

**Qwest**

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**Adam L. Sherr**

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February 17, 2005

*Via E-Mail and U.S. Mail*

Ms. Carole J. Washburn, Executive Secretary  
Washington Utilities & Transportation Commission  
1300 S. Evergreen Park Drive SW  
P.O. Box 47250  
Olympia, WA 98504-7250

Re: Docket No. UT-033011 - Unfiled Agreements  
Order No. 20

Dear Ms. Washburn:

Following the service of Order No. 20, Qwest contacted counsel for Staff, Public Counsel and Time Warner. Based on these discussions, I can report that none of the four parties favors or believes there is a need for the oral argument discussed in paragraphs 1, 70, 72, 124 and 127 of Order No. 20. As such, it might be appropriate (assuming the Commissioners agree) to cancel the oral argument.

As to the issue of marking and admitting pre-filed testimony and exhibits, all four parties agree that this can be achieved by stipulation and without the need for a prehearing conference or the presentation of witnesses. With the following suggested modifications, the four parties stipulate that the exhibit list is correct and that the exhibits identified therein should be admitted into the record.

*Qwest exhibits.* The exhibit list is generally correct with regard to the Qwest exhibits. Qwest would, however, offer one suggestion. For the sake of clarity, Qwest would suggest that Exhibit 127-C be renamed from "Qwest Process Bulletin PB00126-6 (LBB-16C)" to "Qwest Process Bulletin PB00126-6 entitled 'Unbundled Loop Pre-Survey' (LBB-16C)."

*Time Warner exhibits.* Mr. Butler requests that Qwest's responses to Time Warner's second set of data requests be added to the exhibit list and admitted. Those responses were provided to the Commission during the November 29, 2004 settlement presentation hearing.

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*Staff exhibits.* Staff offers no corrections to the exhibit list.

Please let me know if you have any questions.

Sincerely,

Adam L. Sherr

ALS/llw

cc: Service List (*via e-mail and U.S. Mail*)