

**Washington Disputed Issues List – Corrected Excerpt For Issue 12-67 And Related Sub-Issues (Updated September 17, 2007)**  
**Eschelon/Qwest ICA Negotiations Docket Number UT-063061**

Issues# <sup>1</sup> Section# <sup>2</sup>	ESCHELON PROPOSED LANGUAGE <sup>3</sup>		QWEST PROPOSED LANGUAGE	
	<u>Customer Contact Information Tool to identify the assigned Qwest Service Manager if CLEC does not know to whom its request can be sent.</u>			
<u>Issue 12-65 Intentionally Left Blank</u>				
<u>Issue 12-66 Intentionally Left Blank</u>				
<b><u>EXPEDITE ORDERS</u></b>				
Issue 12-67  Section 12.2.1.2; See subparts below for 12.2.1.2.1, 12.2.1.2.2, 12.2.1.2.3,, 7.3.5.2 and subparts, 9.1.12.1 and subparts;	<u>12.2.1.2 Expedites. CLEC may request a Due Date earlier than the applicable Due Date interval for that product or service. Requests for expedites can be made either prior to, or after, submitting CLEC's service request.</u>		<b>NOTE: QWEST PROPOSES DELETION OF SECTION 12.2.1.2 AND SUBSECTIONS.</b>	

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9.23.4.5.6 , Ex. A 9.20.14  Expedited Orders				
Issue 12-67(a)  Section 12.2.1.2.1  Expedited Orders –  Emergencies  (1 of 4 Options)	<p><b>PROPOSAL #1:</b></p> <p><u>12.2.1.2.1 Notwithstanding any other provision of this Agreement, for all products and services under this Agreement (except for Collocation pursuant to Section 8), Qwest will grant and process CLEC's expedite request, and expedite charges are not applicable, if one or more of the following conditions are met:</u></p> <p>a) <u>Fire;</u></p> <p>b) <u>Flood;</u></p> <p>c) <u>Medical emergency;</u></p> <p>d) <u>National emergency;</u></p> <p>e) <u>Conditions when the End User Customer is completely out of service (primary line);</u></p>		<p><b>NOTE: QWEST PROPOSES DELETION OF SECTION 12.2.1.2 AND SUBSECTIONS.</b></p>	

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	<p><u>f) Disconnect in error when one of the other conditions on this list is present or is caused by the disconnect in error;</u></p> <p><u>g) Requested service necessary for CLEC End User Customer's grand opening event delayed for facilities or equipment reasons with a future Ready For Service (RFS) date;</u></p> <p><u>h) Delayed orders with a future RFS date that meet any of the above described conditions;</u></p> <p><u>i) National Security;</u></p> <p><u>j) Business Classes of Service unable to dial 911 due to previous order activity; or</u></p> <p><u>k) Business Classes of Service where hunting, call forwarding or voice mail features are not working correctly due to previous order activity where the End User Customer's business is being critically affected.</u></p>			

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Issue 12-67(a)  Section 12.2.1.2.1  Expedited Orders –  Emergencies  (2 of 4 Options)	<b>PROPOSAL #2:</b>  <u>12.2.1.2.1 Notwithstanding any other provision of this Agreement, for all products and services under this Agreement (except for Collocation pursuant to Section 8), Qwest will grant and process CLEC’s expedite request, and expedite charges are not applicable, if Qwest does not apply expedite charges to its retail Customers, such as when certain conditions (e.g., fire or flood) are met and the applicable condition is met with respect to CLEC’s request for an expedited order.</u>		<b>NOTE: QWEST PROPOSES DELETION OF SECTION 12.2.1.2 AND SUBSECTIONS.</b>	
Issue 12-67(a)  Section 12.2.1.2.1  Expedited Orders –  Emergencies  (3 of 4	<b>PROPOSAL #3:</b>  <u>12.2.1.2.1 Notwithstanding any other provision of this Agreement, for all products and services under this Agreement (except for Collocation pursuant to Section 8), Qwest will grant and process CLEC’s expedite request, and expedite charges are not applicable, if resources are available and one or more of the following conditions are met:</u> <sup>13</sup>		<b>NOTE: QWEST PROPOSES DELETION OF SECTION 12.2.1.2 AND SUBSECTIONS.</b>	

<sup>13</sup> Without the darker gray shading, this is Eschelon’s proposal #1 for Issue 12-67(a).

