

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

In the Matter of the Petition of)	DOCKET UT-061330
)	
VERIZON NORTHWEST, INC.,)	ORDER 01
)	
Petitioner,)	
)	
)	ORDER GRANTING
For Waiver of WAC 480-120-560(2))	CONTINUING TEMPORARY
and (3))	EXEMPTION FROM RULE
.....)	

BACKGROUND

- 1 On August 16, 2006, Verizon Northwest Inc., (Verizon or the Company) filed with the Washington Utilities and Transportation Commission (Commission), pursuant to WAC 480-120-015, a petition requesting a permanent exemption from WAC 480-120-560 (2) and (3) regarding implementation intervals for requests for collocation.
- 2 In 2003, Verizon requested an exemption from WAC 480-120-560(2) and (3) as a result of the attached multi-jurisdictional settlement agreement among Verizon, Sprint, Covad, and AT&T entered into on August 27, 2003. On January 14, 2004, the Commission granted Verizon a temporary exemption with an expiration date of August 26, 2006.¹
- 3 In this Petition, Verizon requested that the Commission grant a continuing exemption from those provisions of WAC 480-120-560(2) and (3) that conflict with the terms and conditions set forth in the settlement agreement. The settlement agreement contains ordering and provisioning intervals and terms that differ from those in WAC 480-120-560(2) and (3.) Some of the settlement's intervals are shorter than those in WAC 480-120-560 (2) and (3.)
- 4 Verizon stated that Sprint, Covad, and AT&T support its petition. Verizon provided no separate notice to other customers purchasing collocation services out of Verizon's tariff WN U-20.

¹ Docket No. UT-031995, *Order No. 01 Granting Temporary Exemption from Rule* (January 14, 2004).

5 Commission staff recommends that in order to allow sufficient time for notice to and
comments from Verizon's collocation customers, the proposed exemption be reinstated
for an additional six months, with an expiration date of March 1, 2007.

FINDINGS AND CONCLUSIONS

- 6 (1) The Washington Utilities and Transportation Commission is an agency of the State
of Washington vested by statute with the authority to regulate rates, rules,
regulations, practices, accounts, securities, and transfers of public service
companies, including telecommunications companies. *RCW 80.01.040,*
Chapter 80.04 RCW, Chapter 80.36 RCW, Chapter 80.08 RCW and Chapter
80.12 RCW.
- 7 (2) Verizon is engaged in the business of providing telecommunications services
within the state of Washington and is a public service company subject to the
jurisdiction of the Commission under the provisions of Chapter 80.36 RCW.
- 8 (3) Verizon is subject to the provisions of WAC 480-120-560, requiring incumbent
telecommunications companies to allow competitive telecommunications
companies the ability to place equipment within or upon the premises of the
incumbent.
- 9 (4) Verizon requested the Commission grant an extension of the exemption from
WAC 480-120-560(2) and (3) to allow the Company to continue to apply the
implementation intervals for requests for collocation set forth in the collocation
settlement agreement between Verizon, Covad, AT&T and Sprint entered into on
August 27, 2003.
- 10 (5) WAC 480-120-015 provides that the Commission may grant an exemption from
the provisions of any rule in Chapter 480-120 WAC, if consistent with the public
interest, the purposes underlying regulation, and applicable statutes.
- 11 (6) Commission Staff recommended that the exemption be reinstated for an additional
six months, to March 1, 2007, to allow timely notice to collocation customers that
are not parties to the settlement agreement. Verizon supports the six-month
limitation of the exemption.

- 12 (7) This matter was brought before the Commission at its regularly scheduled open meeting on August 30, 2006.
- 13 (8) After reviewing the request filed in Docket UT-061330 by Verizon and giving due consideration, the Commission finds that reinstating the exemption is reasonable on a temporary basis until March 1, 2007.

ORDER

THE COMMISSION ORDERS:

- 14 (1) After the effective date of this Order, Verizon Northwest Incorporated is granted an exemption from WAC 480-120-560(2) and (3), relating to collocation provisioning, on a temporary basis until March 1, 2007.
- 15 (2) The Commission retains jurisdiction over the subject matter and Verizon Northwest Inc., to effectuate the provisions of this Order.

DATED at Olympia, Washington, and effective August 30, 2006.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

MARK H. SIDRAN, Chairman

PHILIP B. JONES, Commissioner