

1 BEFORE THE PUBLIC UTILITIES COMMISSION
2 OF THE STATE OF COLORADO
3 Docket No. 04B-160T - Volume 1
4 * * *
5 IN THE MATTER OF THE PETITION OF QWEST CORPORATION
6 FOR ARBITRATION OF AN INTERCONNECTION AGREEMENT WITH
7 COVAD COMMUNICATIONS COMPANY PURSUANT TO 47 USC
8 SS 252(b) .

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10 Pursuant to notice to all parties of interest,
11 the above-entitled matter came on for hearing at
12 9:30 a.m., June 21, 2004, at 1580 Logan Street,
13 Office Level 2, Denver, Colorado, before
14 Adminstrative Law Judge Mana Jennings-Fader.

15 APPEARANCES

- 16 For Qwest Corporation: WINSLOW WAXTER, ESQ.
 1005 17th Street
17 Suite 200
 Denver, Colorado 80209
18 JOHN DEVANEY, ESQ.
 1899 Wynkoop
19 Denver, Colorado 80202
- 20 For Covad Communciations: ANDREW NEWELL, ESQ.
 1515 Arapahoe Street
21 Suite Tower 1, Suite 1000
 Denver, Colorado 80202
22 KAREN FRAME, ESQ.
 7901 Lowry Boulevard
23 Denver, Colorado 80230

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25

1 A. Okay.

2 Q. Why don't you go ahead and read that
3 sentence to yourself since we've read it into the
4 record already and then I'll ask you a question about
5 that.

6 (Pause.)

7 Q. Have you read that?

8 A. I've read it, thank you.

9 Q. If you look at the fourth column which
10 includes Covad's proposed language, you would agree
11 with me that Covad does not dispute that language
12 that's in there and actually agrees to that language as
13 well.

14 A. You are at the Covad proposed language.

15 Q. I am. And just that same sentence
16 appears in that language --

17 A. Yes, I see that.

18 Q. -- proposed by -- okay, wouldn't you
19 agree with me, Mr. Zulevic, that the concern that you
20 expressed earlier, perhaps, that Qwest would not use
21 existing infrastructure is actually not a valid concern
22 in conjunction with the collocation allocation since it
23 does appear in the language proposed.

24 A. Yes, I would. Those specific items are
25 not at issue. Qwest has agreed to include that

1 language.

2 Q. Thank you.

3 I would like to discuss for a moment the
4 concept of the forecasting that you were talking about
5 with the A.L.J. a little bit earlier and your
6 suggestion that Covad would have Qwest allocate space
7 based upon some forecasts of CLECs.

8 A. I don't know that I actually said
9 allocate space; I said space plan --

10 Q. Okay.

11 A. -- for both their space as well as the
12 CLEC space.

13 Q. So Covad's position is that Qwest would
14 take into consideration the forecast of a number of
15 different CLECs when it plans space for an actual
16 request for collocation space when that request comes
17 in?

18 A. No. That wasn't what I was suggesting at
19 all. What I was suggesting is that that's the tool
20 that's used by long-range planners to manage the space
21 within the central office and allocate it
22 appropriately.

23 Q. And the long-range planners of Qwest?

24 A. Yes.

25 Q. And would you agree that forecasting and