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AZ CORP COMMISSION  
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Via AirBorne Express

Deborah R. Scott  
Director, Utilities Division  
Docket Control Center  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, AZ 85007-2996

**Re: In the Matter of the Qwest Corporation Tariff Filing to Introduce a New Rate Structure for an Access Service Used by Interexchange Carriers  
Docket No. T-01051B-01-0391**

Dear Ms. Scott:

Enclosed are the original and ten copies of the Motion of Eschelon Telecom of Arizona, Inc. to Intervene and in Opposition to Qwest's Access Services Tariff Filing, together with a Cover Sheet and a Certificate of Service, in the above-entitled docket.

If you have any questions regarding this filing, please contact my secretary Doug Strand at 612-436-6225 or me at the number below.

Sincerely,

Dennis D. Ahlers  
Senior Attorney  
Eschelon Telecom, Inc.  
(612) 436-6249

Enclosures

cc: Richard Corbetta, Qwest Corporation  
Timothy Berg/Theresa Dwyer, Fennemore Craig (Qwest)  
Richard R. Wolf, Illuminet  
Richard Boyles, Arizona Corporation Commission

Arizona Corporation Commission

**DOCKETED**

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INTERVENTION

BEFORE THE ARIZONA CORPORATION COMMISSION

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AZ CORP COMMISSION  
DOCUMENT CONTROL

WILLIAM A. MUNDELL  
Chairman  
JIM IRVIN  
Commissioner  
MARC SPITZER  
Commissioner

IN THE MATTER OF THE QWEST )  
CORPORATION TARIFF FILING TO )  
INTRODUCE A NEW RATE )  
STRUCTURE FOR AN ACCESS )  
SERVICE USED BY INTEREXCHANGE )  
CARRIERS. )  
\_\_\_\_\_ )

DOCKET NO. T-01051B-01-0391

**MOTION OF ESCHELON TELECOM  
OF ARIZONA, INC. TO INTERVENE  
AND IN OPPOSITION TO QWEST'S  
ACCESS SERVICES TARIFF FILING**

Eschelon Telecom of Arizona, Inc. (Eschelon) hereby submits a Motion to Intervene in and Notice of Opposition to the recent Qwest tariff filing in Docket No. T-01051B-01-0391 revising its Access Services Tariff. On August 28, 2001, the Arizona Corporation Commission (Commission) suspended that proposed tariff revision. Eschelon respectfully requests that the Commission reject the proposed tariff as contrary to public policy and inconsistent with Commission-approved Interconnection Agreements.

**I. Intervention**

Eschelon Telecom of Arizona, Inc.'s offices are located at 2020 North Central Avenue, Suite 700, Phoenix, AZ 85004. Eschelon Telecom of Arizona, Inc., is a subsidiary of Eschelon Telecom, Inc., 730 2nd Avenue South, Suite 1200, Minneapolis, MN 55402. Telephone No. 612-436-6249.

Eschelon is a CLEC and as such is both a customer of and a competitor of Qwest. Eschelon wishes to intervene in this matter because it imposes a new rate on Eschelon for services that are essential and over which Qwest has a monopoly. Eschelon will receive no additional services as a result of this addition, only additional costs.

Eschelon has mailed a copy of this Motion to Qwest.

**II. Opposition To Tariff**

Eschelon uses the services of Illuminet, a private, third-party provider of SS7 to provide its SS7 messaging services. Illuminet connects to other SS7 networks, including that of Qwest. Illuminet passes its charges from Qwest on to Eschelon. Therefore, to the extent that Qwest is

allowed to impose new charges for SS7 services under the proposed tariff, there will be a direct economic impact on Eschelon.

Eschelon has several objections to the proposed tariff. It appears that Qwest cannot identify with any certainty the jurisdictional nature of calls. This may result in interstate calls being charged as intrastate or vice versa. More importantly, this may also result in Qwest utilizing its intrastate interexchange access tariff to charge for SS7 messages that are associated with local calls. The charges for SS7 messages associated for local calls are addressed and determined under Eschelon's Interconnection Agreement with Qwest. Qwest should not be allowed to do an "end run" around the Interconnection Agreement by filing a tariff that purports to address access services. Furthermore, this may result in double recovery by Qwest and thus, possible double payment by Eschelon and other CLECs. Eschelon has a Bill and Keep arrangement with Qwest which establishes a settlement arrangement between the parties regarding payments for the exchange of local traffic. Thus, it would be inappropriate to bill Illuminet for SS7 messages associated with Eschelon's local calls.

Eschelon has reviewed and is in support of Illuminet's position, as filed with the Commission, that this tariff should be fully scrutinized by the Commission and other affected parties before it is allowed to take effect. To allow it to become effective could undermine Eschelon's Interconnection Agreement and impose an unjustified economic burden on Eschelon and other CLECs as well as on Illuminet.

Therefore, Eschelon respectfully requests that the Commission grant Eschelon's request to intervene in this matter and reject the Qwest tariff filing in Docket No. T-01051B-01-0391. Eschelon requests that it be placed on the service list for this matter and be notified of any scheduled action regarding this tariff.

Respectfully submitted,



Dennis D. Ahlers  
Senior Attorney  
Eschelon Telecom, Inc.  
730 Second Avenue South, Suite 1200  
Minneapolis, MN 55402-2456  
(612) 436-6249

Dated: September 26, 2001

CERTIFICATE OF SERVICE

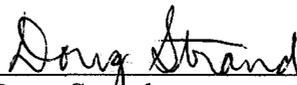
I certify that the MOTION OF ESCHELON TELECOM OF ARIZONA, INC. TO INTERVENE AND IN OPPOSITION TO QWEST'S ACCESS SERVICES TARIFF FILING in Arizona Corporation Commission Docket No. T-01051B-01-0391 was sent by U.S. Mail, postage prepaid, on September 26, 2001, to:

Richard Corbetta  
Qwest Corporation  
1801 California Street, 38th Floor  
Denver, CO 80202

Timothy Berg  
Theresa Dwyer  
Fennemore Craig  
3003 North Central, Suite 2600  
Phoenix, AZ 85012

Richard Boyles  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, AZ 85007-2996

Richard R. Wolf, Vice President  
Legal and Regulatory Affairs  
Illuminet  
4501 Intelco Loop SE  
PO Box 2909  
Olympia, WA 98507-2909

  
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Doug Strand