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STATE OF WASH.
UTIL. AND TRANSP.
COMMISSION



December 23, 2003

*Via E-Mail and
Legal Messenger*

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 Nos. UT-031459 and UT-031626 (consolidated)
Qwest Corporation's Reply to Motions for Summary Determination

Dear Ms. Washburn:

In Paragraph 10 of Order No. 2 in this consolidated docket, the Administrative Law Judge set a briefing schedule whereby parties would file motions for summary determination on December 5, 2003 and replies on December 23, 2003. Qwest, AT&T, Commission Staff, Public Counsel and Comcast filed motions for summary determination. Time Warner filed a letter indicating support for Comcast's position. As Qwest's December 5 motion addresses each legal issue relevant to this case, Qwest will not burden the record by filing a reply brief repeating the same points.

Qwest will note, however, that a good portion of the motions of AT&T and Comcast are dedicated to policy arguments that could have properly been made by those parties during the lengthy rulemaking proceeding that ultimately resulted in the adoption of WAC 480-120-439. Those policy arguments, some of which were addressed by other carriers during the rulemaking, simply do not override the clear language of WAC 480-120-021 and -439, which, read together, unambiguously impose service quality reporting requirements on Comcast and other sizeable CLECs in Washington.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam L. Sherr", with a long, sweeping underline that extends across the width of the signature.

Adam L. Sherr

ALS/llw

Enclosures

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

CERTIFICATE OF SERVICE

Docket Nos. UT-031459 and UT-031626

I certify that I have served a true and correct copy of Qwest Corporation's Reply to Motions for Summary Determination to the parties listed below via e-mail and U.S. Mail.

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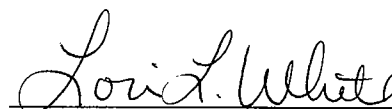
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DATED this 23rd day of December, 2003.



Lori L. White