

INTERVENTION



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ORIGINAL

BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

KRISTIN K. MAYES - CHAIRMAN P 4:00
GARY PIERCE
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP

RECEIVED
CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission
DOCKETED

JUN 16 2010

DOCKETED BY *MM*

IN THE MATTER OF THE JOINT NOTICE AND)	DOCKET NOS. T-01051B-10-0194
APPLICATION OF QWEST CORPORATION,)	T-02811B-10-0194
QWEST COMMUNICATIONS COMPANY, LLC,)	T-04190A-10-0194
QWEST LD CORP., EMBARQ)	T-20443A-10-0194
COMMUNICATIONS, INC. D/B/A CENTURY)	T-03555A-10-0194
LINK COMMUNICATIONS, EMBARQ)	T-03902A-10-0194
PAYPHONE SERVICES, INC. D/B/A)	
CENTURYLINK, AND CENTURYTEL)	
SOLUTIONS, LLC FOR APPROVAL OF THE)	
PROPOSED MERGER OF THEIR PARENT)	
CORPORATIONS QWEST COMMUNICATIONS)	
INTERNATIONAL INC. AND CENTURYTEL,)	
INC.)	

APPLICATION TO INTERVENE

Pursuant to Rule 14-3-105 of the Arizona Corporation Commission Rules of Practice and Procedure, Level 3 Communications, LLC ("Level 3") hereby requests to intervene in the above-captioned docket. In support of its petition, Level 3 states the following:

1. The name and address of the Petitioner is:

Level 3 Communications, LLC
1025 Eldorado Blvd.
Broomfield, CO 80021

2. Level 3 is certificated to provide local exchange and intrastate interexchange services in Arizona.

3. Level 3 currently competes with, and obtains interconnection and related services and facilities from Qwest Corporation ("Qwest") in the provision of Level 3's telecommunications services. Level 3 maintains local interconnection agreements with Qwest in its capacity as an

ROSHKA DEWULF & PATTEN, PLC
ONE ARIZONA CENTER
400 EAST VAN BUREN STREET - SUITE 800
PHOENIX, ARIZONA 85004
TELEPHONE NO 602-256-6100
FACSIMILE 602-256-6800

1 incumbent local exchange carrier, entered into pursuant to sections 251 and 252 of the
2 Communications Act of 1934, as Amended by the Telecommunications Act of 1996, Pub. L. 104-
3 104, 110 Stat. 56, 47 U.S.C. Sections 151 *et. seq.* (the Act” or “1996 Act”).

4 4. Level 3 has a substantial interest in the proposed transfer of control of Qwest to
5 CenturyLink Inc. Qwest is the largest incumbent local exchange carrier in Arizona. Level 3 relies
6 on interconnection with, and related services and facilities obtained from, Qwest to offer and
7 provide service to Level 3’s customers in Qwest’s service territory. Level 3 seeks to participate in
8 this proceeding to ensure that the proposed transaction will not adversely impact competition in
9 Arizona or Level 3’s rights and ability to obtain the interconnection and related services and
10 facilities it needs to provide its telecommunications services.

11 5. Level 3’s intervention and participation in this docket will not broaden or delay the
12 proceedings.

13 6. Level 3’s interests will not be adequately represented by any other party
14 participating in this proceeding and participation by Level 3 will advance the public interest by
15 assisting the Commission in developing a factual record on which the application may be
16 evaluated.

17 7. If Level 3’s application is granted, pleadings and other communications should be
18 sent to:

19 Michael W. Patten
20 Roshka DeWulf & Patten, PLC
21 One Arizona Center
22 400 East Van Buren Street, Suite 800
23 Phoenix, Arizona 85004
24 Telephone: (602) 256-6100
25 Fax: (602) 2560-6800
26 E-mail: mpatten@rdp-law.com

27 Rogelio Peña
Peña & Associates, LLC
4845 Pearl East Circle, Suite 101
Boulder, CO 80301
Telephone: (303) 415-0409
Fax: (303) 827-2454
E-mail: rpena@boulderattys.com

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1 Gregory L. Rogers
2 Level 3 Communications, LLC
3 1025 Eldorado Blvd.
4 Broomfield, CO 80021
5 Voice: (720) 888-2512
6 Fax: (720) 888-5134
7 E-mail: Greg.Rogers@Level3.com

8 WHEREFORE, Level 3 requests that the Arizona Corporation Commission issue an order
9 granting Level 3's request for intervention.

10 RESPECTFULLY SUBMITTED this 16th day of June 2010.

11 LEVEL 3 COMMUNICATIONS, LLC.

12 By 
13 Michael W. Patten
14 Roshka DeWulf & Patten, PLC
15 One Arizona Center
16 400 East Van Buren Street, Suite 800
17 Phoenix, Arizona 85004

18 Of Counsel:

19 Gregory L. Rogers
20 Level 3 Communications, LLC
21 1025 Eldorado Blvd.
22 Broomfield, CO 80021

23 Rogelio Peña
24 Peña & Associates, LLC
25 4845 Pearl East Circle, Suite 101
26 Boulder, CO 80301

27 Original and 13 copies of the foregoing
filed this 16th day of June 2010 with:

Docket Control
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

ROSHKA DEWULF & PATTEN, PLC

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- 1 Copy of the foregoing hand-delivered/mailed
this 16th day of June 2010 to:
- 2
- 3 Belinda Martin, Esq.
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Hearing Division
- 4 Arizona Corporation Commission
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- 5 Phoenix, Arizona 85007
- 6 Maureen A. Scott, Esq.
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- 7 Arizona Corporation Commission
1200 West Washington
- 8 Phoenix, Arizona 85007
- 9 Steve Olea
Director, Utilities Division
- 10 Arizona Corporation Commission
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- 12 Norman Curtright
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- 14 Jeffrey W. Crockett
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- 21 1100 West Washington, Ste 220
- 22 Phoenix, Arizona 85007
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- 25 1650 North First Avenue
- 26 Phoenix, Arizona 85003
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By Mary Spolito