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Services, Inc. d/b/a PAETEC Business Services

BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

<p>QWEST CORPORATION,</p> <p style="text-align: right;">Complainant,</p> <p style="text-align: center;">v.</p> <p>MCLEODUSA TELECOMMUNICATIONS SERVICES, INC., d/b/a PAETEC BUSINESS SERVICES.</p> <p style="text-align: right;">Respondents.</p>	<p>Docket No. 09-049-37</p> <p>PAETEC ANSWER TO QWEST COMPLAINT</p>
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McLeodUSA Telecommunications Services, Inc. d/b/a PAETEC Business Services (“PAETEC”) provides this Answer to the Complaint filed by Qwest Corporation (“Qwest”).


1. PAETEC neither admits nor denies the information in paragraph 1.
2. PAETEC admits the allegations in paragraph 2.
3. Upon information and belief, PAETEC admits the allegations in paragraph 3.
4. PAETEC admits the allegations in paragraph 4.
5. PAETEC admits that the Commission has jurisdiction over Qwest’s complaint and over PAETEC. The referenced statutes speak for themselves and PAETEC neither admits nor denies the legal conclusions in paragraph 5.
6. PAETEC admits the allegations in the first sentence of paragraph 6. PAETEC denies the remaining allegations in paragraph 6.
7. PAETEC admits the allegations in paragraph 7.
8. PAETEC admits the allegations in paragraph 8.

9. PAETEC admits the allegations in paragraph 9.
10. PAETEC admits the allegations in paragraph 10.
11. PAETEC admits the allegations in paragraph 11.
12. PAETEC admits the allegations in paragraph 12.
13. PAETEC admits the allegations in paragraph 13.
14. PAETEC admits the allegations in paragraph 14.
15. PAETEC admits the allegations in the first sentence in paragraph 15. PAETEC denies the remainder of the allegations in paragraph 15.
16. PAETEC denies the allegations in paragraph 16.
17. PAETEC admits the allegations in paragraph 17.
18. PAETEC admits that the document attached as Exhibit C to the Complaint is an order of the Minnesota Public Utilities Commission. That order speaks for itself and PAETEC denies any inconsistent interpretation of that order.
19. PAETEC admits the allegations in paragraph 19.
20. PAETEC provides the same responses as set forth in paragraphs 1-19.
21. The statements in paragraph 21 are allegations of law, not of fact, and the cited statute speaks for itself. To the extent that any of these statements can be construed as an allegation of fact, PAETEC denies those allegations.
22. PAETEC provides the same responses as set forth in paragraphs 1-19.
23. The statements in paragraph 23 are allegations of law, not of fact, and the cited statute speaks for itself. To the extent that any of these statements can be construed as an allegation of fact, PAETEC denies those allegations.
24. PAETEC denies that Qwest is entitled to the relief requested in paragraph 24 or that any relief is appropriate.

WHEREFORE, PAETEC respectfully requests that the Commission deny Qwest's Complaint.

RESPECTFULLY SUBMITTED this 9th day of July 2009.

DAVIS WRIGHT TREMAINE LLP


Gregory J. Kopta