

May 25, 2007

**NOTICE REJECTING COMMENTS**

RE: *In the Matter of the Petition for Arbitration of an Interconnection Agreement between Level 3 Communications, LLC and Qwest Corporation, Docket UT-063006.*

TO PARTIES OF RECORD:

On May 22, 2007, the Commission cancelled the oral argument scheduled before the Commission for May 24, 2007, at 9:30 a.m. On May 23, 2007, Qwest submitted a letter providing “comments” on Level 3’s Response to Qwest’s Petition for Review. In the letter, Qwest “corrects” what it asserts are four misstatements Level 3 made in its Response to Qwest’s Petition for Review.

Qwest’s comments are procedurally inappropriate. The Commission cancelled oral arguments finding argument unnecessary to resolve the pending issues “[a]fter reviewing the Arbitrator’s Report and Decision . . . , the parties’ petitions for review and responses.” The Commission stated that it would resolve the pending issues based on the record in the proceeding and did not invite further pleadings. Further, if Qwest believes it necessary to respond to statements in Level 3’s response, the appropriate process under WAC 480-07-370(1)(d) is to file a motion for permission to file a reply, attaching a reply to the motion. Qwest’s comments, therefore, are rejected.

Sincerely,

ANN E. RENDAHL  
Administrative Law Judge and Arbitrator