



Qwest
421 Southwest Oak Street
Suite 810
Portland, Oregon 97204
Telephone: 503-242-5420
Facsimile: 503-242-8589
e-mail: carla.butler@qwest.com

Carla M. Butler
Sr. Paralegal

January 5, 2006

Frances Nichols Anglin
Oregon Public Utility Commission
550 Capitol St., NE
Suite 215
Salem, OR 97301

Re: ARB 706

Dear Ms. Nichols Anglin:

Enclosed for filing please find an original and (5) copies of Qwest Corporation's Response in Opposition to Western's Motion to Strike, along with a certificate of service.

If you have any question, please do not hesitate to give me a call.

Sincerely,

A handwritten signature in black ink that reads "Carla". The signature is written in a cursive, flowing style.

Carla M. Butler

CMB:

Enclosure

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BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON

ARB 706

In the Matter of the Petition of WESTERN RADIO SERVICES CO. for Arbitration of an Interconnection Agreement with QWEST CORPORATION, Pursuant to Section 252(b) of the Telecommunications Act

QWEST'S RESPONSE IN OPPOSITION TO WESTERN'S MOTION TO STRIKE

Pursuant to OAR 860-013-0050(3)(d), respondent Qwest Corporation ("Qwest") hereby responds to the Motion to Strike ("Motion") that petitioner Western Radio Services Co. ("Western") filed on December 27, 2005 in response to Qwest's Request for Official Notice of Utah Commission Order Dismissing Petition for Arbitration ("Request") on December 12, 2005.

The Request asked the Commission to take official notice of the Order Granting Motion to Dismiss ("Utah Order") that the Public Service Commission of Utah ("Utah PSC") issued on December 7, 2005 in connection with Qwest's Response to Petition for Arbitration, Including Motion to Dismiss ("Motion to Dismiss") that Qwest filed on November 8, 2005. Qwest attached a copy of the Utah Order with the Request. The sole basis for Western's Motion was that Western's affiliate, Autotel, had not been served with a copy of the Utah Order, and that the Utah Order was not available on the Calendar/Log section of the Utah PSC website. Notably, however, Western did not claim that the Utah Order was somehow not relevant to the issues pending before this Commission on Qwest's Motion to Dismiss in this docket.

After Qwest received the Motion, it contacted the Utah PSC. The Utah PSC advised that it was unable to confirm that it had served Autotel with the Utah Order on December 7, 2005. However, the Utah PSC did post the Utah Order on the Telecommunications Orders section of its website.¹ In addition, the Utah PSC informed Qwest it was serving the Utah Order on Autotel on

¹ See <http://www.psc.state.ut.us/telecom/05orders/Dec/0504995ogmd.pdf>.

December 27, 2005, both electronically and by regular mail. The Utah PSC has since confirmed to Qwest that it served the Utah Order on that date. Of course, Western also received the Utah Order on December 12, 2005 as an attachment to Qwest's Request in this docket.

In any event, the Utah PSC has issued the Utah Order, and the Utah Order addresses issues substantially similar to those presented by Qwest's Motion to Dismiss in this docket. Whether the Utah PSC formally served Autotel with the Utah Order on December 7, 2005 is irrelevant to the fact that the Utah PSC did in fact issue the Utah Order. In addition, the Utah PSC's December 27, 2005 service of the Utah Order on Autotel renders moot any concern about a lack of service on December 7, 2005.

Based on the foregoing, Qwest respectfully requests that the Commission deny Western's Motion and that it take official notice of the Utah Order in ruling on Qwest's pending Motion to Dismiss the Petition for Arbitration in this docket.

DATED: January 5, 2006.

Respectfully submitted,



Alex M. Duarte, OSB No. 02045
Corporate Counsel - Qwest
421 SW Oak Street, Room 810
Portland, Oregon 97204
503 242-5623 (phone)
503 242-8589 (fax)
Alex.Duarte@qwest.com

Gregory B. Monson
Stoel Rives LLP
201 South Main, Suite 1100
Salt Lake City, Utah 84111
801 328-3131 (phone)
801 578-6999 (fax)
gbmonson@stoel.com

Attorneys for Qwest Corporation

CERTIFICATE OF SERVICE

ARB 706

I hereby certify that on the 5th day of January 2006, I served the foregoing **QWEST CORPORATION'S RESPONSE IN OPPOSITION TO WESTERN'S MOTION TO STRIKE** in the above entitled docket on the following persons via U.S. Mail, by mailing a correct copy to them in a sealed envelope, with postage prepaid, addressed to them at their regular office address shown below, and deposited in the U.S. post office at Portland, Oregon.

Richard L. Oberdorfer
Western Radio Services Co., Inc.
114 NE Penn Avenue
Bend, OR 97701
oberdorfer@earthlink.net

Bryan Sanderson
Qwest Corporation
1600 7th Ave., Rm. 1809A
Seattle WA 98191
Bryan.Sanderson@Qwest.Com

DATED this 5th day of January, 2006.

QWEST CORPORATION



By: _____
ALEX M. DUARTE, OSB No. 02045
421 SW Oak Street, Suite 810
Portland, OR 97204
Telephone: 503-242-5623
Facsimile: 503-242-8589
e-mail: alex.duarte@qwest.com
Attorney for Qwest Corporation