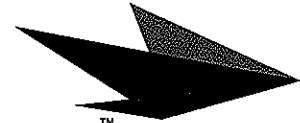


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Mailstop: ORHRA0412
902 Wasco Street
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embarq.com

October 17, 2007

Ms. Carole Washburn, Secretary
Washington Utilities and Transportation Commission
1300 South Evergreen Parkway Drive SW
P.O. Box 47250
Olympia, WA 98504-7250

RE: UT – 073014 Rulemaking Concerning Telecommunications Service (Line)
Extensions

Dear Ms. Washburn:

During the workshop held on October 4, 2007 in Docket UT-073014, Commissioner Jones requested that two items discussed by Embarq be admitted into the record for this docket. The two items discussed were: 1) recent legislation adopted in Florida to provide relief of carrier of last resort obligations and, 2) the current level of line extension allowances in the tariffs for Avista, Pacific Power and Light, and Puget Sound and Energy.

The applicable language from the Florida Statute is as follows:

364.025

(6)(a) For purposes of this subsection:

1. "Owner or developer" means the owner or developer of a multitenant business or residential property, any condominium association or homeowners' association thereof, or any other person or entity having ownership in or control over the property.
2. "Communications service provider" means any person or entity providing communications services, any person or entity allowing another person or entity to use its communications facilities to provide communications services, or any person or entity securing rights to select communications service providers for a property owner or developer.
3. "Communications service" means voice service or voice replacement service through the use of any technology.

Barbara C. Young
STATE EXECUTIVE OR/WA
Voice: (541) 387-9850
Fax: (541) 387-9753
barbara.c.young@embarq.com

(b) A local exchange telecommunications company obligated by this section to serve as the carrier of last resort is not obligated to provide basic local telecommunications service to any customers in a multitenant business or residential property, including, but not limited to, apartments, condominiums, subdivisions, office buildings, or office parks, when the owner or developer thereof:

1. Permits only one communications service provider to install its communications service-related facilities or equipment, to the exclusion of the local exchange telecommunications company, during the construction phase of the property;
2. Accepts or agrees to accept incentives or rewards from a communications service provider that are contingent upon the provision of any or all communications services by one or more communications service providers to the exclusion of the local exchange telecommunications company;
3. Collects from the occupants or residents of the property charges for the provision of any communications service, provided by a communications service provider other than the local exchange telecommunications company, to the occupants or residents in any manner, including, but not limited to, collection through rent, fees, or dues; or
4. Enters into an agreement with the communications service provider which grants incentives or rewards to such owner or developer contingent upon restriction or limitation of the local exchange telecommunications company's access to the property.

(c) The local exchange telecommunications company relieved of its carrier-of-last-resort obligation to provide basic local telecommunications service to the occupants or residents of a multitenant business or residential property pursuant to paragraph (b) shall notify the commission of that fact in a timely manner.

(d) A local exchange telecommunications company that is not automatically relieved of its carrier-of-last-resort obligation pursuant to subparagraphs (b)1.-4. may seek a waiver of its carrier-of-last-resort obligation from the commission for good cause shown based on the facts and circumstances of provision of service to the multitenant business or residential property. Upon petition for such relief, notice shall be given by the company at the same time to the relevant building owner or developer. The commission shall have 90 days to act on the petition. The commission shall implement this paragraph through rulemaking.

(e) If all conditions described in subparagraphs (b)1.-4. cease to exist at a property, the owner or developer requests in writing that the local exchange telecommunications company make service available to customers at the property and confirms in writing that all conditions described in subparagraphs (b)1.-4. have ceased to exist at the property, and the owner or developer has not arranged and does not intend to arrange with another

communications service provider to make communications service available to customers at the property, the carrier-of-last-resort obligation under this section shall again apply to the local exchange telecommunications company at the property; however, the local exchange telecommunications company may require that the owner or developer pay to the company in advance a reasonable fee to recover costs that exceed the costs that would have been incurred to construct or acquire facilities to serve customers at the property initially, and the company shall have a reasonable period of time following the request from the owner or developer to make arrangements for service availability. If any conditions described in subparagraphs (b)1.-4. again exist at the property, paragraph (b) shall again apply.

The line extension allowances for power companies that Embarq cited in the workshop are as follows:

Avista – Maximum allowance of \$1,000

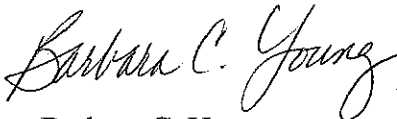
Pacific Power and Light – Allowance of \$1,050

Puget Sound and Energy – Allowance of \$1,117

The line extension allowances for the companies stated above were found in the applicable company's tariffs. While I endeavored to do a thorough research on the allowances, I would encourage the Commission Staff, who are much more familiar with these tariffs, to verify the figures.

Please feel free to contact me with any questions you may have regarding the information provided.

Sincerely,

A handwritten signature in cursive script that reads "Barbara C. Young".

Barbara C. Young