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BEFORE THE ARIZONA CORPORATION COMMISSION

BOB STUMP
Chairman
GARY PIERCE
Commissioner
BRENDA BURNS
Commissioner
BOB BURNS
Commissioner
SUSAN BITTER SMITH
Commissioner

Arizona Corporation Commission

DOCKETED

JAN - 7 2014

DOCKETED BY nr

IN THE MATTER OF THE APPLICATION)
OF DIECA COMMUNICATIONS DBA)
COVAD COMMUNICATIONS COMPANY,)
ESCHELON TELECOM OF ARIZONA,)
INC., MCLEODUSA)
TELECOMMUNICATIONS SERVICES,)
INC., MOUNTAIN)
TELECOMMUNICATIONS, INC., XO)
COMMUNICATIONS SERVICES, INC.)
AND QWEST CORPORATION REQUEST)
FOR COMMISSION PROCESS TO)
ADDRESS KEY UNE ISSUES ARISING)
FROM TRIENNIAL REVIEW REMAND)
ORDER, INCLUDING APPROVAL OF)
QWEST WIRE CENTER LISTS.)

DOCKET NO. T-03632A-06-0091
T-03406A-06-0091
T-03267A-06-0091
T-03432A-06-0091
T-04302A-06-0091
T-01051B-06-0091

DECISION NO. 74245

ORDER

Open Meeting
December 17 and 18, 2013
Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. On September 4, 2013, Qwest Corporation dba CenturyLink QC ("CenturyLink") filed a request that the Arizona Corporation Commission ("Commission") approve CenturyLink's 2013 additions to its non-impaired wire center list in accordance with the Federal Communication Commission's ("FCC's") *Triennial Review Remand Order* ("TRRO").¹ In the TRRO, the FCC

¹ *In the Matter of Review of Unbundled Access to Network Elements, Review of Section 251 [Unbundling Obligations of Incumbent Local Exchange Carriers]*, CC Docket No. 01-338, WC Docket No. 04-313, Order on Remand, (FCC rel. February 4, 2005) (hereafter "Triennial Review Remand Order" or "TRRO").

1 determined that Competitive Local Exchange Carriers (“CLECs”) were no longer impaired
2 without unbundled network switching. The FCC also established certain criteria for determining
3 whether CLECs were impaired without access to other Unbundled Network Elements (“UNE”s).
4 When wire centers are designated as non-impaired for certain services, CLECs are no longer able
5 to access those UNEs at Total Element Long Run Incremental Cost (“TELRIC”) prices, and the
6 CLECs must transition to facilities of their own, to alternative services from another provider, or
7 from ILECs at tariff prices.

8 2. According to the process established by the Commission in Decision No. 72178 for
9 future wire center classification filings, CenturyLink is to confer with Staff to develop the mailing
10 list of affected Arizona carriers, as well as a form of notice that CenturyLink is to serve on all
11 affected Arizona carriers at, or before, the time that it files a non-impaired wire center additions
12 request. The notice, to be approved by Staff, is to provide the carriers with information about the
13 proposed designations, is to provide information about how to obtain the information supporting
14 CenturyLink’s proposed designations, and is to provide at least 30 days for interested carriers to
15 review the information and to file any objections to CenturyLink’s proposed designations.

16 3. CenturyLink is to file certification of mailing the notice as soon as practical. If the
17 matter is uncontested, Staff may prepare an Order for the Commission’s consideration, or forward
18 the matter to the Hearing Division for the preparation of an Order. Staff is to file a Staff Report
19 and recommendations if it forwards the matter to the Hearing Division. If any carrier, intervenor
20 or Staff objects to CenturyLink’s proposed designations, the Hearing Division is to establish
21 procedures for resolving the dispute. In addition, any party may request a Procedural Conference
22 before an Administrative Law Judge to discuss the process or substantive issues raised by the
23 Application at any time.

24 4. Pursuant to this established process, CenturyLink conferred with Staff to develop a
25 mailing list of affected Arizona Carriers and Staff approved CenturyLink’s proposed form of
26 notice. The notice contains the required information and provides at least 30 days for interested
27 carriers to review the information and to file any objections to CenturyLink’s proposed
28 designations.

1 5. On October 4, 2013, Eschelon Telecom of Arizona, Inc., Mountain
2 Telecommunications, Inc., and Electric Lightwave, LLC, all doing business as Integra Telecom
3 (collectively referred to as “Integra”) provided comments to CenturyLink’s Application. In its
4 comments Integra stated that as part of this review Integra contacted the carriers listed as fiber-
5 based collocators in the three wire centers under review and asked them to confirm whether or not
6 they were a fiber-based collocator. Integra stated that historically, carriers have been responsive to
7 Integra’s review process and confirmed whether or not they were a fiber-based collocator
8 consistent with the definition in the TRRO. Based on Integra’s review of the highly confidential
9 data and response from carriers, Integra was unable to confirm all of the fiber-based collocations in
10 the three wire centers under consideration. Integra requested that it be given one additional week
11 to attempt to obtain final verifications.

