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BEFORE THE ARIZONA CORPORATION COMMISSION

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**KRISTIN K. MAYES**  
Chairman

**GARY PIERCE**  
Commissioner

**PAUL NEWMAN**  
Commissioner

**SANDRA D. KENNEDY**  
Commissioner

**BOB STUMP**  
Commissioner

2010 JUL 30 P 12:08

ARIZONA CORPORATION COMMISSION  
DOCKET CONTROL

Arizona Corporation Commission  
**DOCKETED**

JUL 30 2010

DOCKETED BY

**IN THE MATTER OF MIDVALE  
TELEPHONE EXCHANGE INC.'S  
APPLICATION FOR AN AMENDMENT  
TO ITS CERTIFICATE OF  
CONVENIENCE AND NECESSITY**

**DOCKET NO. T-02532A-08-0542**

**QWEST CORPORATION'S MOTION TO  
BE ADDED AS A NECESSARY PARTY,  
AND STATEMENT OF POSITION**

Qwest Corporation ("Qwest") moves for an order joining Qwest in this proceeding as a necessary party in interest.

As the Procedural Order docketed on July 1, 2010, recognizes, the Application of Midvale Telephone Exchange Inc. ("Midvale") seeks to have territory removed from the Qwest local exchange service territory and included in Midvale's local exchange service territory. Qwest acknowledges and agrees that it is proper for Qwest to be added as a party to this docket because it has a material interest in the outcome, and will be directly impacted by it. It is fitting and appropriate that Qwest be joined as a party. For the reasons described below, Qwest does not oppose Midvale's Application and sees that it can serve the public interest, however, Qwest does not seek to be designated as a Joint Applicant, nor does Qwest believe that it would be necessary or appropriate for the Commission to designate Qwest as a Joint Applicant in this docket.

1 Qwest Statement of Position

2 Midvale's Application states that it seeks to provide local exchange service to certain  
3 locations in the extension area, which "Qwest is unwilling to serve." That is incorrect. Qwest is  
4 willing to serve those customers in accordance with the terms of its service tariffs. Qwest is  
5 aware, however, that the facilities construction costs Qwest would charge to those potential  
6 customers are higher than the charges Midvale would assess for comparable service. While the  
7 customers are located in Qwest service area, Qwest does not have nearby facilities, but Midvale  
8 does.

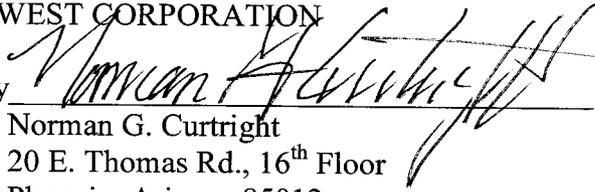
9 In view of those facts, Qwest believes that Midvale's Application serves the public  
10 interest, but Qwest is not the moving entity, and does not believe that it should be asked to bear  
11 the costs of this proceeding, including transcripts and the publication of notices that the  
12 Commission is likely to order. In discussions between the companies, Midvale has indicated that  
13 it would be willing to assume responsibility for these costs. Qwest will participate and fully  
14 cooperate in the proceeding.

15 That said, Qwest notes that in discussions with Midvale, the parties had agreed that the  
16 circumstances that underlie the Application as filed by Midvale, involving two customers, also  
17 exist or have the potential to arise within other portions of Qwest's Prescott Exchange which  
18 border with Midvale's existing service area. Both Midvale and Qwest believe that it would be  
19 more efficient to address these circumstances in a comprehensive manner as part of this  
20 proceeding by including additional portions of Qwest's Exchange which could be served more  
21 economically by Midvale. Qwest understands that Midvale is preparing to amend its request in  
22 that regard.

23 Respectfully submitted this 30th day of July, 2010.  
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QWEST CORPORATION

By   
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1 ORIGINAL and 13 copies hand-delivered  
for filing this 30th day of July, 2010, to:

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

6 Copy of the foregoing mailed/delivered  
this 30th day of July, 2010, to:

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