

**Qwest**

1600 7th Avenue, Room 3206  
Seattle, Washington 98191  
Phone: (206) 345-1574  
Facsimile (206) 343-4040

**Lisa A. Anderl**

Associate General Counsel  
Regulatory Law Department

February 9, 2009

***Via E-mail and  
Overnight Mail***

Mr. David Danner, Executive Director/Secretary  
Washington Utilities & Transportation Commission  
1300 S. Evergreen Park Drive SW  
P.O. Box 47250  
Olympia, WA 98504-7250

Re: Consolidated  
Docket No. UT-053036 – PacWest Complaint  
Docket No. UT-053039 – Level 3 Communications Complaint  
Qwest Motion for Summary Determination

Dear Mr. Danner:

Enclosed are the original and 4 copies of:

1. Qwest Motion for Summary Determination,
2. Qwest Corporation's Memorandum in Support of Motion for Summary Determination,
3. The Affidavit of Philip A. Linse in Support of Qwest Corporation's Motion for Summary Determination
4. The Affidavit of Ted D. Smith in Support of Qwest Corporation's Motion for Summary Determination, including exhibits A through F;
5. The Confidential Affidavit of Larry Brotherson in Support of Qwest Corporation's Motion for Summary Determination, including confidential exhibits A through C, including redacted versions of the confidential Affidavit and exhibits; and
6. The Non-Confidential Affidavit of Larry Brotherson in Support of Qwest Corporation's Motion for Summary Determination, including exhibits D through H.

Mr. David Danner  
February 9, 2009  
Page 2

The Motion and supporting documents are being filed electronically pursuant to paragraph 10 of Order No. 10 and WAC 480-07-145(6).

Sincerely,

Lisa A. Anderl  
Enclosure  
LAA/llw

cc: All parties of record (*via e-mail and overnight mail*)