12 6. In its October 15, 2013 comments on the CenturyLink application, Integra received
13 a response from one of the two remaining carriers. This carrier’s response verified it is the fourth
14 of the four fiber-based collocators needed in Mesa Main to classify the wire center as Tier 1.
15 According to the FCC’s classification of wire centers, Tier 1 wire centers are those with the
16 highest likelihood for actual and potential competitive deployment, including wholesale
17 opportunities. Based on this carrier’s response, Superstition West is the only wire center where
18 Integra has been unable to verify the presence of four fiber-based collocations. Integra stated,
19 “Until final verification can be completed, Integra objects to CenturyLink’s request to change the
20 classification of the Superstition West (SPRSAZWE) wire center from Tier 2 to Tier 1 on the
21 ground that the record is insufficient to support CenturyLink’s request. Integra withdraws its
22 objections to Mesa Main (MESAAZMA) being classified as a Tier 1 wire center. Integra did not
23 object to Tucson Main (TCSNAZMA) being classified as a Tier 1 wire center in its October 4,
24 2013 comments. Integra requests that it be given additional time to work with CenturyLink to
25 finalize the verification of fiber based collocations in the Superstition West wire center.”

26 7. In its October 17, 2013 comments on the CenturyLink application, Integra stated
27 that it had completed its evaluation verifying the number of fiber-based collocators in Mesa Main,
28 ...

1 Superstition West, and Tucson Main, therefore, Integra withdraws its previous objections to
 2 CenturyLink's request to change the classification of Mesa Main and Superstition West from Tier
 3 2 to Tier 1. Integra states that it is unopposed to CenturyLink's Application that the following
 4 wire centers will be classified as below, effective the date of the Commission's order in this
 5 matter:

Wire Center	CLLI	Tier	Non-Impairment for
Mesa Main	MESAAZMA	Tier 1	DS1, DS3, Transport & DF
Superstition West	SPRSAZWE	Tier 1	DS1, DS3, Transport & DF
Tucson Main	TCSNAZMA	Tier 1	DS1, DS3, Transport & DF

10 8. This matter is uncontested. Therefore, Staff has recommended approval of
 11 CenturyLink's 2013 additions to its non-impaired wire center list.

CONCLUSIONS OF LAW

13 1. CenturyLink is an Arizona public service corporation within the meaning of Article
 14 XV, Section 2 of the Arizona Constitution.

15 2. The Commission has jurisdiction over CenturyLink and over the subject matter of
 16 this application.

17 3. The Commission having reviewed the Application and Staff's Memorandum dated
 18 November 29, 2013, concludes that approval of CenturyLink's 2013 additions to its non-impaired
 19 wire center list discussed herein is reasonable, fair and equitable and therefore in the public
 20 interest.

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ORDER

IT IS THEREFORE ORDERED that the following wire centers shall be added to the list of Qwest Corporation's dba CenturyLink QC's non-impaired wire centers:

Wire Center	CLLI	Tier	Non-Impairment for
Mesa Main	MESAAZMA	Tier 1	DS1, DS3, Transport & DF
Superstition West	SPRSAZWE	Tier 1	DS1, DS3, Transport & DF
Tucson Main	TCSNAZMA	Tier 1	DS1, DS3, Transport & DF

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY THE ORDER OF THE ARIZONA CORPORATION COMMISSION

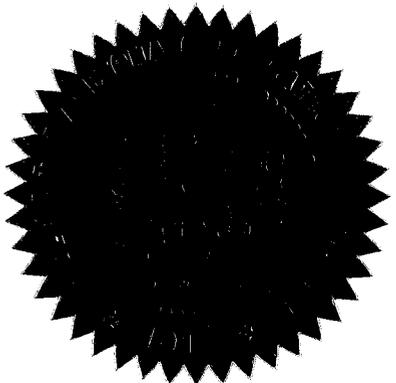
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CHAIRMAN

[Signature]
COMMISSIONER

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COMMISSIONER

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COMMISSIONER

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COMMISSIONER



IN WITNESS WHEREOF, I, JODI JERICH, Executive Director of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capitol, in the City of Phoenix, this 7th day of January, ~~2013~~ 2014

[Signature]
JODI JERICH
EXECUTIVE DIRECTOR

DISSENT: _____

DISSENT: _____

SMO:WMS:sms\MAS

1 SERVICE LIST FOR: DIECA COMMUNICATIONS DBA COVAD COMMUNICATIONS
2 COMPANY, ESCHELON TELECOM OF ARIZONA, INC.,
3 MCLEODUSA TELECOMMUNICATIONS SERVICES, INC.,
4 MOUNTAIN TELECOMMUNICATIONS, INC., XO
5 COMMUNICATIONS SERVICES, INC. AND QWEST
6 CORPORATION

7 DOCKET NOS.: T-03632A-06-0091, T-03406A-06-0091, T-03267A-06-0091, T-03432A-06-
8 0091, T-04302A-06-0091 AND T-01051B-06-00911

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