

DECISION MEMORANDUM

TO: COMMISSIONER REDFORD
COMMISSIONER SMITH
COMMISSIONER KEMPTON
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL

FROM: WELDON STUTZMAN
DEPUTY ATTORNEY GENERAL

DATE: MARCH 20, 2008

SUBJECT: CASE NO. QWE-T-05-11
QWEST CORPORATION AND LEVEL 3 COMMUNICATIONS
ARBITRATION

This Case No. QWE-T-05-11 was filed by Level 3 Communications requesting arbitration of an Interconnection Agreement with Qwest Corporation. The last entry in the case is Order No. 29991 vacating a procedural schedule issued by the Commission on Level 3's Motion. The Order was issued approximately two years ago, and also directed the parties to agree upon a new procedural schedule and submit it to the Commission. No procedural schedule was ever submitted to the Commission.

On March 5, 2008, Qwest Corporation filed a letter with the Commission stating Qwest has no objection to the case being closed. Staff notified Level 3 that Staff would recommend the Commission close the case unless Level 3 stated an objection. By letter dated March 19, 2008, Level 3 advised Staff that the Company has no objection to the Commission dismissing Case No. QWE-T-05-11.

Staff recommends that the Commission issue a Minute Order dismissing Case No. QWE-T-05-11.

COMMISSION DECISION

Should the Commission issue a Minute Order dismissing Case No. QWE-T-05-11?



Weldon Stutzman
Deputy Attorney General