



## Davis Wright Tremaine LLP

ANCHORAGE BELLEVUE LOS ANGELES NEW YORK PORTLAND SAN FRANCISCO SEATTLE SHANGHAI WASHINGTON, D.C.

MARK P. TRINCHERO  
Direct (503) 778-5318  
marktrinchero@dwt.com

SUITE 2300  
1300 SW FIFTH AVENUE  
PORTLAND, OR 97201-5630

TEL (503) 241-2300  
FAX (503) 778-5299  
www.dwt.com

February 15, 2007

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

Re: Docket UM 1303: Request of AT&T Communications of the Pacific Northwest, Inc. for Waiver of 90 Day Time Period OAR 860-032-0020(11)(a) and (b)

Dear Ms. Nichols:

Pursuant to Oregon Administrative Rule (OAR) 860-032-0020(16), AT&T Communications of the Pacific Northwest, Inc. ("AT&T") hereby requests the Commission waive the 90 day time period set forth in OAR 860-032-0020(11)(a) and (b) as it relates to notice of abandonment of service to two AT&T customers in the Oregon City exchange. As set forth more fully herein, good and sufficient reason exists for granting the requested waiver.

AT&T is authorized as a competitive telecommunications provider in Oregon, *see* Order No. 04-494 in Docket CP 1245. AT&T currently provides competitive local exchange service to two customers located in the Oregon City exchange. These services are provided utilizing facilities leased from Qwest Corporation ("Qwest").

On January 29, 2007, Qwest notified AT&T that, effective April 27, 2007, it will abandon service in the Oregon City exchange, transfer its customers to Beaver Creek Cooperative Telephone Company ("Beaver Creek"), and retire its facilities in the Oregon City exchange. A copy of the Qwest notice is attached hereto. AT&T has, in turn, determined that, absent the availability of Qwest's underlying facilities, it will no longer provide local exchange service to its two customers in the Oregon City exchange.

Pursuant to OAR 860-032-0020(11)(a), on February 12, 2007, AT&T sent, via overnight delivery, a letter to its two customers in the Oregon City exchange notifying them that, effective



April 27, 2007, AT&T will cease providing local exchange service. The notice letter also provides important information regarding selection of an alternative provider of service, final billings and other relevant information consistent with the requirements of OAR 860-032-0020(5). Pursuant to OAR 860-032-0020(11)(b), AT&T filed a copy of this notice letter with the Commission on February 12, 2007. Copies of the notice letter and Commission filing are attached hereto.

OAR 860-032-0020(11)(a) requires a competitive telecommunications provider to mail notice to affected customers at least 90 days before it abandons service. OAR 860-032-0020(11)(b) requires competitive providers to file a copy of the notice with the Commission at the time it mails notification. While AT&T has provided its customers the requisite notice and has filed that notice with the Commission, the notice was provided less than 90 days prior to the date designated for the cessation of service. In this particular instance, it would have been impossible for AT&T to provide its customers with 90 days prior notice because Qwest did not send AT&T notice of its intent to abandon the underlying services until less than 90 days prior to the date of abandonment of those services. In addition, the two customers in question have now received notice with well over 10 weeks advance notice, providing adequate time for these customers to select a local service provider and make all necessary arrangements to avoid any disruption in service. Thus, good and sufficient reason exists upon which to grant the requested waiver.

Thank you in advance for your consideration of this matter. Please contact me if you have any questions.

Very truly yours,

Davis Wright Tremaine LLP

A handwritten signature in black ink, appearing to read 'Mark P. Trincherro', with a long horizontal flourish extending to the right.

Mark P. Trincherro  
Of Attorneys for AT&T

cc: Celeste Hair

MPT:mt

**Trinchero, Mark**

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**From:** CASTLE, GREGORY (Legal) [gc1831@att.com]  
**Sent:** Monday, February 12, 2007 4:42 PM  
**To:** CASTLE, GREGORY (Legal)  
**Subject:** RE: Copper Retirement Network Disclosure Form62rp160-2

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**From:** Peterson, Lydell [mailto:Lydell.Peterson@qwest.com]  
**Sent:** Monday, January 29, 2007 10:15 AM  
**To:** LEE, KATHY T, TCORP  
**Subject:** FW: Copper Retirement Network Disclosure Form62rp160-2

Kathy,

Please be aware.

Lydell

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Lydell,

Please advise your customer that due to PUC order no. OR UA-55 requires QC to operate as a CLEC in the Oregon City exchange or discontinue service on 4/27/07. Currently customer impact is approx 30 customers. Qwest has decided to not serve customers in this exchange. On 4/27/07 the customer base will be transferred to the Beavercreek telecom a independent telephone company.

