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BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

In the Matter of Verizon's Objection, Protest and Request for Investigation in Response to Qwest's Recent Filing of its Revised Access Service Tariff Sheets 13, 13.1 and 16.

Docket No. 08-2430-01

MOTION OF VERIZON BUSINESS FOR LEAVE TO FILE SUPPLEMENTAL RESPONSE TO MOTION TO COMPEL

MCI Communications Services, Inc. d/b/a Verizon Business Services (collectively "Verizon"), through its counsel, hereby requests that Public Service Commission of Utah ("Commission") accept for filing Verizon's Supplemental Response to Motion to Compel, which is submitted concurrently herewith. In support of this Motion to Leave to File, Verizon states as follows:

1. On June 4, 2009, the Commission issued an Order on Request for Expedited Response and Consideration ("Order") in which it ordered Verizon to respond to Qwest's

Motion to Compel on the following day, Friday, June 5, 2009. Verizon Business filed its Response to Qwest's Motion to Compel on Friday, June 5th.

2. The Commission's Order also required Qwest to file its Reply Memorandum on Monday, June 8, 2009, which Qwest did. The Order states that "the Commission will determine the Motion [to Compel], including whether it can rule upon the Motion by Thursday, June 11, 2009." Order at 4. The Commission's Order makes no provision for oral argument on the Motion to Compel.

3. Qwest's has asserted in its Reply Memorandum that Verizon is seeking to avoid producing the requested information because Verizon claims it would be unduly burdensome. This assertion, which Verizon contends is incorrect, is central to Qwest's argument in its Reply, and Verizon has had no opportunity to respond to it.

4. On June 5, 2009, Qwest served Responses to Verizon's data requests in a Colorado proceeding established to address the same issues that are under consideration in the present Utah proceeding. Qwest's data responses in Colorado are relevant to the assertions made for the first time in Qwest's Reply Memorandum.

5. Because Qwest has argued a position in its Reply that Verizon did not take in its Response, because Verizon has not had an opportunity to address that position, and because Qwest's Colorado data responses were not available to Verizon at the time Verizon filed its Response to Qwest's Motion to Compel, Verizon seeks leave to file a Supplemental Response so that the Commission may be more fully apprised of the facts essential to deciding the Motion to Compel.

6. Filed concurrently herewith is Verizon's Business Supplemental Response to Qwest's Motion to Compel, to which Verizon has attached the relevant data responses served by Qwest in Colorado, and in which Verizon discusses Qwest's assertions and arguments made for the first time in its Reply.

For the foregoing reasons, Verizon respectfully requests that the Commission accept the attached Supplemental Response as part of the record in this case.

Dated this 9th day of June, 2009.

MCI COMMUNICATIONS SERVICES, INC.
d/b/a VERIZON BUSINESS SERVICES

By /s/ William J. Evans

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CERTIFICATE OF SERVICE

I hereby certify that on the 9th day of June, 2009, I caused to be sent by electronic mail a true and correct copy of the foregoing **MOTION OF VERIZON BUSINESS FOR LEAVE TO FILE SUPPLEMENTAL RESPONSE TO MOTION TO COMPEL** to the following, and a hard copy to each of the following in the manner indicated below:

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