

Melissa K. Thompson
Qwest Services Corporation
1801 California Street, 10th Floor
Denver, CO 80202
303-383-6728
303-296-3132 (fax)
melissa.thompson@qwest.com

Attorney for Qwest Corporation

BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

In re Petition of Qwest Corporation to
Open a Commission Investigation and
Adjudicatory Proceeding to Verify Qwest
Wire Center Data and Resolve Related Issues

Docket No. _06-049-40_____

**QWEST CORPORATION'S MOTION
FOR AN ORDER COMPELLING
THE PRODUCTION OF CLEC-
SPECIFIC WIRE CENTER DATA**

Qwest Corporation ("Qwest") hereby requests that the Commission enter an order directing Qwest to produce certain data essential to this proceeding in a disaggregated form that will permit parties to match specific data with specific competitive local exchange carriers ("CLECs"). Qwest expects to produce these data with its testimony in this proceeding and potentially in response to discovery requests and, accordingly, seeks an order directing it to produce the data on a CLEC-specific basis both in testimony and in its response to discovery requests. Qwest seeks this order because CLEC-specific wire center data likely will be demanded by parties interested in this proceeding for the purposes of counting business line counts and fiber collocators in specific wire centers. Without an order compelling it to do so, Qwest may not lawfully be able to produce disaggregated data that can be matched to individual CLECs.

The primary purpose of this proceeding is for the Commission determine the quantities of business lines and fiber collocators in Utah wire centers so that carriers can implement the Section 251(d)(2) impairment standards set forth in the FCC's Triennial Review Remand Order ("TRRO") for high-capacity dedicated transport and loops.¹ Based on prior experience, Qwest anticipates that interested parties, including the Commission itself, will desire to review the wire center data Qwest produces on a CLEC-specific basis to permit determinations of the numbers of business access lines and fiber collocations that each CLEC has in a particular wire center. By having this information specific to each CLEC instead of in an aggregated form, the Commission and interested parties will be able to conduct their own calculations of the total numbers of business lines and fiber collocators reflected in Qwest's data. These "bottom up" calculations would not be possible with aggregated data masking the identities of individual CLECs, and use of aggregated data therefore would reduce the likelihood of the parties to this proceeding eventually agreeing upon the counts in wire centers.

Data that disclose the business line counts and locations of fiber collocations for individual CLECs may be protected under Section 222 of the Telecommunications Act of 1996 and pursuant to other federal and state privacy laws. Qwest will not produce these data absent an order from the Commission compelling it to do so. Accordingly, to permit all interested parties to conduct full and thorough analyses of wire center data in this proceeding, the Commission should:

- (1) Order Qwest to produce wire center data in a form that will permit interested parties

¹ Order on Remand, *In the Matter of Review of Unbundled Access to Network Elements, Review of Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers*, CC Docket No. 01-338, WC Docket No. 04-313 (FCC rel. February 4, 2005).

to match the data with individual carriers;²

(2) Direct that the information will be produced under the “Confidential” designation of the Protective Order that will govern this proceeding; and

(3) Confirm that the order will not prevent any party, including Qwest, from asserting proper objections to discovery requests.

RESPECTFULLY SUBMITTED this 1st day of March, 2006.

Melissa K. Thompson
Qwest Services Corporation

Attorney for Qwest Corporation

² The Commission's order should explain that the information Qwest produces may include, for example, identification by CLEC or carrier of specific purchases and receipt of services from Qwest. In addition, the Commission should clarify that the order directing Qwest to produce CLEC-specific information applies in circumstances where a carrier is not specifically identified in the data but the data reflect such small volumes that parties with knowledge of the market could infer the identity of the carrier.

CERTIFICATE OF SERVICE

I certify that the original and five copies of **QWEST CORPORATION'S MOTION FOR AN ORDER COMPELLING THE PRODUCTION OF CLEC-SPECIFIC WIRE CENTER DATA** were hand-delivered on March 1, 2006 to:

Julie P. Orchard
Commission Administrator
Utah Public Service Commission
Heber M. Wells Building, 4th Floor
160 East 300 South
Salt Lake City, UT 84111

and a true and correct copy was sent by U.S. mail, postage prepaid, on March 1, 2006, to:

Gregory J. Kopta
Davis Wright Tremaine LLP
2600 Century Square
1501 Fourth Avenue
Seattle, WA 98101-1688
