



DEPARTMENT OF THE ARMY
UNITED STATES ARMY LEGAL SERVICES AGENCY
901 NORTH STUART STREET
ARLINGTON, VIRGINIA 22203-1837

June 30, 2009

REPLY TO
ATTENTION OF

Regulatory Law Office
U 4190

VIA ELECTRONIC FILING (6/30/09) & OVERNIGHT MAIL

Commission Executive Secretary
Washington Utilities & Transportation Commission
P.O. Box 47250
1300 S. Evergreen Park Drive S.W.
Olympia, WA 98504-7250

Subject: **DoD/FEA's Petition to Intervene**

In Re: **Docket No. UT-090842** – Joint Application of Verizon Communications Inc. and Frontier Communications Corporation for an Order Declining to Assert Jurisdiction Over, or, in the Alternative, Approving the Indirect Transfer of Control of Verizon Northwest Inc.

To The Honorable Commission Executive Secretary:

Enclosed for filing in the above-captioned proceeding are the hard copy original and twelve (12) copies of a Petition to Intervene of the United States Department of Defense and All Other Federal Executive Agencies (collectively referred to herein as "DoD/FEA"). A Certificate of Service is appended to this filing.

Copies of this document are being sent in accord with the Certificate of Service. Inquiries to this office regarding this proceeding should be directed to the undersigned at (703) 696-1643.

Thank you for your cooperation and assistance in this matter.

Sincerely,

Stephen S. Melnikoff
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Enclosure: Twelve (12) Copies

CF: See Certificate of Service

Honorable Patricia Clark (Email on 6/30/09)

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Joint Application of)	DOCKET NO. UT-090842
)	
VERIZON COMMUNICATIONS INC.)	
AND FRONTIER)	
COMMUNICATIONS CORPORATION)	THE UNITED STATES
)	DEPARTMENT OF DEFENSE AND
For An Order Declining to Assert)	ALL OTHER FEDERAL EXECUTIVE
Jurisdiction Over, or, in the Alternative,)	AGENCIES'
Approving the Indirect Transfer of)	
Control of Verizon Northwest Inc.)	
)	
_____)	CERTIFICATE OF SERVICE

CERTIFICATE OF SERVICE

I certify that I have caused a copy of the foregoing document, together with this Certificate of Service, in Docket No. UT-090842 to be sent this day by electronic service (email) and postage prepaid, properly addressed, first class U.S. Mail (or private courier) to the counsel and parties named below, as indicated:

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Dated this 30th day of June 2009,
at Arlington County, Virginia.


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(6/30/09)

**BEFORE THE WASHINGTON STATE
UTILITIES AND TRANSPORTATION COMMISSION**

In the Matter of the Joint Application of)	DOCKET NO. UT-090842
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COMMUNICATIONS CORPORATION)	THE UNITED STATES
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For An Order Declining to Assert)	ALL OTHER FEDERAL EXECUTIVE
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Control of Verizon Northwest Inc.)	
_____)	PETITION TO INTERVENE

PETITION TO INTERVENE

The Secretary of Defense, through duly authorized counsel, on behalf of the consumer interests of the United States Department of Defense and all other Federal Executive Agencies (collectively referred to herein as "DoD/FEA"), hereby petitions the Washington Utilities and Transportation Commission ("the Commission") for leave to intervene in the above-captioned proceeding. This Petition is filed pursuant to WAC 480-07-355(a) and paragraph 6 of the Commission's Executive Director and Secretary's June 12, 2009 Notice of Prehearing Conference. In support of this Petition, DoD/FEA states as follows:

1. DoD/FEA will be represented by, and all documents should be served upon and all communications referred to, its attorney:

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2. The interest of DoD/FEA in this proceeding is that of a customer of telecommunications services provided by Verizon Northwest, Inc. (“Verizon”) in the exchanges that are to be sold to Frontier Communications Corporation (“Frontier”). The Federal government maintains numerous offices, both military and civilian, throughout Washington in areas that include the affected exchanges. These offices and installations vary in size, and the business telecommunications purchased range from large complex systems to small office services.¹ Accordingly, it is important to DoD/FEA that service in the affected exchanges will be provided in an efficient manner, at reasonable cost, with the highest service quality and performance, that any transition will be seamless and not degrade retail service, and that Frontier will be willing and able to offer state-of-the-art retail business services of the nature that DoD/FEA operations require.

3. In addition to the services procured directly from Verizon, DoD/FEA procures services through competitive bidding procedures whenever possible to obtain the best available services at the lowest possible costs. DoD/FEA’s interest herein thus encompasses the issue of Frontier’s ability to provide wholesale service to competitive

¹ Federal employment in Washington (civilian and active duty military) is approximately 100,000 persons. The Verizon exchanges to be transferred to Frontier include, among others, those on the Canadian border where the Federal government has customs and immigration offices. Additionally, DoD has several major military installations and facilities around the Puget Sound area which are served by the exchanges to be transferred, for instance, Naval Air Station Whidbey Island, an active military installation that includes a hospital, active Navy electronic warfare and patrol squadrons, support facilities for various Navy activities and a center for Navy and Marine Corps reserve training in the Pacific Northwest.

carriers seeking to satisfy DoD/FEA's business telecommunications needs. To the extent that, for instance, the transition of back-office systems causes delays or other problems for competitive carriers, DoD/FEA's interests would be adversely affected.

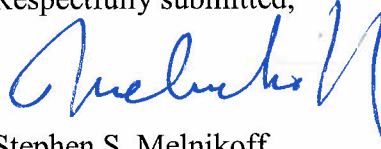
4. DoD/FEA has a unique government end-user perspective on the issues that might arise as a result of this transaction, given the nature and extent of its telecommunications purchases from both Verizon and competitive carriers that have relied on Verizon for elements of their business offerings. Moreover, as a large customer, DoD/FEA has expertise in addressing telecommunications regulatory issues in formal proceedings.² Thus, DoD/FEA's participation will assist the Commission in resolving issues that arise in connection with the transfer.

5. DoD/FEA's intervention and participation herein will not unreasonably broaden the issues, burden the record, unduly affect the rights of participating parties or unreasonably delay the proceeding. Accordingly, DoD/FEA petitions the Commission

² DoD/FEA has participated in previous Verizon regulatory proceedings in Washington, such as Docket No. UT-040788 (the Verizon rate proceeding) and Docket No. UT-061777 (the Idearc spin-off proceeding).

for leave to intervene in the captioned proceeding as a party with full rights to participate in the proceeding, including the right to discovery, examine witnesses, to file testimony and briefs and to be heard at oral argument.

Respectfully submitted,



Stephen S. Melnikoff

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For
The United States Department of Defense
And
All Other Federal Executive Agencies

Dated: June 30, 2009