

February 10, 2005

**NOTICE OF OPPORTUNITY TO COMMENT
ON DRAFT EXHIBIT LIST
(Comments due by Friday, February 18, 2005)**

RE: *WUTC v. Advanced TelCom Group, Inc., et al.*; Docket No. UT-033011

TO PARTIES OF RECORD:

As noted in Order No. 20 in this proceeding, the prefiled testimony and attached exhibits filed in this proceeding have not yet been marked or admitted as record evidence. In preparation for the prehearing conference and oral argument scheduled for February 23, 2005, I have prepared the attached draft exhibit list, including all prefiled testimony and exhibits filed in the proceeding. **Please review the list and file comments on the draft exhibit list with the Commission by Friday, February 18, 2005,** identifying any corrections or changes you believe should be made to the list. Parties should be prepared at the prehearing conference to offer into evidence any testimony and exhibits the party has prefiled in the proceeding.

Sincerely,

ANN E. RENDAHL
Administrative Law Judge

Attachment

DRAFT EXHIBIT LIST

WUTC v. Advanced TelCom Group, et al.

Docket No. UT-033011

NO.	WITNESS	A/R	DATE	DESCRIPTION
1-TC	THOMAS L. WILSON			Direct Testimony of Thomas L. Wilson, Jr. on behalf of Commission Staff, filed June 8, 2004, corrected July 29, 2004 (TLW-1TC).
2				Qualifications of Thomas L. Wilson, Jr. (TLW-2).
3				List of Agreements, identifying assigned exhibit numbers (TLW-3).
4				Stipulation between ATI and U S West, dated 2/28/00, Agreement No. 1A (TLW-4).
5				Trial Agreement between Eschelon Telecom Inc., f/k/a ATI and Qwest, dated 7/21/00, Agreement No. 2A (TLW-5).
6				Confidential Agreement between Eschelon and Qwest, dated 11/15/00, Agreement No. 3A (TLW-6).
7				Confidential Amendment to Confidential/ Trade Secret Stipulation between Qwest and Eschelon, dated 11/15/00, Agreement No. 4A (TLW-7).
8				Confidential Letter Agreement between Qwest and Eschelon, dated 7/3/01, Agreement No. 5A (TLW-8).
9				Qwest/Eschelon Implementation Plan, dated 7/31/01, Agreement No. 6A (TLW-9).
10				U S West/Covad Service Level Agreement, dated 4/19/00, Agreement No. 7A (TLW-10).
11				Confidential Billing Settlement Agreement between U S West and McLeodUSA, dated 4/28/00, Agreement No. 8A (TLW-11).
12				Confidential Agreement between Qwest and McLeodUSA, dated 10/21/00 Agreement No. 9A (TLW-12).

NO.	WITNESS	A/R	DATE	DESCRIPTION
13				Confidential Letter Agreement between U S West and SBC, dated 6/1/00, Agreement No. 10A (TLW-13).
14				Settlement Agreement between Qwest and Eschelon, dated 3/1/00, Agreement No. 12A (TLW-14).
15				Facility Decommissioning Agreement between Qwest and Covad, dated 1/3/02, Agreement No. 16A (TLW-15).
16				Confidential Letter Agreement between Qwest and Eschelon, dated 11/14/00, Agreement No. 17A (TLW-16).
17				Confidential Letter Agreement between Qwest and Eschelon, dated 11/15/00, Agreement No. 18A (TLW-17).
18				Confidential Letter Agreement between Qwest and Eschelon, dated 11/15/00, Agreement No. 19A (TLW-18).
19				Confidential Letter Agreement between Qwest and Eschelon, dated 8/1/01, Agreement No. 20A (TLW-19).
20				Confidential Purchase Agreement between Qwest and Eschelon, dated 11/15/00, Agreement No. 21A (TLW-20).
21				Confidential Second Amendment in Confidential / Trade Secret Stipulation, dated 4/2/01, Agreement No. 23A (TLW-21).
22				Facility Decommissioning Agreement between Qwest and Integra, dated 11/20/01, Agreement No. 25A (TLW-22).
23				Confidential Billing Settlement Agreement and Release between U S West and AT&T, dated 3/13/00, Agreement 26A (TLW-23).
24				Confidential Settlement Agreement between U S West and ATG, dated 6/30/00, Agreement No. 27A (TLW 24).

