

Just to clarify, in my conversation with Ms. Anderl this morning, I explained that I did not oppose extending the due date for responsive briefs until January 12, as I will be finalizing an order on another case until that time. I have no problem with extending the filing date for initial briefs to December 12, as that will allow me at least a week to enter an order after receiving Qwest's response on Friday, December 1, and then a few days prior to filing initial briefs.

Ann E. Rendahl  
Administrative Law Judge  
Washington Utilities and Transportation Commission  
Tel: (360) 664-1144  
Fax: (360) 664-2654

**"Dethlefs, Thomas" <thomas.dethlefs@qwest.com>**

11/27/2006 10:38 AM

To: "Cecil, Erik" <Erik.Cecil@Level3.com>, "Ann Rendahl" <arendahl@wutc.wa.gov>  
Cc: "Anderl, Lisa" <Lisa.Anderl@qwest.com>, "Smith, Ted" <TSMITH@stoel.com>  
Subject: RE: UT-063006 - Level 3 Motion to Strike Easton Affidavit

Erik,

Lisa confirmed with Judge Rendahl that Qwest's response to the motion to strike is due this coming Friday (not today). Qwest is agreeable to extend the briefing schedule by one week. However, Judge Rendahl suggested that the initial brief be due on December 12th because she will not get to the motion to strike until next week. Is Level 3 OK with having the initial brief due on December 12th? If so, we will prepare a motion with a proposed revised schedule for your review.

Thanks,

Tom

-----Original Message-----

From: Cecil, Erik [mailto:Erik.Cecil@Level3.com]  
Sent: Monday, November 27, 2006 10:53 AM  
To: Ann Rendahl  
Cc: Records Center; Bob Williamson; Lisa Steel; Lisa Rackner; Chris Savage; Richard Thayer; Porter, Scott; Dethlefs, Thomas; Anderl, Lisa  
Subject: RE: UT-063006 - Level 3 Motion to Strike Easton Affidavit

Level 3 is agreeable to extending the initial briefing deadline by one week.

Erik Cecil  
Corporate Counsel  
Level 3 Communications, LLC

> -----Original Message-----

> From: Ann Rendahl [mailto:arendahl@wutc.wa.gov]  
> Sent: Monday, November 27, 2006 10:49 AM  
> To: XUT-063006 External Mail Group  
> Cc: Records Center; Bob Williamson; Lisa Steel  
> Subject: UT-063006 - Level 3 Motion to Strike Easton Affidavit

>  
> On Wednesday, November 22, level 3 filed a motion to strike Mr. Easton's  
> affidavit concerning subject to check questions. Under WAC 480-07-375 (4),  
> responses to motions other than dispositive motions or motions for  
> continuance are due five days after the motion is filed. As a result,  
> response to Level 3's motion would be due today, November 27. In addition,  
> initial briefs are due to be filed on Friday, December 1. Given my  
> schedule this week, it is unlikely I will be able to enter an order on the  
> motion by Thursday, November 30. Please let me know as soon as possible  
> today, copying your e-mail response to Records@wutc.wa.gov, if the parties  
> are willing to move the filing date for initial briefs by one week, or if  
> Qwest requires additional time to file a response to the motion. I will  
> issue a notice today reflecting any necessary scheduling changes.

>  
> Ann E. Rendahl  
> Administrative Law Judge  
> Washington Utilities and Transportation Commission  
> Tel: (360) 664-1144  
> Fax: (360) 664-2654

This communication is the property of Qwest and may contain confidential or privileged information. Unauthorized use of this communication is strictly prohibited and may be unlawful. If you have received this communication in error, please immediately notify the sender by reply e-mail and destroy all copies of the communication and any attachments.