

Qwest Corporation
1600 7th Avenue, Room 1506
Seattle, Washington 98191
(206) 345-1568
Facsimile (206) 343-4040

Mark S. Reynolds
Assistant Vice President
Public Policy & Regulatory Affairs



March 17, 2008

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

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WASHINGTON UTILITIES & TRANSPORTATION COMMISSION

Re: Change Affecting Submission of Annual PAP Payment Cap Calculation under Qwest's Performance Assurance Plan (PAP), Section 12.1

Dear Mr. Danner,

Section 12.1 of the PAP calls for Qwest to calculate and submit to the Commission the ARMIS "Net Return" for purposes of establishing an annual cap on Qwest PAP payments. The purpose of this letter is to inform the Commission that a recent FCC Order,¹ which grants Qwest forbearance from certain ARMIS reporting requirements, also eliminates the availability of the ARMIS "Net Return" used in PAP Section 12.1, and to offer a simple administrative solution.

Specifically, Qwest asks that, given the elimination of the predicate report necessary for the filing pursuant to Section 12.1, the Commission consider Qwest's last-submitted cap based on ARMIS "Net Return" as satisfying PAP Section 12.1 for this and future years.

Qwest notes that, as a practical matter, its PAP payments in any year have never approached even a small fraction of the cap amount and are not expected to approach the cap in any foreseeable scenario in the future. Further, this approach to the situation will have no impact upon Qwest's obligations to CLECs under PAP provisions of existing interconnection agreements or future agreements that adopt the PAP in its present form.

¹ *Petition of Qwest Corporation for Forbearance from Enforcement of the Commission's ARMIS and 492A Reporting Requirements Pursuant to 47 U.S.C. § 160(c); Petition of Verizon for Forbearance Under 47 U.S.C. § 160(c) From Enforcement of Certain of the Commission's Recordkeeping and Reporting Requirements*, WC Docket Nos. 07-204, 07-273, Memorandum Opinion and Order, FCC 08-271 (rel. Dec. 12, 2008) (*ARMIS Financial Reporting Forbearance Order*).

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Should this situation change, Qwest will notify the Commission and submit a calculation of the cap, for the relevant 12-month period, based on a net return calculation that is equivalent to what would have been reported had ARMIS continued to exist.
If there are any questions, please contact me.

Sincerely,


Mark S Reynolds