not appear to be addressed in the Master Redline.
153	Issue/Action Log	AT&T	All of the items on the existing Issues/Action Items Log and the Running Log.
154	Table of Contents-Numbering	AT&T	The table of contents for the Master Redline should be updated to reflect all of the provisions contained in the Master Redline (for example, numbering in the table of contents does not match numbering in the Master Redline, headings in the table of contents don't always track with sequence or title of headings in the Master Redline, separate references in the table of contents to timelines contained in the redline would be useful).
155	Business	AT&T	AT&T believes that business rules are part of CMP? We need to be clear this is the case in the

³ Transcript of CMP Workshop Number 6, Colorado Public Utilities Commission Docket Number 97I-198T (Aug. 22, 2001), p. 292, lines 8-13 (Andrew Crain of Qwest).