

[Service Date May 20, 2009]

May 19, 2009

**NOTICE OF BENCH REQUEST**

**(Staff and Public Counsel's response due by Thursday, May 21, 2009)  
(Embarq and CenturyTel's response due by Friday, May 22, 2009)**

RE: *In the Matter of the Joint Application of EMBARQ CORPORATION AND CENTURYTEL, INC. For Approval of Transfer of Control of United Telephone Company of the Northwest d/b/a Embarq and Embarq Communications, Inc., Docket UT-082119*

The following bench request is directed to Commission Staff and Public Counsel. Embarq Corporation and CenturyTel, Inc. may respond to any filing by Commission Staff and/or Public Counsel by the date specified above.

**BENCH REQUEST NO. 3:**

Considering the Commission's authority under RCW 80.04.090, what information, in what format, would Commission Staff and Public Counsel need to initiate a complaint to set rates or establish appropriate earnings levels pursuant to RCW 80.04.110 or paragraph 12 of the Settlement Agreement?

Sincerely,

Dennis J. Moss  
Administrative Law Judge

cc: All Parties