

September 14, 2004

VIA E-MAIL AND U.S. MAIL

Carol J. Washburn
Executive Secretary
Washington Utilities and Transportation Commission
1300 S. Evergreen Park Drive S.W.
Olympia, WA 98504-7259

Subject: WUTC Docket No. UT-040788
Agreement Regarding Disclosure and Use of Third-Party Confidential
Information, on Behalf of NPCC

Dear Ms. Washburn:

Pursuant to the Commission's Order No. 8, enclosed for filing in the above-referenced docket are the original Certificates of Brooks E. Harlow, and David L. Rice. A copy of this document has also been sent to all parties on the attached Certificate of Service via the method(s) indicated.

If you have any questions, please feel free to contact our office.

Very truly yours,



Keva Jahnke
Secretary to Brooks E. Harlow

Enclosure

cc: Parties of Record

CERTIFICATE OF SERVICE

I hereby certify that I have this 14th day of September, 2004, served the true and correct original, along with the correct number of copies, of the foregoing document upon the WUTC, via the method(s) noted below, properly addressed as follows:

Carole Washburn
Executive Secretary
Washington Utilities and Transportation
Commission
1300 S Evergreen Park Drive SW
Olympia, WA 98504-7250

- Hand Delivered
- U.S. Mail (first-class, postage prepaid)
- Overnight Mail (UPS)
- Facsimile (360) 586-1150
- Email (records@wutc.wa.gov)

I hereby certify that I have this 14th day of September, 2004, served a true and correct copy of the foregoing document upon parties of record, via the method(s) noted below, properly addressed as follows:

On Behalf Of Verizon:

Gregg E. Diamond
Verizon Northwest Inc.
600 Hidden Ridge
PO Box 152092
Irving, TX 75015-2092

Confidentiality Status: CONFIDENTIAL

- Hand Delivered
- U.S. Mail (first-class, postage prepaid)
- Overnight Mail (UPS)
- Facsimile (972) 718-4353
- Email (wadatarequest@verizon.com)

On Behalf Of Verizon:

Judith Endejan
Graham & Dunn, PC
Pier 70
2801 Alaskan Way, Suite 300
Seattle, WA 98121-1128

Confidentiality Status: CONFIDENTIAL

- Hand Delivered
- U.S. Mail (first-class, postage prepaid)
- Overnight Mail (UPS)
- Facsimile (972) 718-4353
- Email (wadatarequest@verizon.com)

On Behalf Of Public Counsel:

Simon J. ffitc
Attorney General of Washington
Public Counsel Section
900 Fourth Avenue, Suite 2000
Seattle, WA 98164-1012

Confidentiality Status: PUBLIC

- Hand Delivered
- U.S. Mail (first-class, postage prepaid)
- Overnight Mail (UPS)
- Facsimile (206) 389-2058
- Email (simonf@atg.wa.gov)

On Behalf Of AT&T:

Letty S. Friesen
AT&T Communications of the Pacific
Northwest
Law Department
1875 Lawrence Street, Suite 1500
Denver, CO 80202

Confidentiality Status: CONFIDENTIAL

- Hand Delivered
- U.S. Mail (first-class, postage prepaid)
- Overnight Mail (UPS)
- Facsimile (303) 298-6301
- Email (lfriesen@lga.att.com)

On Behalf Of WeBTEC:

Arthur A. Butler
Ater Wynne LLP
5450 Two Union Square
601 Union Street
Seattle, WA 98101-2327

Confidentiality Status: CONFIDENTIAL

- Hand Delivered
- U.S. Mail (first-class, postage prepaid)
- Overnight Mail (UPS)
- Facsimile (503) 453-8221
- Email (aab@aterwynne.com)

On Behalf Of Integra:

Karen J. Johnson
Integra Telecom of Washington, Inc.
Suite 500
1201 NE Lloyd Boulevard
Portland, OR 97232

Confidentiality Status: CONFIDENTIAL

- Hand Delivered
- U.S. Mail (first-class, postage prepaid)
- Overnight Mail (UPS)
- Facsimile (503) 453-8221
- Email (karen.johnson@integratelecom.com)

On Behalf Of AT&T and Time Warner Telecom:

Gregory J. Kopta
Davis Wright Tremaine LLP
1501 4th Avenue, Suite 2600
Seattle, WA 98101-1688

Confidentiality Status: PUBLIC

- Hand Delivered
- U.S. Mail (first-class, postage prepaid)
- Overnight Mail (UPS)
- Facsimile (206) 628-7699
- Email (gregkopta@dwt.com)

On Behalf Of U.S. Department of Defense:

