

RECEIVED   
FILED

2003 NOV 12 PM 4: 34

IDAHO PUBLIC  
UTILITIES COMMISSION

Mary S. Hobson, ISB #2142  
Stoel Rives LLP  
101 S. Capitol Blvd., Suite 1900  
Boise, ID 83702-5958  
Telephone: (208) 389-9000  
Facsimile: (208) 389-9040  
[mshobson@stoel.com](mailto:mshobson@stoel.com)

Adam L. Sherr (WSBA #25291)  
Qwest  
1600 7<sup>th</sup> Avenue – Room 3206  
Seattle, WA 98191  
Telephone: (206) 398-2507  
Facsimile: (206) 343-4040  
[asherr@qwest.com](mailto:asherr@qwest.com)

Attorneys for Qwest Corporation

**BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION**

**IN THE MATTER OF DETERMINING  
PRICES FOR UNBUNDLED NETWORK  
ELEMENTS (UNEs) IN QWEST  
CORPORATION'S STATEMENT OF  
GENERALLY AVAILABLE TERMS  
(SGAT)**

**CASE NO.: QWE-T-01-11**

**MOTION TO WITHDRAW AND  
SUBSTITUTE TESTIMONY**

---

Qwest Corporation ("Qwest"), by and through its undersigned attorneys, and pursuant to Commission Rule of Procedure 56, IDAPA 31.01.01.056, moves this Commission for its order allowing Qwest to withdraw all of the testimony, exhibits and cost studies previously filed in this case and permitting Qwest to substitute the Direct and Supplemental Testimony of Teresa K. ("Terri") Million, including exhibits, and the Direct Testimony of Dick Buckley and exhibits.

## **Background**

The present docket to determine prices for Qwest's unbundled network elements (UNEs) and other interconnection-related products and services was opened by Commission Order No. 28748, issued June 12, 2001. Later that month Qwest filed direct testimony for eight witnesses that included then-current versions of Qwest's cost studies and models. Since that time Qwest has supplemented that testimony with two pieces of supplemental testimony for Ms. Million and with the submission of various updated cost studies.

Since the filing of Qwest's initial direct testimony, Qwest and Staff have been engaged in a lengthy negotiation process intended to reach agreement on as many UNE and other SGAT wholesale prices as possible. During the course of these negotiations, Qwest has provided Staff with voluminous quantities of information concerning its cost models and studies, the appropriate cost model inputs, and the effect of changing certain inputs in Qwest's models and studies.

## **Updated Testimony and Exhibits**

As a result of this lengthy negotiation process, Qwest's initial testimony and, to a lesser extent, some of Qwest's cost studies and models have become stale. Furthermore, the submission of various studies over the course of these proceedings could lead to unnecessary confusion. Therefore, at the request of the Commission Staff, Qwest has agreed to withdraw all of its previously submitted testimony, exhibits, and cost studies and replace them with the simplified and updated versions submitted herewith.

The substituted direct testimony of Ms. Million and Mr. Buckley and the accompanying exhibits will provide the Commission with information to assess the reasonableness of the rates submitted with Qwest's *Motion for Approval of Negotiated Rates* and for resolution of the

remaining issues in this docket. Providing the most current version of all of Qwest's advocacy on UNE and interconnection costs will assist the Commission and any interested parties as they participate in the remaining phases of this case.

### **Requested Relief**

Based on the foregoing, Qwest respectfully requests that the Commission enter its order allowing Qwest to withdraw all of its previously filed testimony, exhibits and other cost submissions and replacing same with the testimony of Ms. Million and Mr. Buckley filed with this motion.

Respectfully submitted this 12<sup>th</sup> day of November, 2003.

