

1 taken in this proceeding until any uncertainty about the continued availability of UNEs is  
2 resolved.

3 **II. EFFECTIVE COMPETITION EXISTS IN THE**  
4 **MARKET FOR BUSINESS BASIC LOCAL EXCHANGE**  
5 **SERVICES**

6 **Q. PUBLIC COUNSEL WITNESS BALDWIN CLAIMS THAT QWEST HAD**  
7 **NOT PROPERLY SPECIFIED THE MARKET IN TERMS OF**  
8 **GEOGRAPHY, PRODUCT AND CUSTOMER SIZE [BALDWIN AT 37-38].**  
9 **HOW DO YOU RESPOND?**

10 A. I believe that Ms. Baldwin is wrong and that Qwest's petition properly specifies the  
11 relevant market. In the first place, it is appropriate that the relevant geographic market  
12 be Qwest's entire service territory since, as Qwest and Staff have shown, CLECs are  
13 competing throughout the state.<sup>1</sup> Second, it is appropriate that the product market is all  
14 of Qwest's retail basic business exchange services because competitors are able—using  
15 Qwest's network and/or their own facilities—to provide all the services Qwest is  
16 providing. For example, Centrex, PBX trunks and individual basic exchange lines all

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<sup>1</sup> "It is interesting to note that in 2000 when Qwest filed a petition for competitive classification of certain of its business services by wire center, Public Counsel argued that *defining the market by wire center was too narrow* precisely because some customers have locations in multiple wire centers that cannot be served from a single wire center."<sup>2</sup> Docket No. UT-000883, *Direct Testimony of Sarah J. Goodfriend at 35.*

1 perform the same primary function. Customers may elect one over the other based on  
2 the line of