NO.	WITNESS	A/R	DATE	DESCRIPTION
25				Confidential Billing Settlement Agreement and Release, dated 12/30/99, Agreement No. 28A (TLW-25).
26				Amendment No. 1 to the Confidential Billing Settlement Agreement and Release between U S West and ELI, dated 6/12/00, Agreement No. 29A (TLW-26).
27				Confidential Billing Settlement Agreement between Qwest and Fairpoint, dated 9/4/01, Agreement No. 30A (TLW-27).
28				Settlement Agreement between MCI WorldCom and U S West, dated 11/18/99, Agreement No. 31A (TLW-28).
29				Confidential Billing Settlement Agreement between MCI for Brooks Fiber and Qwest, dated 12/1/00, Agreement No. 32A (TLW-29).
30				Business Escalation Agreement between Qwest and MCI WorldCom, dated 6/29/01, Agreement No. 33A (TLW-30).
31				Confidential Billing Settlement Agreement between Qwest and MCI WorldCom, dated 6/29/01, Agreement No. 34A (TLW-31).
32				Facility Decommissioning Settlement Agreement between Qwest and MCI WorldCom, dated 12/27/01, Agreement No. 35A (TLW-32).
33-C				Confidential Billing Settlement Agreement between U S West and NEXTLINK, dated 5/12/00, Agreement No. 36A (TLW-33).
34				Confidential Billing Settlement Agreement between U S West and XO, dated 12/31/01, Agreement No. 40A (TLW-34).
35				Confidential Letter Settlement Agreement between U S West and McLeodUSA, dated 4/25/00, Agreement No. 41A (TLW-35).
36				Confidential Settlement Agreement between U S West and McLeodUSA, dated 5/1/00, Agreement No. 42A (TLW-36).

NO.	WITNESS	A/R	DATE	DESCRIPTION
37				Purchase Agreement between Qwest and McLeodUSA, dated 10/26/00, Agreement No. 44A (TLW-37).
38				Purchase Agreement between Qwest and McLeodUSA, dated 10/26/00, Agreement No. 45A (TLW-38).
39				Confidential Amendment to Confidential Billing Settlement Agreement between Qwest and McLeodUSA, dated 10/26/00, Agreement No. 46A (TLW-39).
40				Confidential Billing Settlement Agreement between Qwest and Global Crossing, dated 7/17/01, Agreement No. 47A (TLW-40).
41				Binding Letter Agreement between Qwest and ELI, dated 7/19/01, Agreement No. 48A (TLW-41).
42				Binding Letter Agreement between Qwest and ELI, dated 7/19/01, Agreement No. 49A (TLW-42).
43				Settlement Agreement and Release between Qwest and Global Crossing, dated 9/18/00, Agreement No. 52A (TLW-43).
44-C				Confidential Billing Settlement Agreement between U S West and Arch, dated 6/16/00, Agreement No. 1B (TLW-44C).
45-C				Confidential Billing Settlement Agreement between Qwest and CelAir, dated 3/8/01, Agreement No. 2B (TLW-45C).
46-C				Confidential Billing Settlement Agreement between Qwest and Cook, dated 3/1/01, Agreement No. 3B (TLW-46C).
47				Settlement Agreement between Qwest and WorldCom, dated 11/30/00, Agreement No. 4B (TLW-47).
48				Confidentiality Agreement between Qwest and WorldCom, dated 4/2/01, Agreement No. 5B (TLW-48).

