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Arizona Corporation Commission
Docket
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BEFORE THE ARIZONA CORPORATION COMMISSION

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DOCKETED
Jr

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF U S WEST
COMMUNICATIONS, INC.'S COMPLIANCE
WITH SECTION 271 OF THE
TELECOMMUNICATIONS ACT OF 1996.

Docket No. T-00000A-97-0238

**ELECTRIC LIGHTWAVE,
INC.'S COMMENTS RE
CHECKLIST ITEMS 2, 5, 6**

Electric Lightwave, Inc. ("ELI") submits these comments regarding checklist item 2, including network elements ("UNEs") and unbundled network element combinations ("UNE-Cs"), checklist item 5 (transport) and checklist item 6 (switching) for the upcoming workshops and in response to Qwest's filings and SGAT revisions on those issues.

To comply with § 271 and meet its obligations under checklist items 2, 5 and 6, Qwest must demonstrate that it has fully implemented its obligations to provide non-discriminatory access to UNEs, UNE-Cs, transport and switching. Further, all the provisions of Qwest's SGAT must comply with its obligations under checklist items 2, 5 and 6 and the Telecommunications Act. And Qwest's SGAT must comply with §§ 252(d) and 251 of the Telecommunications Act. Finally, Qwest must meet its burden by producing concrete evidence demonstrating its current and present compliance with those

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1 checklist items. Qwest has the burden of demonstrating full implementation and actual
2 compliance with each checklist item.

3 By these workshops, this Commission is investigating Qwest’s SGAT and
4 its actual delivery, including ordering, provisioning, maintenance and repair of applicable
5 products and services to determine compliance with § 271 obligations. At this juncture,
6 Qwest hasn’t demonstrated its compliance with checklist items 2, 5 and 6. In its SGAT,
7 Qwest outlines product offerings and provisioning processes regarding UNEs and UNE
8 combinations. In many cases, however, these processes have either not been
9 commercially tested or, in the instances ELI has placed orders for additional requirements
10 not included in the SGAT, have been encountered causing provisioning delays.
11 Additionally, ELI is concerned that Qwest has failed to meet its provisioning obligations
12 by only offering DS1 & DS3 “capable” loops instead of the required “High Capacity
13 Loops” including Ocn Loops. Further, Qwest offers a BFR process for products beyond
14 their “standard” offering again introducing processes which are cumbersome and costly
15 for the CLEC.

16 In turn, Qwest must verify and validate its product offerings and
17 provisioning processes. Also, this Commission should examine Qwest’s actual practices
18 and performance in provisioning UNEs and UNE combinations. Specifically, ELI
19 submits that Qwest should be required to formulate specific provisioning processes for all
20 product offerings and UNEs.

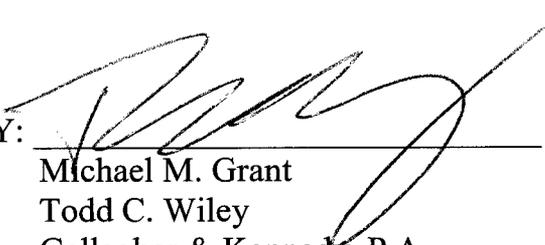
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1 Likewise, Qwest has failed to demonstrate adequate provisioning intervals
2 for all UNEs by excluding specific intervals from its SGAT and, instead, referring
3 CLECs to documents beyond the jurisdiction of the SGAT. Further, ELI submits that
4 Qwest must be required to support its provisioning intervals with self-executing remedies
5 for non-compliance of such provisioning intervals (such self-executing remedies are
6 clearly not coextensive with backsliding and performance penalties). Further, ELI
7 intends to supplement these comments with specific sections from Qwest's SGAT that
8 do not meet its § 271 obligations. Ultimately, Qwest has failed to demonstrate its
9 compliance with the competitive checklist and §§ 251(c) and 252(d) of the
10 Telecommunications Act. On those issues, ELI joins in the comments filed by the other
11 CLECs on these checklist items.

12 Dated this 21 day of September, 2000

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22 ORIGINAL and ten copies filed this
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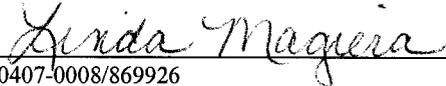
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