

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION
COMMISSION

In the Matter of Request For Approval
of Adopted Interconnection Agreement
Under The Telecommunications Act of
1996 Between ICG Telecom Group,
Inc. and U S WEST Communications,
Inc.

DOCKET NO. UT-990360

ELECTRIC LIGHTWAVE, INC.'S
PETITION FOR LATE
INTERVENTION

Pursuant to WAC 480-09-430(1)(b), Electric Lightwave, Inc. ("ELI") hereby petitions the Commission for leave to intervene in the above-entitled docket. As grounds for intervention, and as justification for its untimeliness, ELI states as follows:

The names, addresses, and telephone numbers of the persons to whom communications should be addressed are:

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ELI is interested in the issues raised in this proceeding. ELI is a competitive provider of telecommunications services in the State of Washington. ELI and U S WEST Communications, Inc. (“USWC”) are parties to an interconnection agreement approved by the Commission in WUTC Docket No. UT-960337 on April 23, 1997. There is currently a dispute between ELI and USWC as to when that contract terminates. ICG has exercised its right, pursuant to 47 U.S.C. § 252(i) to “opt-in” or adopt the agreement entered into by ELI and USWC in the State of Washington. One of the issues raised in this proceeding is whether ICG’s adoption of the ELI Agreement was made before the expiration of the ELI and USWC agreement and whether USWC is obligated to provide ICG with interconnection at the same rates and under the same terms and conditions as those provided to ELI under the provisions of 47 U.S.C. § 252(i) and 47 C.F.R. § 51.809. In resolving the dispute between ICG and USWC, the Commission may issue an order impacting ELI interests under its interconnection agreement with USWC. Therefore, ELI has an interest in this proceeding.

ELI respectfully requests that its intervention in this proceeding be granted after the initial pre-hearing conference pursuant to WAC 480-09-430(1)(B) and (3). ELI has good cause for late intervention in this proceeding. ELI just recently became aware of this proceeding and any decision in this proceeding may impact the current interconnection agreement between ELI and USWC.

ELI’s appearance and participation will not unreasonably broaden the issues, burden the record, or unreasonably delay this proceeding. ELI will abide by the procedural schedule adopted for this case.

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WHEREFORE, ELI prays for leave to intervene as a party to this proceeding.
RESPECTFULLY SUBMITTED this 30th day of July, 1999.

DAVIS WRIGHT TREMAINE LLP
Attorneys for ELECTRIC LIGHTWAVE,
INC.

By: _____
Mark P. Trincherro