

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

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)	<u>DOCKET NO. 06-049-40</u>
In the Matter of the TRRO/Request for)	
Commission Review and Approval of)	<u>NOTICE OF REQUEST FOR COMMENTS</u>
Wire Center Lists)	<u>ON JOINT QWEST AND CLEC MOTION</u>
)	<u>AND SETTLEMENT AGREEMENT</u>
)	

ISSUED: June 29, 2007

By the Commission:

The Commission seeks comments on the Joint Motion for Approval of Settlement Agreement and the Settlement Agreement submitted June 25, 2007, by Qwest Corporation (“Qwest”), Covad Communications Company (“Covad”), Eschelon Telecom of Utah, Inc. (“Eschelon”), McLeodUSA Telecommunications Services, Inc. (“McLeodUSA”), Integra Telecom of Utah, Inc. (“Integra”) and XO Communications Services, Inc. (“XO”) (collectively, “Parties”).

The Settlement Agreement is represented as resolving disputed issues between the Parties and provides definitions of key terms; the Parties’ agreement concerning Qwest wire centers that are considered initial non-impaired wire centers, and the associated tier levels and effective dates; the Parties’ agreement regarding a nonrecurring charge (“NRC”) for conversions of unbundled network elements (“UNEs”) to alternative services or products, including an agreed-upon NRC rate and length of term, how credits may be made for those competitive local exchange carriers (“CLECs”) which have already paid a higher NRC rate and the status of the rate after three years; explains a methodology that the Parties have agreed to, for purposes of non-impaired facilities, to determine non-impairment and/or tier designations, including how to

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count “ business lines” and “fiber-based collocators;”and the Parties’ agreement regarding how Qwest can request Commission approval of non-impairment designations and additions to the Commission-approved non-impaired wire center list in the future (i.e., future additions to the initial Commission-approved list). The Parties represent that the Settlement Agreement is consistent with prior orders of the Commission, notably the Commission’s September 11, 2006 Report and Order in this docket, but request that a Commission order approving the Settlement supersede any previous Commission order to the extent any part of a previous order is inconsistent with the Parties’ settlement. The Joint Motion and Settlement Agreement may be reviewed at the Commission’s office, Heber M. Wells Building, 4th Floor, 160 East 300 South, Salt Lake City, Utah 84111, or viewed through the internet, at <http://www.psc.utah.gov/telecom/06docs/0604940/53762-6-22-07JointMotion.doc>.

Comments on whether the Commission should or should not approve the Settlement Agreement as requested in the Joint Motion may be filed with the Commission on or before July 30, 2007. Comments must be submitted in the form of one paper original with five paper copies and one electronic copy.

DATED at Salt Lake City, Utah, this 29th day of June, 2007.

/s/ Julie Orchard
Commission Secretary
G#53790