

[Service Date September 15, 2010]

September 15, 2010

**NOTICE OF PROCEDURE TO PREVENT CONFLICT OF INTEREST AND/OR
APPEARANCE OF IMPROPRIETY**

RE: *Pac-West Telecomm, Inc. v. Qwest Corporation*, Docket UT-053036 and
Level 3 Communications, LLC, v. Qwest Corporation, Docket UT-053039
(*Consolidated*)

TO ALL PARTIES:

On September 16, 2010, Gregory J. Kopta will commence employment with the Washington Utilities and Transportation Commission (Commission) as the Director of the Administrative Law Division. The Director of the Administrative Law Division supervises the administrative law judges and ordinarily has access to the same documents and communications as the administrative law judge assigned to a particular case. However, in the above-mentioned proceedings, Mr. Kopta recently has served as counsel for Pac-West Telecomm, Inc.

To avoid any conflict of interest or appearance of impropriety, Mr. Kopta will not supervise the work of the administrative law judge assigned to these matters. Senior Review Judge Dennis Moss will perform any supervisory tasks associated with these cases. Moreover, the Commission prohibits the Commissioners, administrative law judges, policy staff, Commission Staff, or assistant attorneys general assigned to this case from communicating with Mr. Kopta regarding these matters. Further, Mr. Kopta will not have access to any non-public electronic and paper files related to these cases.

If you have any questions concerning these procedures, please contact me by e-mail at arendahl@utc.wa.gov, or by phone at 360-664-1144.

Sincerely,

ANN E. RENDAHL
Director, Administrative Law Division
Administrative Law Judge