

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of the Application of)
) DOCKET NO. UT-021120
)
QWEST CORPORATION)
)
) FOURTH SUPPLEMENTAL
Regarding the Sale and Transfer of)
) ORDER: ACCEPTING LATE-
Qwest Dex to Dex Holdings, LLC, a)
) FILED TESTIMONY
non-affiliate)
)
)
.....)

MEMORANDUM

- 1 PROCEEDINGS: Qwest Corporation ("Qwest") filed its "Application Regarding Transfer and Sale of Directory Business and Notice of Possible Affiliated Interest Transaction on September 3, 2002. The Commission established a procedural schedule in its Second Supplemental Order, which was entered following a prehearing conference.
2 PARTIES: Lisa A. Anderl, Senior Attorney, U S WEST, Inc. Seattle, Washington, represents Qwest Corporation. Brooks Harlow, Miller Nash LLP, Seattle, Washington, represents Dex Holdings, LLC. Gregory J. Kopta, Davis Wright Tremaine LLP, Seattle, Washington represents XO Washington, Inc. Arthur A. Butler and Lisa Rackner, Ater Wynne LLP, Seattle, Washington and Portland, Oregon, represent WeBTEC, f/k/a TRACER. Stephen S. Melnikoff, Department of the Army, Judge Advocate General, represents the Department of Defense and Federal Executive Agencies. Ronald Roseman, attorney, Seattle, Washington, represents the AARP. Simon ffitich and Robert Cromwell, Assistant Attorneys General, Seattle, Washington, represents the Public Counsel Section, Office of Attorney General ("Public Counsel"). Greg Trautman, Assistant Attorney General, Olympia, Washington, represents the Commission's regulatory staff ("Commission Staff" or "Staff").
3 MOTION TO ACCEPT LATE-FILED TESTIMONY: On January 28, 2003, Dex Holdings, LLC, filed its Motion To Accept Late-Filed Testimony of William E.

Kennard. The Motion, along with the subject testimony, was filed one day after the date established for such filing under the procedural schedule. Dex Holdings, LLC, states that the late filing resulted from the failure of its messenger service to fulfill its obligations to deliver the testimony by 5:00 p.m. on the deadline date, despite being given “ample time for delivery.” Dex Holdings, LLC, also states that it furnished a copy of the testimony to each party via electronic transmission on the due date. Dex Holdings, LLC, confirmed with the other parties that none have objections to the Motion, and the date for any such objections now has passed under our procedural rules. *WAC 480-09-425*. The Commission concludes that the Motion should be granted.

ORDER

- 4 The Commission Orders That Dex Holdings’ Motion To Accept Late-Filed Testimony of William E. Kennard is granted.

DATED at Olympia, Washington, and effective this 21st day of February 2002.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

DENNIS J. MOSS
Administrative Law Judge