Stephen S. Melnikoff
US Army Litigation Center
Regulatory Law Office
901 N Stuart Street, Suite 700
Arlington, VA 22203-1837

Confidentiality Status: CONFIDENTIAL

- Hand Delivered
- U.S. Mail (first-class, postage prepaid)
- Overnight Mail (UPS)
- Facsimile (703) 696-2960
- Email (stephen.melnikoff@hgda.army.mil)

On Behalf Of Citizens' Utility Alliance:

John O'Rourke
Citizens' Utility Alliance of Washington
212 West Second Ave, Suite 100
Spokane, WA 99201

Confidentiality Status: CONFIDENTIAL

- Hand Delivered
- U.S. Mail (first-class, postage prepaid)
- Overnight Mail (UPS)
- Facsimile (509) 744-3374
- Email (orourke@snapwa.org)

On Behalf Of AARP:

Ronald L. Roseman
2011 14th Avenue East
Seattle, WA 98112

Confidentiality Status: CONFIDENTIAL

- Hand Delivered
- U.S. Mail (first-class, postage prepaid)
- Overnight Mail (UPS)
- Facsimile (206) 568-0138
- Email (ronaldroseman@comcast.net)

On Behalf Of Staff:

Christopher G. Swanson
Attorney General of Washington
Utilities & Transportation Division
1400 S Evergreen Park Drive SW
PO Box 40128
Olympia, WA 98504-0128

Confidentiality Status: CONFIDENTIAL

- Hand Delivered
- U.S. Mail (first-class, postage prepaid)
- Overnight Mail (UPS)
- Facsimile (360) 586-3564
- Email (cswanson@wutc.wa.gov)

On Behalf Of Time Warner Telecom:

Brian D. Thomas
Time Warner Telecom
223 Taylor Avenue North
Seattle, WA 98109-5017

Confidentiality Status: PUBLIC

- Hand Delivered
- U.S. Mail (first-class, postage prepaid)
- Overnight Mail (UPS)
- Facsimile (206) 676-8001
- Email (brian.thomas@twtelecom.com)

On Behalf Of Staff:

Gregory J. Trautman
Attorney General of Washington
Utilities & Transportation Division
1400 S Evergreen Park Drive SW
PO Box 40128
Olympia, WA 98504-0128

Confidentiality Status: CONFIDENTIAL

- Hand Delivered
- U.S. Mail (first-class, postage prepaid)
- Overnight Mail (UPS)
- Facsimile (360) 586-5522
- Email (gtrautma@wutc.wa.gov)

On Behalf Of Staff:

Don Trotter
Attorney General of Washington
Utilities & Transportation Division
1400 S Evergreen Park Drive SW
PO Box 40128
Olympia, WA 98504-0128

Confidentiality Status: CONFIDENTIAL

- Hand Delivered
- U.S. Mail (first-class, postage prepaid)
- Overnight Mail (UPS)
- Facsimile (360) 586-5522
- Email (dtrotter@wutc.wa.gov)

On Behalf Of WUTC:

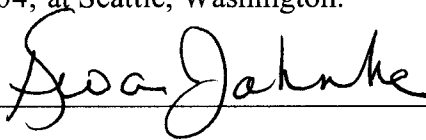
Robert C. Wallis ALF
Washington Utilities and Transportation
Commission
1300 S Evergreen Park Drive SW
P O Box 47250
Olympia, WA 98504-7250

Confidentiality Status: CONFIDENTIAL

- Hand Delivered
- U.S. Mail (first-class, postage prepaid)
- Overnight Mail (UPS)
- Facsimile (360) 586-8203
- Email (bwallis@wutc.wa.gov)

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

DATED this 14th day of September, 2004, at Seattle, Washington.

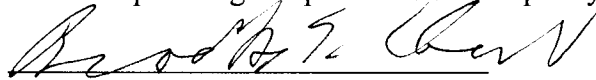


CERTIFICATION

I certify my understanding that I have been given a copy of an Agreement Regarding Disclosure and Use of Third-Party Confidential Information, and have read said Agreement, and agree to comply with and be bound by this Agreement.

I further certify that I am not currently involved in the marketing, procurement, manufacturing, pricing, or development of telecommunications equipment, software or services, or the development of computerized telecommunications costing models that are not designed primarily for litigation support, including arbitration and rulemaking proceedings, within the meaning of this Agreement, or employed in a network planning or operations staff capacity.

SIGNATURE:



EMPLOYER:

Miller Nash LLP

REPRESENTING:

NPCC

DATE:

September 14, 2004

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SIGNATURE: David Rice

EMPLOYER: **Miller Nash LLP**

REPRESENTING: **NPCC**

DATE: **September 14, 2004**