

May 24, 2004

VIA ELECTRONIC & FIRST CLASS MAIL

Carole Washburn
Executive Secretary
Washington Utilities & Transportation Commission
1300 S. Evergreen Pk. Dr. S.W.
PO Box 47250
Olympia, WA 98504-7250

Re: WUTC v. Qwest et al (Secret Agreements)
Docket No: UT-033011

Dear Ms. Washburn:

Public Counsel will not participate in replying to Covad's Petition for Review and Clarification of Order No. 05 in regard to the above-referenced docket. Public Counsel relies on the argument stated in our previous motion, dated December 11, 2003.

Sincerely,

ROBERT W. CROMWELL, JR.
Assistant Attorney General
Public Counsel Section
(206) 464-6595

RWC:cjw
Enclosures

cc: Service List