NO.	WITNESS	A/R	DATE	DESCRIPTION
49-C				Confidential Settlement Agreement and Release between Qwest and Ernest, dated 9/17/01, Agreement No. 6B (TLW-49C).
50				Confidential Third Amendment to Confidential Trade Secret Stipulation between ATI and U S West, dated 7/3/01, Agreement No. 7B (TLW-50).
51-C				Confidential Settlement Letter Agreement between U S West and Level 3, dated 5/12/00, Agreement No. 8B (TLW-51C).
52-C				Confidential Amendment to the Confidential Billing/Merger Settlement Agreement between Qwest and MetroNet, dated 5/30/01, Agreement No. 9B (TLW-52C).
53-C				Confidential Billing Settlement Agreement between Qwest and PageNet, dated 4/23/01, Agreement No. 10B (TLW-53C).
54				Agreement between AT&T, U S West and Qwest, dated 4/24/00, Agreement No. 11B (TLW-54).
55				Second Amendment to the Confidential Billing Settlement Agreement and Release between Qwest and ELI, dated 4/30/01, Agreement No. 12B (TLW-55).
56-C				Confidential Billing Settlement Agreement between Qwest and MCI WorldCom, dated 6/29/01, Agreement No. 13B (TLW-56C).
57-C				Confidential Billing Settlement Agreement between Qwest and Metrocall, dated 12/4/00, Agreement No. 14B (TLW-57C).
58-C				Take or Pay Agreement between Qwest and XO, dated 12/31/01, Agreement No. 15B (TLW-58C).
59-C				Memorandum of Understanding between Qwest and Z-Tel, dated 5/18/01, Agreement No. 16B (TLW-59C).
60-C				Confidential Billing Settlement Agreement and Release between Qwest and Thrifty Call, dated 3/31/00, Agreement No. 17B (TLW-60C).

NO.	WITNESS	A/R	DATE	DESCRIPTION
61				Confidential Billing Settlement Agreement between U S West and ELI, dated 4/27/01, Agreement No. 18B (TLW-61).
62				Confidential Billing Settlement Agreement between Qwest and McLeodUSA, dated 9/29/00, Agreement No. 19B (TLW-62).
63				Confidential Amendment to Confidential Billing Settlement Agreement between Qwest and McLeodUSA, dated 9/29/00, Agreement No. 20B (TLW-63).
64				Confidential Agreement to Provide Directory Assistance Database Entry Services between Qwest and McLeodUSA, dated 2/12/01, Agreement No. 21B (TLW-64).
65				Confidential Billing Settlement Agreement between Qwest and McLeodUSA, dated 12/31/01, Agreement No. 22B (TLW-65).
66				Confidential Billing Settlement Agreement between Qwest and ELI, dated 4/26/02, Agreement No. 23B (TLW-66).
67-C				Settlement Agreement and Mutual Release between Qwest and Nextel, dated 9/20/01, Agreement No. 24B (TLW-67C).
68-C				Privileged and Confidential Settlement Agreement between Qwest and Sprint, dated 12/18/00, Agreement No. 25B (TLW-68C).
69				Confidential Billing Settlement Agreement between Qwest and Allegiance, dated 12/24/01, Agreement No. 26B (TLW-69).
70				Table of Agreements, including services, terms and conditions (TLW-70).
71				Table calculating number of days late for each agreement (TLW-71).
72				Table titled "Summary of Violations by Qwest" (TLW-72).
73-C				Friday Forum Action Items, status as of 12-10-01 (TLW-73C).

NO.	WITNESS	A/R	DATE	DESCRIPTION
74				Commission-prepared list of adopted, arbitrated and negotiated interconnection agreements between Qwest and other parties (TLW-74).
75				Fourth Amendment to Adoption of Wireline Interconnection Agreement between Eschelon and Qwest (TLW-75).
76				Eschelon's responses to Staff's Data Request Nos. 7-13 (TLW-76).
77				Covad's responses to Staff Data Request Nos. 1-6 (TLW-77).
78				Qwest's responses to Staff Data Request Nos. 38, 40, 42, 13, 24 (TLW-78).
79				WorldCom's response to Staff Data Request No. 1 (TLW-79).
80				AT&T's response to Staff Data Request No. 5 (TLW-80).
81				
82	MICHAEL HYDOCK			Direct Testimony of Michael Hydock on behalf of AT&T, dated June 7, 2004
83				
84	TIMOTHY J. GATES			Response Testimony of Timothy J. Gates on behalf of Time Warner, dated September 13, 2004 (TJG-1T).
85				Qualifications of Timothy J. Gates (TJG-2)
86				
87	STEPHEN C. GRAY			Responsive Testimony of Stephen C. Gray on behalf of McLeodUSA, dated August 31, 2004, as modified by Order No. 15.

