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Carla M. Butler
Lead Paralegal

July 18, 2007

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

Re: ARB 775

Dear Ms. Nichols Anglin:

Enclosed for filing in the above entitled matter please find an original and (5) copies of Joint Notice of Closure of Arbitration Issue No. 9-51 and Partial Closure of Arbitration Issue No. 22-90(r) along with a certificate of service.

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

Sincerely,



Carla M. Butler

CMB:

Enclosure

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BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON

ARB 775

In the Matter of

ESCHELON TELECOM OF OREGON, INC.

Petition for Arbitration of an Interconnection Agreement with Qwest Corporation, Pursuant to Section 252(b) of the Telecommunications Act

JOINT NOTICE OF CLOSURE OF ARBITRATION ISSUE NO. 9-51 AND PARTIAL CLOSURE OF ARBITRATION ISSUE NO. 22-90(r)

Qwest Corporation and Eschelon Telecom, Inc., submit this notice to inform the Commission that they have resolved Arbitration Issue No. 9-51 and partially resolved Issue No. 22-90(r).

Issue No. 9-51 is described in testimony and the Issues Matrix as "Application of UDF-IOF Termination (Fixed) Rate Element," and it is numbered in Eschelon's testimony as "Subject Matter No. 22A." The parties have closed this issue by agreeing to include the following language in their interconnection agreement at Section 9.7.5.2.1:

9.7.5.2.1. a) UDF-IOF Termination (Fixed) Rate Element. This rate element is a recurring rate element and provides a termination at the interoffice FDP within the Qwest Wire Center(s). A UDF-IOF termination charge applies per single strand termination or per pair termination at an FDP or like cross-connect point.

In addition to this language, the parties will include in Exhibit A of their interconnection agreement the rate of \$4.26 at Section 9.7.4.1.4 for "UDF-IOF Single Strand Termination." With this agreement, there are no remaining disputed issues relating to Arbitration Issue No. 9-51.

With respect to Arbitration Issue No. 22-90(r), this issue concerns the appropriate nonrecurring rates for "ICDF Collocation" for DS1 circuits, per two legs, and for DS3 circuits,

1 per two legs. This issue is among those described in testimony and the Issues Matrix as
2 "Unapproved Rates," which is numbered in Eschelon's testimony as "Subject Matter No. 45."
3 The parties have partially closed this issue by agreeing upon the nonrecurring rate of \$71.26 for
4 ICDF Collocation for DS1 circuits, per two legs. This rate will be included in Section 8.8.3 of
5 Exhibit A to the parties' interconnection agreement.¹ The parties have not agreed upon the
6 nonrecurring rate for the ICDF Quote Preparation Fee and ICDF Collocation for DS3 circuits,
7 per two legs, and those portions of Issue No. 22-90(r) remains in dispute.
8

9 Eschelon has authorized Qwest to submit this notice on behalf of both parties.

10 DATED this 18th day of July, 2007.



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26 ¹ The parties also have agreed to update the recurring rate for this rate element by adopting the monthly rate of \$1.01.

CERTIFICATE OF SERVICE

ARB 775

I hereby certify that on the 18th day of July 2007, I served the foregoing **JOINT NOTICE OF CLOSURE OF ARBITRATION ISSUE NO. 9-51 and PARTIAL CLOSURE OF ARBITRATION ISSUE NO. 22-90(r)** in the above entitled docket on the following persons via means of e-mail transmission to the e-mail addresses listed below.

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DATED this 18th day of July, 2007.

QWEST CORPORATION



By: _____

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