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Manager - Public Policy

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2003 SEP 11 P 3: 56

AZ CORP COMMISSION
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Qwest

September 11, 2003

John F. Bostwick
Administrative Services Officer II
Utilities Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, AZ 85007

Arizona Corporation Commission

DOCKETED

SEP 11 2003

DOCKETED BY	<i>CRK</i>
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Dear Mr. Bostwick:

Re: Qwest LD Corporation d/b/a Qwest Long Distance
Docket No. T-04109A-03-0464
90

Enclosed please find Qwest's informal responses to STF 01-001 and -002 in Staff's first set of data requests in the above referenced docket.

If you have questions, please contact me.

Very truly yours,

Reed Peterson
(RM)

Enclosures

Arizona
Arizona QLDC Application
STF 1-Informal-001

INTERVENOR: Arizona Corporation Commission Staff

REQUEST NO: 001

Indicate if the Applicant or any of its officers, directors, partners, or managers has been or are currently involved in any formal or informal complaint proceedings pending before any state or federal regulatory commission, administrative agency, or law enforcement agency.

Describe in detail any such involvement. Please make sure you provide the following information:

1. States in which the Applicant has been or is involved in proceedings.
2. Detailed explanations of the Substance of the Complaints.
3. Commission Orders that resolved any and all Complaints.
4. Actions taken by the Applicant to remedy and/or prevent the Complaints from re-occurring

RESPONSE:

In answering these requests, and to avoid providing information that is not relevant to the application, such as information related to domestic or like matters, QLDC interprets the questions as seeking information related to the individuals' professional responsibilities. Moreover, Qwest interprets the word "involve" as used in the requests as requesting information where an individual is a party to a civil action or the subject of a criminal investigation.

Based upon these interpretations, QLDC states that it does have any responsive information.

Respondent: Legal

Arizona
Arizona QLDC Application
STF 1-Informal-002

INTERVENOR: Arizona Corporation Commission Staff

REQUEST NO: 002

Indicate if the Applicant or any of its officers, directors, partners, or managers has been or are currently involved in any civil or criminal investigation, or had judgments entered in any civil matter, judgments levied by any administrative or regulatory agency, or been convicted of any criminal acts within the last ten (10) years.

Describe in detail any such judgments or convictions. Please make sure you provide the following information:

1. States involved in the judgments and/or convictions.
2. Reasons for the investigation and/or judgment.
3. Copy of the Court order, if applicable.

RESPONSE:

In answering these requests, and to avoid providing information that is not relevant to the application, such as information related to domestic or like matters, QLDC interprets the questions as seeking information related to the individuals' professional responsibilities. Moreover, Qwest interprets the word "involve" as used in the requests as requesting information where an individual is a party to a civil action or the subject of a criminal investigation.

Based upon those interpretations, QLDC states that Mark Evans was named in a lawsuit (Civil Case No. 02-RB-464 (PAC), In re Qwest Savings and Retirement Plan ERISA Litigation, In the United States District Court for the District of Colorado), pursuant to which the plaintiffs (participants of the Qwest Retirement Plan (the "Plan"), allege that the members of the Plan's investment committee (the "Investment Committee") (including Mr. Evans, who was on the Investment Committee) of US West/Qwest breached their fiduciaries duties by failing "to provide sufficient independent information to participants the Plan to allow such participants to achieve the stated purpose of the Plan to provide such employees with a voice in major decisions affect US West/Qwest" and "[f]ailing to disclose to participants material information concerning Qwest and Fund Shares which they knew or should have known.

Respondent: Legal