

**ORIGINAL**



0000057553

19

RECEIVED

**BEFORE THE ARIZONA CORPORATION COMMISSION**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

**JEFF HATCH-MILLER**  
Chairman  
**MARC SPITZER**  
Commissioner  
**WILLIAM MUNDELL**  
Commissioner  
**MIKE GLEASON**  
Commissioner  
**KRISTIN MAYES**  
Commissioner

2006 JUL 31 P 3:33

AZ CORP COMMISSION  
DOCUMENT CONTROL

Arizona Corporation Commission  
**DOCKETED**  
JUL 31 2006

DOCKETED BY nr

**IN THE MATTER OF LEVEL 3  
COMMUNICATIONS, LLC'S PETITION FOR  
ARBITRATION PURSUANT TO SECTION  
252(b) OF THE COMMUNICATIONS ACT OF  
1934, AS AMENDED BY THE  
TELECOMMUNICATIONS ACT OF 1996,  
AND THE APPLICABLE STATE LAWS FOR  
RATES, TERMS, CONDITIONS OF  
INTERCONNECTION WITH QWEST  
CORPORATION**

DOCKET NO. T-03654A-05-0350  
T-01051B-05-0350

**JOINT MOTION OF LEVEL 3 COMMUNICATIONS, LLC AND QWEST  
CORPORATION FOR AN EXTENSION OF DATE TO FILE COMPLIANT  
INTERCONNECTION AGREEMENT**

Level 3 Communication, LLC ("Level 3") and Qwest Corporation ("Qwest") ("the Parties") hereby jointly request that the Arizona Corporation Commission ("Commission") extend the date upon which the Parties are required to file a signed interconnection agreement ("ICA") that complies with Order No. 68817 in this matter to Friday, August 18, 2006.

The grounds for this motion are set forth hereafter:

**GROUND FOR JOINT MOTION**

1. Order No. 68817 orders, among other things, to file a signed compliant interconnection agreement thirty days after the issuance of Order No. 68817.
2. As of the date of this Motion, the issues set forth in the ordering provisions of

1 Order No. 68817 are under discussion by the Parties, but have not been resolved. For example, a  
2 redlined version of the ICA has been prepared, which in the process of being reviewed. Because  
3 of demands on counsel for both parties (including recent hearings in other states) and their  
4 support staff, the Parties have been unable to complete the review process, but are moving  
5 forward in good faith to do so.

6 3. Prearranged vacation schedules by persons integral to the process will inhibit the  
7 ability of the Parties to immediately complete the review process (and any negotiations necessary  
8 to work out unresolved items). Therefore, to assure that the Parties have adequate time to  
9 complete the process, the Parties jointly request that the Commission extend the date for filing a  
10 signed ICA to August 18, 2006.

11 4. When it became clear that the Parties would be unable to meet the filing date, they  
12 jointly notified Judge Rodda. Because this matter is a compliance matter, she recommended that  
13 the Parties file a formal motion for an extension.

14 5. Based on the foregoing, the Parties request that the Commission grant the Joint  
15 Motion.

16 RESPECTFULLY SUBMITTED this 31st day of July, 2006.

17  
18  
19   
20 By \_\_\_\_\_  
21 Erik Cecil  
22 Regulatory Counsel  
23 Level 3 Communications, LLC  
24 1025 Eldorado Boulevard  
25 Broomfield, CO  
26 (720) 888-1319

*Attorney for Level 3 Communications, LLC*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26



Norman G. Curtright  
Corporate Counsel, Qwest Corporation  
20 East Thomas Road, 16<sup>th</sup> Floor  
Phoenix, Arizona 85012  
(602) 630-2187

*Attorney for Qwest Corporation*

1 ORIGINAL and 13 copies hand-delivered  
2 for filing this 31st day of July, 2006, to:

3 Docket Control  
4 ARIZONA CORPORATION COMMISSION  
5 1200 West Washington Street  
6 Phoenix, AZ 85007

7 COPY of the foregoing hand delivered  
8 this 31st day of July, 2006, to:

9 Lyn Farmer, Chief Administrative Law Judge  
10 Jane Rodda, Administrative Law Judge  
11 Hearing Division  
12 ARIZONA CORPORATION COMMISSION  
13 1200 W. Washington  
14 Phoenix, AZ 85007  
15 jrodda@cc.state.az.us

16 Maureen A. Scott, Esq.  
17 Legal Division  
18 ARIZONA CORPORATION COMMISSION  
19 1200 W. Washington Street  
20 Phoenix, AZ 85007

21 Christopher Kempley, Chief Counsel  
22 Legal Division  
23 Arizona Corporation Commission  
24 1200 W. Washington Street  
25 Phoenix, AZ 85007

26 Ernest Johnson, Director  
Utilities Division  
Arizona Corporation Commission  
1200 West Washington Street  
Phoenix, AZ 85007

Copy of the foregoing mailed  
this 31st day of July, 2006, to:

Michael W. Patten  
Roshka Heyman & De Wulf, PLC  
One Arizona Center  
400 East Van Buren Street, Suite 800  
Phoenix, AZ 85004  
[mpatten@rhd-law.com](mailto:mpatten@rhd-law.com)

1 Henry T. Kelley  
Joseph E. Donovan  
2 Scott A. Kassman  
Kelley, Drye & Warren, LLP  
3 333 W. Wacker Drive  
Chicago, IL 60606  
4 Email: [HKelly@KelleyDrye.com](mailto:HKelly@KelleyDrye.com)  
[JDonovan@KelleyDrye.com](mailto:JDonovan@KelleyDrye.com)  
5 [SKassman@KelleyDrye.com](mailto:SKassman@KelleyDrye.com)

6 Christopher W. Savage  
Cole, Raywid & Braverman, LLP  
7 1919 Pennsylvania Avenue, NW  
Washington, D.C. 20006  
8 Email: [csavage@crblaw.com](mailto:csavage@crblaw.com)

9 Richard E. Thayer, Esq.  
Director – Intercarrier Policy  
10 Level 3 Communications, LLC  
1025 Eldorado Boulevard  
11 Broomfield, CO 80021  
Email: [rick.thayer@level3.com](mailto:rick.thayer@level3.com)  
12

13 Erik Cecil, Regulatory Counsel  
Level 3 Communications, LLC  
14 1025 Eldorado Boulevard  
Broomfield, CO 80021  
15 Email: [erik.cecil@level3.com](mailto:erik.cecil@level3.com)

16

17   
18 \_\_\_\_\_

18

19

20

21

22

23

24

25

26