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NOTICE

2002 JUN 20 A 1:14

AZ CORP COMMISSION
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TO: All Parties
In Docket No. T-00000A-97-0238

FROM: Maureen A. Scott
Attorney, Legal Division

DATE: June 20, 2002

SUBJECT: Request for Comment

On February 14, 2002, the Minnesota Department of Commerce filed a Complaint with the Minnesota Public Utilities Commission ("MPUC") against Qwest alleging that Qwest had entered into interconnection agreements, or amendments to interconnection agreements but had not filed those agreements with the MPUC for approval as required by Section 252(e) of the Federal Act. Qwest filed an Answer to the Complaint alleging, in part, that the agreements were not "interconnection agreements", and therefore, Qwest had no obligation under Section 252(e) of the Federal Act to file the agreements with the MPUC for approval.

AT&T Communications of the Mountain States, Inc. ("AT&T") and TCG Phoenix ("TCG") filed a Motion in this proceeding to reopen the record in portions of the case to determine whether Qwest was actually 271 compliant given its actions in not filing certain agreements with Arizona CLECs with the Commission for approval under the Federal Act.

Staff filed a response alternatively recommending that the Commission commence a separate investigation into Qwest's compliance with Section 252(e) of the 1996 Act in Arizona. The Hearing Division denied AT&T's Motion to Reopen the Section 271 Record to examine the individual agreements at issue and a separate proceeding was commenced which is still ongoing before the Commission.

The Commission Staff invites any and all parties to submit comment on whether they believe that provisions in several of these agreements wherein the CLECs agreed not to participate in the 271 proceeding or other proceedings before the Commission in any way adversely affected the integrity of the 271 record. If you believe that any of the unfiled agreements or agreements wherein the CLECs agreed not to participate in the 271 proceeding did affect the integrity of the Section 271 proceeding, please include a detailed discussion explaining your response. Please include what you believe to be any outstanding issues as a result of such agreements and how the Commission can best resolve them. Please submit any written comments you may have on this issue in this docket no later than Thursday, June 27, 2002.

Arizona Corporation Commission

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1200 WEST WASHINGTON, PHOENIX, ARIZONA 85007-2996 / 400 WEST CONGRESS STREET, TUCSON, ARIZONA 85701-1347

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JUN 20 2002

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1 Original and ~~ten~~ copies of the foregoing
2 were filed this 20th day of June, 2002, with:

3 Docket Control
4 Arizona Corporation Commission
5 1200 West Washington Street
6 Phoenix, AZ 85007

7 Copies of the foregoing were mailed and/or
8 hand-delivered this 20th day of June, 2002, to:

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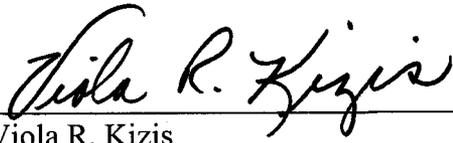
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