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State of Utah
Department of Commerce
Division of Public Utilities

FRANCINE GIANI
Executive Director

THAD LEVAR
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CONSTANCE B. WHITE
Director, Division of Public Utilities

October 24, 2006

TO: PUBLIC SERVICE COMMISSION

FROM: DIVISION OF PUBLIC UTILITIES
Constance B. White, Director
Casey Coleman, Acting Manager, Telecommunications
Bart Croxford, Utility Analyst

Re: Petition of Level 3 Communications, LLC for an exemption of various regulatory requirements and amendment to its Certificate of Public Convenience and Necessity in Docket No. 06-2266-01

Level 3 Communications, LLC ("Level 3") filed a petition with the Commission for an exemption of various regulatory requirements and amendment to its Certificate of Public Convenience and Necessity on April 6, 2006 in Docket No. 06-2266-01.

The Division has been discussing this petition with Level 3's attorney and has not yet come to an agreement as to how it should proceed in this docket. The Division, therefore, will withhold its recommendation until an agreement is reached.

cc: William J. Evans, Parsons Behle Latimer
Michael Ginsberg, Assistance Attorney General