

March 6, 2009

VIA OVERNIGHT DELIVERY

Director – Interconnection Compliance &
Qwest Legal Department
Qwest Corporation
1801 California, Room 2410
Denver, CO 80202

RE: Written notice – ICA §§12.1.6, 9.1.2, 9.1.9, 9.2.2.1.1, 9.2.2.1.2, 9.2.2.3 (and OR
Integra ICA, Att. 3, §2.1 and subparts) & CMP Document Section 2.6; CMP CR
PC020409-1EX and PC082808-1IGX

Dear Sir or Madam:

Enclosed is a copy of correspondence (in the form of a response to input questions) by Integra and its affiliated entities (“Integra”) to Liberty Consulting Group on behalf of certain state commissions within the Regional Oversight Committee (“ROC”). The latter is an industry group, separate from the Change Management Process (CMP), that is currently responsible for recommending changes to the Performance Indicator Definitions (“PIDs”). Section 2.6 of CMP Document¹ states:

The parties recognize that if an issue results from CMP that relates to the PIDs (e.g., Qwest denies a CR with reference to PIDs, discussion of PID administration is needed in order to implement a CR, etc.), any party to this CMP may take the issue to the PID Administration Group for discussion and resolution as appropriate under the procedures for that Group. At the time any party brings such an issue to the PID Administration Group, such party shall notify Qwest and Qwest will distribute an e-mail notification to the CMP body. Qwest shall also distribute to the CMP body all correspondence with the PID Administration Group relating to the issue at the time such correspondence is exchanged with the PID Administration Group (if Qwest is not copied on such correspondence, the involved CLEC will forward such correspondence to Qwest for distribution to the CMP body).

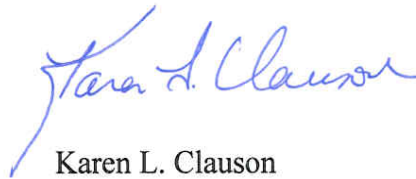
Consistent with Section 2.6, please distribute an e-mail notification to the CMP Body with a copy of this letter and enclosure. Section 2.6 anticipates potential “joint meetings, on an as needed basis, of the PID Administration Group and the CMP body to address issues that affect both groups.”

¹http://www.qwest.com/wholesale/downloads/2007/070719/QwestWholesaleChangeManagementDocument_07_20_07.doc

Director – Interconnect
Legal Department
March 6, 2009
Page 2 of 2

It is important to emphasize that there is no provision in the CMP Document allowing Qwest to delay Change Requests (CRs) because the issues are also being discussed in the context of the PIDs. For example, the implementation of UNEs was not delayed until after there was a means to measure them. Measurement is important but should not delay nondiscriminatory access to digital capable loops (particularly as such access should have been available all along per the Act and the interconnection agreements). Qwest must proceed with CR Numbers PC020409-1EX and PC082808-1IGX without delay.

Sincerely,



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“10. What QPAP (CPAP) components or PID measures (including products tracked, standards, and reporting levels) do you believe should be added? Would you recommend changing any PID measures that are now diagnostic (without standards) to ones with standards and including them in the QPAPs (CPAP), or vice versa? To the extent that this response might vary by state, please indicate how.

...

UNE Facility Assignment and Related Issues – A measure should be developed to help ensure appropriate and nondiscriminatory assignment of facilities for the products ordered by CLECs. Regarding unbundled loops (and, specifically, “digital Loops”), Qwest’s Statements of Generally Available Terms (SGATs), as well as certain CLEC ICAs and Qwest’s own ICA negotiations template proposal, in Section 9.2.2.3 state:

Qwest will provision digital Loops in a non-discriminatory manner, *using the same facilities assignment processes that Qwest uses for itself to provide the requisite service.* (emphasis added)

A key problem that exists today, however, is that Qwest is not meeting this long-standing obligation. For CLECs, Qwest’s facilities assignment process does not select/assign the best (most qualified) loop available *for the type of loop ordered* by the CLEC. Instead, it is just as likely, or more likely, to assign a voice grade loop to fill a CLEC request for a digital capable loop. In contrast, for Qwest retail, Qwest automatically assigns the best (most qualified) loop available for the type of loop ordered by Qwest retail. Integra has raised this issue in Qwest’s Change Management Process (“CMP”). Qwest, however, has recently denied an Integra’s Change Request (“CR”) (#PC020409-1EX), entitled “Qwest will implement the USOC to correct the facility assignment for HDSL,” to request implementation of a Universal Service Ordering Code (“USOC”) for HDSL (2 and 4 wire non loaded loops) to correct assignment of facilities (“Integra’s Facilities Assignment USOC CR”). Integra has escalated the denial of its CR in CMP. If Qwest implements the USOC, it should help Qwest in achieving better performance. Even assuming Qwest reverses its position and implements the USOC, however, performance measurement may be needed to evaluate the problem and measure the extent to which USOC implementation addresses the problem and whether additional steps are necessary.

Enclosed with these Responses are copies of Integra’s CMP Escalation related to its Facilities Assignment USOC CR (#PC020409-1EX), along with another, broader Integra CMP CR (#PC082808-1IGX) entitled “Design, Provision, Test, and Repair Unbundled Loops to the requirements requested by CLEC, including NCI/SECNCI Code Industry Standards.” Integra will also provide copies of the documents cited in these enclosures, if requested. There should be discussion of how the issues raised in these CRs may be addressed in PIDs/PAPs.

Also enclosed is a copy of CMP Document Section 2.6, entitled “CMP Relationship with Management of Performance Indicator Definitions (PIDs).” The CMP Document

governs the scope and operation of Qwest's CMP.² Section 2.6 states that any party to CMP may take an issue from CMP that relates to the PIDs "to the PID Administration Group for discussion and resolution as appropriate." The "PID Administration Group" is defined as an industry group separate from CMP. Pursuant to Section 2.6, Integra has provided a copy of the portion of this Response relating to UNE Facilities Assignment to Qwest. There is no provision in the CMP Document allowing Qwest to delay the CRs because these issues are also being discussed in the context of the PIDs/PAPs. For example, the implementation of UNEs was not delayed until after there was a means to measure them. Measurement is important but should not delay nondiscriminatory access to digital capable loops (particularly as such access should have been available all along per the Act and the interconnection agreements).

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² The "scope" provision, CMP Document (§1.0), states: "CMP provides a means to address changes that support or affect pre-ordering, ordering/provisioning, maintenance/repair and billing capabilities and associated documentation and production support issues for local services (local exchange services) provided by Competitive Local Exchange Carriers (CLECs) to their end users."