

STATE OF WASHINGTON

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

1300 S. Evergreen Park Dr. S.W., P.O. Box 47250 • Olympia, Washington 98504-7250 (360) 664-1160 • TTY (360) 586-8203

July 12, 2004

Richard A. Finnigan 2405 Evergreen Park Drive SW Suite B-1 Olympia, WA 98502

Dear Mr. Finnigan:

The Commission recently received several requests for approval of interconnection agreements (see attached Appendix A). The filings are currently scheduled for consideration at the Commission open meeting of July 16, 2004. These items will appear on the Consent Agenda.

The agreements are traffic exchange agreements, and have effective dates in the agreements as of "the date signed by both Parties." As you are aware, an interconnection agreement is not enforceable until approved by the Commission. In communications with you it has been unclear whether you believe the terms of these agreements are effective on the date of Commission approval or January 1, 2004, at the election of the carrier. Although Staff is not investigating the issue at this time, Staff urges the parties to proceed with caution.

The Commission's approval of the agreements on the Consent Agenda should not be viewed as declaration of Staff's position on the issue. Furthermore, Staff reserves the right to initiate an investigation in the future.

If you have any questions regarding this letter, please contact Kristen Russell at 360-664-1281.

Thankler

Sincerely,

Carole J. Washburn Executive Secretary

Attachment

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