

**BEFORE THE WASHINGTON  
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND  
TRANSPORTATION COMMISSION,

Complainant,

v.

CENTURYLINK  
COMMUNICATIONS, LLC,

Respondent.

DOCKET UT-181051

ORDER 04

GRANTING MOTION FOR LEAVE  
TO FILE REVISED TESTIMONY

**BACKGROUND**

- 1 On December 22, 2020, the Washington Utilities and Transportation Commission (Commission) on its own motion and through its regulatory staff (Staff) issued a complaint against CenturyLink Communications, LLC, (CenturyLink or Company) regarding interruptions in 911 service on December 27, 2018. The Commission convened a prehearing conference on February 9, 2021, and on February 24, entered Order 01, Prehearing Conference Order; Notice of Hearing (Order 01).<sup>1</sup> On August 27, 2021, the Commission issued a notice revising the procedural schedule.<sup>2</sup>
- 2 Pursuant to the procedural schedule, the Public Counsel Unit of the Washington Attorney General's Office (Public Counsel) and other parties filed initial testimony on December 15, 2021.
- 3 On December 16, 2021, Public Counsel filed a Motion for Leave to File Revised Testimony (Motion). In its Motion, Public Counsel explained that it discovered an error in the recommended penalty amount.
- 4 Public Counsel further explained that no parties are prejudiced by this change and that it corrected the error within one day of its discovery. Public Counsel notes that the revisions are filed three months before CenturyLink's testimony is due and eight months

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<sup>1</sup> Errors in Order 01 were corrected by a Notice of Erratum issued on February 25, 2021.

<sup>2</sup> Errors in the Notice were corrected by a Notice of Erratum issued on September 3, 2021.

prior to the hearing in this matter. The revised testimony and errata were submitted with the Motion. No party filed a response.

**DISCUSSION**

- 5 WAC 480-07-460(1)(a)(i) permits parties to seek leave from the presiding officer by written motion if they wish to revise prefiled testimony or exhibits with substantive changes, and WAC 480-07-460(1)(b) requires parties to file motions to make substantive changes as soon as practicable after discovering the need to make the change.
- 6 Public Counsel made the necessary corrections and filed its Motion promptly after discovering the errors in its initial filing, well in advance of the deadline for parties to file responsive testimony. Additionally, no party objected to Public Counsel's Motion. In light of these factors, we find good cause to grant Public Counsel's Motion for leave to file revised testimony.

**ORDER**

- 7 **THE COMMISSION ORDERS That Public Counsel's Motion for Leave to File Revised Testimony is GRANTED.**

Dated at Lacey, Washington, and effective December 28, 2021.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

*/s/ Samantha Doyle*  
SAMANTHA DOYLE  
Administrative Law Judge