NO.	WITNESS	A/R	DATE	DESCRIPTION
88			R	May 12, 1997, letter from Clark E. McLeod to Joel I. Klein, Department of Justice (Exhibit A-1) [Stricken per Order No. 15].
89			R	May 12, 1997, letter from Clark E. McLeod to Joel I. Klein, Department of Justice (Exhibit A-2) [Stricken per Order No. 15].
90			R	Examples of Qwest Performance in Minnesota, dated 4/27/01 (Exhibit B) [Stricken per Order No. 15].
91				Affidavit and Exhibits of Blake Fisher, Minnesota PUC Docket No. P421/CI-011371, WCD-13 (Exhibit C).
92				Affidavit and Exhibits of Lori Deutmeyer, Minnesota PUC Docket No. P421/CI-011371, WCD-14 (Exhibit D).
93				Excerpt from Transcript of McLeodUSA 3 rd Quarter Analyst Teleconference Call (Exhibit E).
94				
95	RICHARD A. SMITH			Testimony of Richard A. Smith on behalf of Eschelon, dated August 31, 2004 (RAS-1T), as modified by Order No. 15.
96			R	July 20, 2000, letter from F. Lynne Powers to Ms. Judy Tinkham, Ms. Judy Rixe, and Mr. Ron Van Zandbergen (RAS-2) [Stricken per Order No. 15].
97			R	August 15, 2000, e-mail from Maureen G. Fahey to Judy Rixe (RAS-3) [Stricken per Order No. 15].
98				Affidavit of F. Lynn Powers submitted in Minnesota PUC Docket No. P421/CI-01-1373 (RAS-4).
99			R	July 10, 2002, letter from J. Jeffery Oxley to Arizona Corporation Commission Commissioners Marc Spitzer and Jim Irvin (RAS-5) [Stricken per Order No. 15].

NO.	WITNESS	A/R	DATE	DESCRIPTION
100				June 24, 2002, letter from J. Jeffery Oxley to Arizona Corporation Commission Commissioner Marc Spitzer (RAS-6).
101			R	January 22, 2001, letter from F. Lynn Powers to Ms. Judy Tinkham, with attachments (RAS-7) [Stricken per Order No. 15] .
102				
103	HARRY M. SHOOSHAN			Response Testimony of Harry M. Shooshan on behalf of Qwest, dated September 13, 2004 (HMS-1RT).
104				Qualifications of Harry M. (Chip) Shooshan, III (HMS-2).
105				Excerpt of July 21, 2004, transcript of deposition of Thomas L. Wilson (HMS-3).
106				Excerpt of July 22, 2004, transcript of deposition of Thomas L. Wilson (HMS-4).
107				Excerpt of July 27, 2004, transcript of deposition of Thomas L. Wilson (HMS-5).
108				May 29, 2002, Iowa Utilities Board Order in Docket No. FCU-02-2 (HMS-6).
109				Staff responses to Eschelon Data Request Nos. 3, 4, 7, 13, and 18 (HMS-7).
110				Staff responses to Qwest Data Request Nos. 58 and 97 (HMS-8).
111				
112-RTC	LARRY BROTHERSON			Response Testimony of Larry Brotherson on behalf of Qwest, dated September 13, 2004 (LBB-1RTC).
113				Exhibit A Agreement Matrix (LBB-2)

