

BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION

AT&T COMMUNICATIONS OF)	
THE PACIFIC NORTHWEST, INC.,)	DOCKET NO. UT-051682
TCG SEATTLE, AND TCG OREGON;)	
AND TIME WARNER TELECOM OF)	ORDER NO. 01
WASHINGTON, LLC,)	
)	PREHEARING CONFERENCE
Complainants,)	ORDER
)	
v.)	
)	
QWEST CORPORATION,)	
)	
Respondent.)	
)	
.....)	

1 **NATURE OF PROCEEDING.** Docket No. UT-051682 involves a complaint filed by AT&T Communications of the Pacific Northwest, Inc., TCG Seattle, and TCG Oregon (collectively, AT&T) and Time Warner Telecom of Washington, LLC (Time Warner) against Qwest Corporation (Qwest) alleging that Qwest charged the complainants more for certain telecommunications facilities and services from Qwest than Qwest charged other competitive local exchange carriers (CLECs), and that this practice violated federal and state laws.

2 **CONFERENCE.** The Washington Utilities and Transportation Commission (Commission) convened a prehearing conference in this docket at Olympia, Washington on January 25, 2006, before Administrative Law Judge Theodora M. Mace.

3 **APPEARANCES.** Gregory J. Kopta, attorney, Seattle, represents AT&T and
Time Warner. Lisa Anderl, attorney, Seattle, represents Qwest. Contact
information provided at the conference for the parties' representatives is
attached as Appendix A to this order.

4 **PETITIONS FOR INTERVENTION.** No party appeared at the conference
seeking to intervene.

5 **PROTECTIVE ORDER.** A protective order will be entered in this docket.

6 **DISCOVERY.** The parties asked that the discovery rules be invoked in this
docket, pursuant to WAC 480-07-400. The matter is one that qualifies for
discovery, and the rules are invoked.

7 **PROCEDURAL SCHEDULE.** The Commission adopts the following procedural
schedule:

Ruling on Qwest Motion for Summary Determination	February 10, 2006
Petition for Review of the Ruling	February 21, 2006
Responses to Petition for Review	February 28, 2006
Complainants' Direct Testimony	April 28, 2006
Responsive Testimony	June 30, 2006
Rebuttal Testimony	July 28, 2006
Evidentiary Hearing	August 21-23, 2006

8 **DOCUMENT PREPARATION AND FILING REQUIREMENTS.** Parties must file with the Commission an original plus five (5) copies of all pleadings, motions, briefs, and other prefiled materials. Paper copies of these materials are required to conform to the format and publication guidelines set forth in WAC 480-07-395 and 480-07-460, and must be three-hole punched with *oversized* holes to allow easy handling. The Commission may require a party to refile any document that fails to conform to these standards.

9 All filings must be mailed to the Commission Secretary, Washington Utilities and Transportation Commission, P.O. Box 47250, 1300 S. Evergreen Park Drive, S.W. Olympia, Washington 98504-7250, or delivered by hand to the Commission Secretary at the Commission's Records Center at the Washington Utilities and Transportation Commission, 1300 S. Evergreen Park Drive, S.W., Olympia, Washington, 98504. Both the post office box and street address are required to expedite deliveries by the U.S. Postal Service.

10 An electronic copy of all filings must be provided by e-mail delivery to <records@wutc.wa.gov>. Alternatively, parties may furnish an electronic copy by delivering with each filing a 3.5-inch IBM-formatted high-density diskette including the filed document(s). The Commission prefers that parties furnish electronic copies in .pdf (Adobe Acrobat) format, supplemented by a separate file in MS Word 6.0 (or later), or WordPerfect 5.1 (or later) format. Parties are required to organize and identify electronic files as specified in WAC 480-07-140(5).

11 **ELECTRONIC FILING.** Parties may only file documents electronically with the Commission in this proceeding with the permission of the administrative law judge. Under WAC 480-07-145(6), electronic filing of documents provides a one-day extension of the paper-filing requirement. If, at any time during this proceeding, parties are authorized to file documents with the Commission electronically under WAC 480-07-145(6), Parties must submit the document to

records@wutc.wa.gov, and file an original, plus five (5) copies, of the document with the Commission by the following business day.]

12 **ALTERNATE DISPUTE RESOLUTION.** The Commission supports the informal settlement of matters before it. Parties are encouraged to consider means of resolving disputes informally. The Commission does have limited ability to provide dispute resolution services; if you wish to explore those services, please call the Director, Administrative Law Division, at 360-664-1142.

13 **NOTICE TO PARTIES: Any objection to the provisions of this Order must be filed within ten (10) days after the service date of this Order, pursuant to WAC 480-07-430 and WAC 480-07-810. Absent such objection, this Order will control further proceedings in this matter, subject to Commission review.**

Dated at Olympia, Washington, and effective this 26th day of January, 2006.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

THEODORA M. MACE
Administrative Law Judge

APPENDIX A

**PARTIES' REPRESENTATIVES
DOCKET NO. UT-051682**

PARTY	REPRESENTATIVE	PHONE	FACSIMILE	E-MAIL
AT&T/Time Warner	Gregory J. Kopta Davis Wright Tremaine LLP 2600 Century Square 1501 Fourth Avenue Seattle, WA 98101-1688	206-628-7692	206-628-7699	gregkopta@dwt.com
Qwest	Lisa A. Anderl 1600 7 th Avenue, Room 3206 Seattle, WA 98191	206-398-2500	206-343-4040	lisa.anderl@qwest.com

APPENDIX B
PROCEDURAL SCHEDULE
DOCKET NO. UT-051682

EVENT	DATE	INTERVAL
Complaint Filed	November 3, 2005	
Ruling on Qwest Motion for Summary Determination	February 10, 2006	99 days
Petition for Review of Ruling	February 21, 2006	11 days
Response to Petition for Review	February 28, 2006	7 days
Direct Testimony of AT&T/Time Warner	April 28, 2006	28 days
Response Testimony of Qwest	June 30, 2006	63 days
Rebuttal Testimony	July 28, 2006	28 days
Evidentiary Hearing	August 21-23, 2006	24 days