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Options)				
Issue 12-67(a)  Section 12.2.1.2.1  Expedited Orders –  Emergencies  (4 of 4 Options)	<p><b>PROPOSAL #4:</b></p> <p><u>12.2.1.2.1 Notwithstanding any other provision of this Agreement, for all products and services under this Agreement (except for Collocation pursuant to Section 8), Qwest will grant and process CLEC’s expedite request, and expedite charges are not applicable, if Qwest does not apply expedite charges to its retail Customers, such as when certain conditions (e.g., fire or flood) are met and the applicable condition is met with respect to CLEC’s request for an expedited order. If the conditions are met, but resources are not available, Qwest will grant and process CLEC’s expedite request only to the extent that it would grant and process an expedite request for a retail Customer when resources are not available.</u><sup>14</sup></p>		<p><b>NOTE: QWEST PROPOSES DELETION OF SECTION 12.2.1.2 AND SUBSECTIONS.</b></p>	

<sup>14</sup> Without the darker gray shading, this is Eschelon’s proposal #2 for Issue 12-67(a).

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Issue 12-67(b)  Section 12.2.1.2.2 & Exhibit A  Expedited Orders –  Charges in Exhibit A	<u>12.2.1.2.2 If none of the conditions described in Section 12.2.1.2.1 are met, Qwest will grant and process CLEC's expedite request, but the expedite charges in Exhibit A will apply, unless the need for the expedite is caused by Qwest.</u>  Exhibit A, Section 9.20.14, <i>see</i> Issue 12-67(g), <i>below</i>		<b>NOTE: QWEST PROPOSES DELETION OF SECTION 12.2.1.2 AND SUBSECTIONS.</b>	
Issue 12-67(c)  Section 12.2.1.2.3  Expedited Orders –  NRC	<u>12.2.1.2.3 Nothing in this Section 12.2.1.2 alters whether a non-recurring installation charge in Exhibit A applies to the CLEC order pursuant to the terms of the applicable section of this Agreement. The expedite charge, if applicable, is separate from the installation charge.</u>		<b>NOTE: QWEST PROPOSES DELETION OF SECTION 12.2.1.2 AND SUBSECTIONS.</b>	
Issue 12-67 (d)  Section 9.1.12.1 and subparts;	<u>9.1.12.1 For expedites, see Section 12.2.1.2.</u>		<u>9.1.12.1 Intentionally Left Blank</u>	

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Expedited Orders –  UNEs				
Issue 12-67 (e)  Section 9.23.4.5.6  Expedited Orders –  Combina- tions	<u>9.23.4.5.6 For expedited orders, see Section 12.2.1.2.</u>		<del>9.23.4.5.6 For expedited orders, see Section 12.2.1.2.</del> <b>NOTE: QWEST PROPOSES DELETION OF SECTION 9.23.4.5.6.</b>	
Issue 12-67 (f)  Section 7.3.5.2 and subparts  Expedited Orders –  Trunk orders  2 options	<b>PROPOSAL #1:</b>  7.3.5.2 Expedite requests for <del>LIS</del> <u>Interconnection</u> trunk orders are allowed only on an exception basis with executive approval within the same timeframes as provided for other designed services. When expedites are approved, expedite charges will apply to <del>LIS</del> <u>Interconnection</u> trunk orders based on rates, terms and conditions described in Exhibit A.  <b>PROPOSAL #2:</b>		<b>SAME FOR BOTH PROPOSALS:</b>  7.3.5.2 Expedite requests for <u>LIS</u> <del>Intereconnection</del> trunk orders are allowed only on an exception basis with executive approval within the same timeframes as provided for other designed services. When expedites are approved, expedite charges will apply to <u>LIS</u> <del>Intereconnection</del> –trunk orders based on rates, terms and conditions described in Exhibit A.	

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	7.3.5.2 <u>For expedites, see Section 12.2.1.2</u>			
Issue 12-67 (g)  Exhibit A Section 9.20.14  Expedite Charge	9.20.14 Expedite Charge <u>\$100.1</u> ,5		9.20.14 Expedite Charge <u>ICB 3</u> ,5	