

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Petition of)	DOCKET NO. UT-051218
)	
Qwest Corporation,)	ORDER NO. 01
)	
Petitioner,)	
)	
In the Matter of Qwest’s Petition to)	
Modify the Requirements of Cause)	
U-85-23 and Docket UT-990976 to)	
Discontinue Qwest’s Designation)	
as the IntraLATA Designated)	
Carrier for Private Line Services for)	
Five (5) Certain Independent)	ORDER GRANTING
Companies.)	PETITION
.....)	

BACKGROUND

- 1 On August 12, 2005, Qwest Corporation (Qwest or the Company) filed a petition requesting that the Commission modify the requirements of Cause No. U-85-23, et al., and Docket No. UT-990976, in order to discontinue Qwest’s designation as the IntraLATA designated carrier for Private Line Services for five certain independent incumbent local exchange telephone companies (ILECs).
- 2 WUTC Cause No. U-85-23, et al., (and by extension, Docket UT-990976), required that Qwest (fka U S WEST Communications, and prior to that Pacific Northwest Bell or “PNB”) be the designated carrier for Private Line Services for the independent ILECs in this state.
- 3 Qwest is requesting that it be relieved of this obligation for five certain independent ILECs referenced in its petition. These are: Asotin Telephone Company, Ellensburg Telephone Company, Lewis River Telephone Company,

McDaniel Telephone Company, and YCOM Networks (fka Yelm Telephone Company).

FINDINGS AND CONCLUSIONS

- 4 (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington vested by statute with the authority to regulate rates, rules, regulations, practices, accounts, securities, and transfers of public service companies, including telecommunications companies. *RCW 80.01.040; Chapter 80.04 RCW and Chapter 80.36 RCW.*
- 5 (2) Qwest is engaged in the business of providing telecommunications services within the state of Washington and is a public service company subject to the jurisdiction of the Commission under the provisions of Chapter 80.36 RCW.
- 6 (3) Qwest is subject to the provisions of the Commission's Orders in Cause No. U 85-23, et al., and Docket No. UT-990976, for approximately twenty (20) remaining companies, with respect to IntraLATA private line services.
- 7 (4) The Commission has relieved this obligation for Qwest in other companies' service areas in the past (Verizon Northwest fka GTE Northwest and United Telephone Company of the Northwest).
- 8 (5) Staff has reviewed the request in Docket UT-051218 and recommended the petition by Qwest be granted.
- 9 (6) This matter was brought before the Commission at its regularly scheduled meeting on September 28, 2005.

- 10 (7) After review of the petition filed in Docket UT-051218 by Qwest on August 12, 2005, and giving due consideration, the Commission finds that Qwest's petition is reasonable and should be granted for the areas requested.

ORDER

THE COMMISSION ORDERS:

- 11 (1) After the effective date of this Order, Qwest Corporation is granted the opportunity to begin transitioning to the multiple bill multiple tariff (MBMT) environment in the areas served by Asotin Telephone Company, Lewis River Telephone Company, McDaniel Telephone Company (TDS companies), and by Ellensburg Telephone Company and YCOM Networks (Fairpoint companies). Actual implementation, however, will begin no sooner than November 1, 2005. As of this date, in these areas, Qwest is no longer obligated to act as the designated carrier for intraLATA Private Line services.

- 12 (2) The Commission retains jurisdiction over the subject matter and Qwest Corporation to effectuate the provisions of this Order.

DATED at Olympia, Washington, and effective this 28th day of September, 2005.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

MARK H. SIDRAN, Chairman

PATRICK J. OSHIE, Commissioner

PHILIP B. JONES, Commissioner