NO.	WITNESS	A/R	DATE	DESCRIPTION
114				Sections 5.17 through 5.20 of Qwest's Eighth Revision SGAT (LBB-3).
115				Template Interconnection Agreement (LBB-4)
116				August 21, 2002, letter from Adam Sherr to WUTC re: McLeodUSA Agreements No. 8A, 9A, and 42A (LBB-5).
117				September 25, 2002, WUTC Order in Docket No. UT-993007, approving McLeodUSA Agreements No. 8A, 9A, and 42A (LBB-6).
118				August 21, 2002, letter from Adam Sherr to WUTC re: Fairpoint Agreement No. 30A (LBB-7).
119				August 21, 2002, letter from Adam Sherr to WUTC re: MCI WorldCom Agreements No. 33A and 34A (LBB-8).
120				August 21, 2002, letter from Adam Sherr to WUTC re: XO Agreement No. 40A (LBB-9).
121				Qwest Wholesale website page titled "Expedites and Escalations Overview – V.14.0" (LBB-10).
122				August 21, 2002, letter from Adam Sherr to WUTC re: AT&T Agreement No. 14A (LBB-11).
123				August 21, 2002, letter from Adam Sherr to WUTC re: Integra Agreement No. 25A (LBB-12).
124				August 21, 2002, letter from Adam Sherr to WUTC re: MCI WorldCom Agreement No. 25A (LBB-13).
125				August 21, 2002, letter from Adam Sherr to WUTC re: Covad Agreement No. 7A (LBB-14).
126				April 19, 2000, U S West Service Level Agreement with Covad Communications Company (LBB-15).
127-C				Qwest Process Bulletin PB00126-6 (LBB-16C).

NO.	WITNESS	A/R	DATE	DESCRIPTION
128-C				Chart titled "Provisioning Commitments Met" (LBB-17C).
129-C				Chart titled "Line Sharing Orders Provisioned on Time" (LBB-18C).
130-C				Chart titled "30Day I-Reports" (LBB-19C).
131-C				Bridge Tap and Load Coil Removal – Wholesale Process (LBB-20C).
132-C				Chart titled "15 Day Provisioning Interval" (LBB-21C).
133				First Amendment to Local Interconnection Agreement between McLeodUSA and U S West (LBB-22).
134				Second Amendment to Local Interconnection Agreement between McLeodUSA and U S West (LBB-23).
135				Sixth Amendment to Local Interconnection Agreement between Eschelon and U S West (LBB-24).
136				June 6, 2002, Interconnection Agreement between Qwest and ELI (LBB-25).
137				August 21, 2002, letter from Adam Sherr to WUTC re: Eschelon Agreement No. 12A (LBB-26).
138				August 21, 2002, letter from Adam Sherr to WUTC re: Global Crossing Agreement No. 47A (LBB-27).
139				May 15, 2002, letter from Elizabeth M. Weber to WUTC re: Tenth Amendment to Interconnection Agreement between Qwest and Eschelon (LBB-28).
140				Qwest Wholesale website page titled "Qwest Interconnect OSS Electronic Access – V22.0" (LBB-29).

NO.	WITNESS	A/R	DATE	DESCRIPTION
141				May 9, 2002, letter from Steve Davis to WUTC re: standard for filing negotiated agreements (LBB-30).
142				August 21, 2002, letter from Steve Davis to WUTC re: Ernest Communications Agreement No. 6B (LBB-31).
143				Excerpts of July 21, 2004, transcript of deposition of Thomas L. Wilson (LBB-32).
144				Excerpts of July 22, 2004, transcript of deposition of Thomas L. Wilson (LBB-33).
145				Excerpts of July 27, 2004, transcript of deposition of Thomas L. Wilson (LBB-34).
146				Staff's responses to Qwest Data Request Nos. 123-187, dated July 19, 2004 (LBB-35).
147				Negotiated First Amendment to Wireline Interconnection Agreement between Advanced Telecom Group, Inc., and U S West Communications, Inc. (LBB-36).
148				AT&T's response to Colorado Staff's First Set of Data Requests to CLECs (LBB-37).
149				
150				