

**Qwest**

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**Lisa A. Anderl**

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May 25, 2007

*Via E-mail and Overnight Delivery*

Ms. Carole J. Washburn, Executive Secretary  
Washington Utilities & Transportation Commission  
1300 S. Evergreen Park Drive SW  
P.O. Box 47250  
Olympia, WA 98504-7250

Re: Docket No. UT-063006 – Level 3/Qwest Arbitration  
Qwest's Motion for Leave to File a Reply and Qwest's Reply to Level 3's  
Response to Qwest's Petition for Review

Dear Ms. Washburn:

Enclosed please find an original and three (3) copies of Qwest's Motion for Leave to File a Reply and Qwest's Reply to Level 3's Response to Qwest's Petition for Review.

On May 22, 2007 the Commission cancelled the oral argument scheduled before the Commission for May 24, 2007. Qwest understood that the purpose of the oral argument was to give the parties an opportunity to address the arguments raised in the petitions for review and the responses to those petitions for review of the Arbitrator's Report and Decision dated March 12, 2007.

On May 23, 2007 Qwest submitted a letter to the Commission in order to correct several misstatements made by Level 3 in its Response to Qwest's Petition for Review. Qwest had previously intended to address those misstatements during oral argument.

On May 25, 2007 the Commission rejected Qwest's letter filing on the basis that it was procedurally improper for Qwest to file a letter as opposed to a reply under the rules.

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Under WAC 480-07-630, arbitrations under the Telecommunications Act of 1996 are not adjudicative proceedings. Thus, the provisions of WAC 480-07-370 governing pleadings in general and replies in particular, does not technically apply. Nevertheless, Qwest respects that those rules are commonly used in these proceedings as guidelines. Therefore, Qwest resubmits the substance of its letter filing in pleading format, as described above. Qwest asks the Commission to grant the Motion and accept and consider the Reply.

Sincerely,

Lisa A. Anderl

LAA/jlr

Enclosures

cc: All parties of record (*via e-mail and U.S. Mail*)