

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
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