  
\_\_\_\_\_  
Mary S. Hobson  
Stoel Rives LLP

and

Adam Sherr  
Qwest

*Attorneys for Qwest Corporation*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 12<sup>th</sup> day of November, 2003, I served the **MOTION TO**

**WITHDRAW AND SUBSTITUTE TESTIMONY** as follows:

Jean Jewell, Secretary	<u>  X  </u>	Hand Delivery
Idaho Public Utilities Commission	<u>      </u>	U. S. Mail
472 West Washington Street	<u>      </u>	Overnight Delivery
P.O. Box 83720	<u>      </u>	Facsimile
Boise, ID 83720-0074	<u>      </u>	Email

Phone: (208) 334-0300  
Fax: (208) 334-3762  
[jjewell@puc.state.id.us](mailto:jjewell@puc.state.id.us)

Weldon Stutzman, Deputy Attorney General	<u>  X  </u>	Hand Delivery
Idaho Public Utilities Commission	<u>      </u>	U. S. Mail
472 West Washington Street	<u>      </u>	Overnight Delivery
P.O. Box 83720	<u>      </u>	Facsimile
Boise, ID 83720-0074	<u>      </u>	Email

Phone: (208) 334-0300  
Fax: (208) 334-3762  
[wstutzm@puc.state.id.us](mailto:wstutzm@puc.state.id.us)

Avista Communications of Idaho	<u>      </u>	Hand Delivery
422 West Riverside – Suite 100-Skywalk	<u>  X  </u>	U. S. Mail
Spokane, WA 99201	<u>      </u>	Overnight Delivery
	<u>      </u>	Facsimile
	<u>      </u>	Email

David Harmon	<u>      </u>	Hand Delivery
Mary B. Tribby	<u>  X  </u>	U. S. Mail
AT&T Law Department	<u>      </u>	Overnight Delivery
1875 Lawrence Street – Suite 1401	<u>      </u>	Facsimile
Denver, CO 80202	<u>      </u>	Email

Telephone: (303) 298-6494  
Facsimile: (303) 298-6301  
[dsharmon@att.com](mailto:dsharmon@att.com)

Ray Hendershot	<u>      </u>	Hand Delivery
GVNW Inc. / Management	<u>  X  </u>	U. S. Mail
P.O. Box 25969	<u>      </u>	Overnight Delivery
Colorado Springs, CO 80936	<u>      </u>	Facsimile
	<u>      </u>	Email

Molly O'Leary  
Richardson & O'Leary  
99 East State Street – Suite 200  
P.O. Box 1849  
Eagle, ID 83616  
Telephone: (208) 938-7902  
Facsimile: (208) 938-7904  
[molly@richardsonandoleary.com](mailto:molly@richardsonandoleary.com)

Hand Delivery  
 U. S. Mail  
 Overnight Delivery  
 Facsimile  
 Email

Morgan W. Richards  
Moffatt Thomas et al.  
101 South Capitol Boulevard – 10<sup>th</sup> Floor  
P.O. Box 829  
Boise, ID 83701-0829

Hand Delivery  
 U. S. Mail  
 Overnight Delivery  
 Facsimile  
 Email

Lisa K. Strom  
Davis Wright Tremaine  
1300 SW 5<sup>th</sup> Avenue – Suite 2300  
Portland, OR 97201  
Telephone: (503) 241-2300  
Facsimile: (503) 778-5299

Hand Delivery  
 U. S. Mail  
 Overnight Delivery  
 Facsimile  
 Email

Lance Tade, Director  
Electric Lightwave, Inc.  
4 Triad Center – Suite 200  
Salt Lake City, UT 84180

Hand Delivery  
 U. S. Mail  
 Overnight Delivery  
 Facsimile  
 Email

Conley E. Ward  
Givens Pursley LLP  
277 North 6<sup>th</sup> Street – Suite 200  
P.O. Box 2720  
Boise, ID 83701  
Telephone: (208) 388-1200  
Facsimile: (208) 388-1300  
[cew@givenspursley.com](mailto:cew@givenspursley.com)

Hand Delivery  
 U. S. Mail  
 Overnight Delivery  
 Facsimile  
 Email



Brandi L. Gearhart, PLS  
Legal Secretary to Mary S. Hobson  
Stoel Rives LLP