See WICL 5815. Qwest is retiring facilities in this area; your customer will need to disconnect their services with Qwest and reestablish their service (if they choose) with Beavercreek telecom.

Thanks,  
Georganne  
Regulatory Compliance

This communication is the property of Qwest and may contain confidential or privileged information. Unauthorized use of this communication is strictly prohibited and may be unlawful. If you have received this communication in error, please immediately notify the sender by reply e-mail and destroy all copies of the communication and any attachments.



AT&T Nevada  
645 E. Plumb Lane, C144  
PO Box 11010  
Reno, NV 89520

T: 775-333-3991  
F: 775-333-4588  
www.att.com

February 12, 2007

*Via Email and Overnight Delivery*

PUBLIC UTILITY COMMISSION OF OREGON  
Attn: Filing Center  
550 Capitol Street N.E., Suite 215  
Salem OR 97301-2551

Re: AT&T Communications of the Pacific Northwest, Inc.

Dear Sir or Madam:

Pursuant to Oregon Administrative Rule 860-032-0020 (5) and (11), AT&T Communications of the Pacific Northwest, Inc. ("AT&T") is providing a copy of a notice that was sent on February 12, 2007 to all affected customers (two customers) informing them of AT&T's abandonment of AT&T's local service in the Oregon City exchange, effective April 27, 2007.

Should you have any questions, please contact me. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Janice L. Ono".

Janice L. Ono  
Associate Director – Regulatory

cc: Celeste Hari



February 12, 2007

340 Mt. Kemble Avenue  
Morristown, NJ 07960

Customer Name  
Customer Address1  
Customer Address2  
Telephone Number

**Important Notice: You Must Act To Avoid Loss of Local Telephone Service**

Dear Customer Name,

Thank you for subscribing to the residential local service of AT&T Communications of the Pacific Northwest, Inc. ("AT&T").

Qwest (the former incumbent local exchange provider in your service area) has advised AT&T that they are retiring their facilities and, therefore, will no longer provide local service in the Oregon City exchange. As a result, Beaver Creek Cooperative Telephone Company ("Beaver Creek") will now be the incumbent local service provider in this former Qwest service area. Given the decision by Qwest to retire the facilities AT&T is using to provide local service to you, effective April 27, 2007, AT&T will cease to provide residential local services in your area. However, AT&T will continue to provide residential long distance services. The following is important information you need to know regarding your residential wire line local and long distance services.

**Residential Local Services**

This is an important notice about the loss of your local telephone service. To prevent the loss of your local telephone service, you must select a local telephone service provider other than AT&T. Beaver Creek will be able to provide residential local services at your location. There may be other local telephone providers in your area. Please check in your local phone book for a list of other possible local service providers. To the extent you wish to continue to have wire line residential local services, we recommend that you contact Beaver Creek or other service provider of your choice prior to April 6, 2007, to avoid service interruption.

For your convenience, Beaver Creek Cooperative Telephone Company's contact information is:

503-632-3113  
15223 S. Henrici Road  
Oregon City, OR 97045

Please be aware you will receive a final bill for your local service from AT&T and are responsible for paying all bills related to your account. Any refunds due from AT&T on this account will be applied to your final bill or refunded via check if you have a negative balance due.

**Residential Long Distance Services**

- **For Customers Currently Subscribed to AT&T Long Distance Services that wish to continue receiving long distance service from AT&T.** If you currently subscribe to an AT&T long distance plan that is for long distance services only and wish to keep AT&T as your long distance provider, you should advise Beaver Creek or other local service provider of your choice that you wish to keep AT&T long distance service at the time you switch your local service.
- If you are currently enrolled in an AT&T plan that includes both local and long distance services and wish to keep AT&T as your long distance provider, you should advise your new local service provider that you wish to keep AT&T as your long distance provider at the time you switch your local service. After you have switched your local service, please contact AT&T's customer service at 800-222-0300 so that we may assist you in selecting a new long distance

Re: Notice of Loss of Local Service

Date

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calling plan. Please contact AT&T only after you switch your local service to your new local service provider to prevent any disruption in service. If you elect to have AT&T continue as your long distance provider, but do not contact AT&T after your local service has been moved to your new local service provider, you will be placed on AT&T's basic rate plan for your long distance calling plan.

- If you are currently an AT&T long distance customer but wish to use a different long distance carrier, you must contact your newly chosen local or long distance provider to make the change.

If you have any questions or concerns regarding this matter, please call AT&T's Customer Service Center toll free on 800-222-0300 or you may write to: AT&T, P.O. Box 580, Lee's Summit, MO 64063-0405.

Sincerely,

AT&T Communications of the Pacific Northwest, Inc.