

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

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In the Matter of CenturyLink’s Petition for )  
Review and Modification of its Performance ) DOCKET NO. 13-049-15  
Assurance Plan and Performance Indicator ) REPORT AND ORDER  
Definitions Consistent with the Colorado )  
Settlement )  
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ISSUED: September 4, 2013

By The Commission:

This matter is before the Commission on the application of Qwest Corporation d/b/a CenturyLink QC (“CenturyLink”) for approval of its petition, filed July 20, 2013, to modify CenturyLink’s Performance Assurance Plan (“PAP”) and Performance Indicator Definitions (“PIDs”) consistent with the settlement agreement in Colorado as follows:

1. Approve Exhibits Y (redesigned PAP) and Z (redesigned PIDs) with an effective date of January 1, 2014, to replace the existing PAP and PIDs in Utah; and
2. Deem all existing interconnection agreements that currently contain the PAP and PIDs be modified to incorporate these revisions, also effective January 1, 2014, without need for further filings or approvals.

On August 5, 2013, the Commission issued a notice of filing and comment period in this docket. The notice of comment period ended on September 3, 2013, and no adverse comments were filed.

On September 3, 2013, the Division of Public Utilities (the “Division”) submitted its recommendation to approve the application. “The Division has reviewed the submitted

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information by CenturyLink. The PAP and PID revision[s] would streamline the process of monitoring for CenturyLink while providing for a tiered payment structure for companies who would be impacted by CenturyLink not meeting the PAP. The Division believes that interested parties either participated in the proceedings in Colorado or have had time to express any concerns with the proposed changes. . . .Additionally the Division believes adoption of the proposed revisions has merit for CenturyLink as well as Competitive Local Exchange Carriers. Therefore the Division recommends the Commission grant the petition and [approve the request].” Division Memo at 1-2, filed September 3, 2013.

ORDER

Having reviewed the application, the Division’s recommendation, and there being no opposition filed, the Commission finds approval of the application to be just and reasonable, and in the public interest, and therefore we approve it. Accordingly, we (1) Approve Exhibits Y (redesigned PAP) and Z (redesigned PIDs) with an effective date of January 1, 2014, to replace the existing PAP and PIDs in Utah; and (2) Deem all existing interconnection agreements that currently contain the PAP and PIDs be modified to incorporate these revisions, also effective January 1, 2014, without need for further filings or approvals.

DATED at Salt Lake City, Utah, this 4<sup>th</sup> day of September, 2013.

/s/ Melanie A. Reif  
Administrative Law Judge

Approved and confirmed this 4<sup>th</sup> day of September, 2013, as the Report and Order issued by the Public Service Commission of Utah.

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/s/ Ron Allen, Chairman

/s/ David R. Clark, Commissioner

/s/ Thad LeVar, Commissioner

Attest:

/s/ Gary L. Widerburg  
Commission Secretary

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Notice of Opportunity for Agency Review or Rehearing

Pursuant to Utah Code Ann. §§ 63G-4-301 and 54-7-15, a party may seek agency review or rehearing of this order by filing a request for review or rehearing with the Commission within 30 days after the issuance of the order. Responses to a request for agency review or rehearing must be filed within 15 days of the filing of the request for review or rehearing. If the Commission fails to grant a request for review or rehearing within 20 days after the filing of a request for review or rehearing, it is deemed denied. Judicial review of the Commission's final agency action may be obtained by filing a Petition for Review with the Utah Supreme Court within 30 days after final agency action. Any Petition for Review must comply with the requirements of Utah Code Ann. §§ 63G-4-401, 63G-4-403, and the Utah Rules of Appellate Procedure.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 4<sup>th</sup> day of September, 2013, a true and correct copy of the foregoing was delivered upon the following as indicated below:

By Electronic-Mail:

Torry R. Somers ([torry.r.somers@centurylink.com](mailto:torry.r.somers@centurylink.com))  
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Administrative Assistant