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July 31, 2007

### **Electronically and via UPS Overnight**

Frances Nichols
Public Utility Commission of Oregon
550 Capitol Street NE
Suite 215
Salem, OR 97301-2551

Re: Docket UM 1326

Dear Ms. Nichols:

Attached for filing in the above referenced docket is Petition to Intervene of McLeodUSA Telecommunications Services, Inc. The original plus one copy will be sent via UPS Overnight.

Very truly yours,

Davis Wright Tremaine LLP

Mark P. Trinchero

MPT:bl

## BEFORE THE PUBLIC UTILITY COMMISSION

#### **OF OREGON**

#### **UM 1326**

QWEST CORPORATION  ) PETITION TO INTERVENE )	
<b>\</b>	
Petition for Commission Approval of 2007 ) Additions to Non-Impaired Wire Center List )	

# PETITION TO INTERVENE OF MCLEODUSA TELECOMMUNICATIONS SERVICES, INC.

McLeodUSA Telecommunications Services, Inc. ("McLeod") respectfully petitions the Commission for leave to intervene in the above-captioned proceeding.

In support of its petition, McLeod states as follows:

I.

McLeod's name and address are:

McLeodUSA Telecommunications Services, Inc. P.O. Box 3177 6400 C Street SW Cedar Rapids, Iowa 52406

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II.

All correspondence in this matter should be directed to:

William A. Haas
Deputy General Counsel
McLeodUSA Telecommunications Services, Inc.
P.O. Box 3177, 6400 C Street NW

Cedar Rapids, Iowa 52406 Telephone: (319) 790-7744 Facsimile: (319) 790-7901

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III.

McLeod has an interest in the subject matter of this proceeding. McLeod is a competitive telecommunications service provider authorized to provide local exchange service in the State of Oregon. McLeod offers intrastate telecommunications services within Oregon, including local exchange service and intrastate long distance service. McLeod purchases unbundled network elements (UNEs) from Qwest Corporation (Qwest), pursuant to the parties' interconnection agreement, in order to provide those services.

On June 22, 2007, Qwest filed a petition in this docket requesting that the Commission approve additions to Qwest's non-impaired wire center list. Qwest's petition could impact the rates that Qwest offers its wholesale customers, such as McLeod, if wire centers were added to the non-impaired list and certain products and services thus became unavailable to competitive providers at UNE rates in those wire centers. Changes in the rates McLeod is charged for wholesale services that it purchases from Qwest could impact McLeod's ability to offer the products and services it offers in Oregon. McLeod therefore submits this Petition to Intervene because it is materially interested in, and will be substantially affected by, the Commission's resolution of the issues presented in this proceeding.

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IV.

McLeod expects to participate in the docket to contribute to the investigation its factual history and perspective as a wholesale customer/competitor of Qwest. McLeod will address such issues as it deems relevant in this proceeding.

IV.

McLeod has knowledge and expertise that will assist the Commission and the parties in addressing the issues presented in this proceeding.

V.

McLeod's appearance and participation will not unreasonably broaden the issues, burden the record, or unreasonably delay this proceeding.

#### CONCLUSION

McLeod's Petition to Intervene should be granted.

DATED this  $\frac{3}{1}$  day of July, 2007.

DAVIS WRIGHT TREMAINE LLP

Mark P. Trinchero OSB# 88322

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Portland, OR 97201 Tel: (503) 241-2300 Fax: (503) 778-5299

Attorneys for McLeodUSA

Telecommunications Services, Inc.

#### **CERTIFICATE OF SERVICE**

#### UM 1326

I hereby certify on this 31<sup>st</sup> day of July, 2007, the Petition to Intervene of McLeodUSA Telecommunications Services, Inc., signed by Mark P. Trinchero was sent via UPS overnight mail to the Oregon Public Utility Commission.

A copy of the filing was sent via U.S. Mail to the service list below.

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By: <u>Barbara Lasswell</u>
Barbara Lasswell for Mark P. Trinchero