

[Service Date March 21, 2006]

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

TSS DIGITAL SERVICES, INC.,)	DOCKET UT-063021
)	
Petitioner,)	
)	
v.)	
)	NOTICE OF PREHEARING
QWEST CORPORATION,)	CONFERENCE
)	(Set for April 13, 2006, 9:30 a.m.)
Respondent.)	
)	
.....)	

1 TSS Digital Services, Inc., (TSS) on March 16, 2006, filed with the Washington State Utilities and Transportation Commission (commission) a petition for enforcement of interconnection agreement with Qwest Corporation (Qwest). The petition states that Qwest breached the terms of the parties’ interconnection agreement by violating its dispute resolution provisions by refusing to submit a billing dispute to arbitration as required by the agreement. Qwest has filed a suit against TSS in Thurston County Superior Court (Case No. 4-2-000324-2) as a means to resolve the billing dispute. A more detailed account of the dispute is stated in the petition, which is available for inspection at the commission’s office located at Chandler Plaza Building, 1300 S. Evergreen Park Drive S.W., Olympia, Washington, and on the commission’s web site at www.wutc.wa.gov/063021.

2 The commission will hear this matter under chapter 480-07 WAC and Part IV of chapter 34.05 RCW concerning adjudicative proceedings, including but not limited to RCW 34.05.413, RCW 34.05.431, RCW 34.05.440, RCW 34.05.449, RCW 34.05.452, and WAC 480-07-650. The commission has jurisdiction over this matter pursuant to Title 80 RCW, having legal authority to regulate the rates, services, and practices of telecommunications companies providing service within the state of Washington. Statutes involved, in addition to those previously cited, include those within chapters 80.01 RCW, 80.04 RCW, 80.36 RCW, 480-07 WAC, and 480-120 WAC, including but not limited to RCW 80.01.040, RCW 80.04.020, and RCW 80.36.610.

3 The ultimate issues involved are stated generally above and more specifically in the
petition.

4 **THE COMMISSION GIVES NOTICE That it will hold a prehearing conference
in this matter. The prehearing conference will be held at 9:30 a.m., on April 13,
2006, in Room 206, Second Floor, Chandler Plaza Building, 1300 S. Evergreen
Park Drive S.W., Olympia, Washington.**

5 The purpose of the prehearing conference is to consider any petitions to intervene, to
establish dates for such process as is appropriate to resolve the parties' dispute, to
consider formulating the issues in the proceeding and to determine other matters to
aid in the disposition of this matter, as specified in WAC 480-07-430 and 650. The
time and place for any evidentiary hearings will be set at the prehearing conference,
on the record of a later conference or hearing session, or by later written notice.

6 Petitions to intervene should be made in writing at least three business days prior to
the date scheduled for the prehearing conference, as required in WAC 480-07-355(a).
The commission will consider petitions to intervene made orally during the
conference, but strongly prefers written petitions to intervene. In addition, party
representatives must file notices of appearance with the commission, as required by
WAC 480-07-345(2), no later than the day prior to the conference. If any party or
witness needs an interpreter or other assistance, please fill out the form attached to
this notice and return it to the commission.

7 **THE COMMISSION GIVES NOTICE that any party who fails to attend or
participate in the prehearing conference set by this Notice, or any other stage of
this proceeding, may be held in default in accordance with RCW 34.05.440. The
parties are further advised that the sanction provisions of WAC 480-07-450 are
specifically invoked.**

8 The names and mailing addresses of all parties and their known representatives are as
follows:

Petitioner: TSS Digital Services, Inc.
Thomas D. Ellis
P.O. Box 69
Olympia, WA 98507

Representative: James P. Richmond
Richmond Law Group, PLLC
525 Columbia Street N.W., Suite 202
Olympia, WA 98501
(360) 754-1581

Respondent: Qwest Corporation
1600 7th Avenue, Room 3206
Seattle, WA 98191

Representative: Lisa Anderl
Qwest Corporation
1600 7th Avenue, Room 3206
Seattle, WA 98191
(206) 345-1574

9 Administrative Law Judge Dennis J. Moss will preside during this proceeding.

10 Notice of any other procedural phase will be given in writing or on the record, as the commission may deem appropriate during the course of this proceeding.

DATED at Olympia, Washington, and effective March 21, 2006.

WASHINGTON STATE UTILITIES AND TRANSPORTATION COMMISSION

CAROLE J. WASHBURN
Executive Secretary

Inquiries may be address to:

Secretary
Washington Utilities and
Transportation Commission
Chandler Plaza Building
1300 S. Evergreen Park Drive S.W.
P.O. Box 47250
Olympia, WA 98504-7250
(360) 664-1160

NOTICE

PLEASE NOTE: The hearing facilities are accessible to interested people with disabilities; that smoking is prohibited; and if limited English-speaking or hearing-impaired parties or witnesses are involved in a hearing and need an interpreter, a qualified interpreter will be appointed at no cost to the party or witness.

The information needed to provide an appropriate interpreter or other assistance should be stated below and returned to Washington Utilities and Transportation Commission, Attention: Carole J. Washburn, 1300 S. Evergreen Park Drive SW, P. O. Box 47250, Olympia, WA 98504-7250. (PLEASE SUPPLY ALL REQUESTED INFORMATION)

Docket No.: _____

Case Name: _____

Hearing Date: _____ Hearing Location: _____

Primary Language: _____

Hearing Impaired (Yes) _____ (No) _____

Do you need a certified sign language interpreter:

Visual _____
Tactile _____

Other type of assistance needed: _____

English-speaking person who can be contacted if there are questions:

Name: _____

Address: _____

Phone No.: (____) _____