

Qwest

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Alex M. Duarte
Corporate Counsel



August 29, 2008

Ms. Cheryl Walker
Oregon Public Utility Commission
P. O. Box 2148
Salem, OR 97308-2148

Re: **ARB 850 (Qwest/PriorityOne)**- Withdrawal of Filing of Interconnection Agreement

Dear Ms. Walker:

Qwest was notified by PriorityOne after business hours on Wednesday, August 27, 2008 that it is requesting to withdraw the Interconnection Agreement (“ICA”) that Qwest had filed on behalf of the Parties and is before the Commission as Docket ARB 850. PriorityOne also filed a letter that day through its counsel advising the Commission about its intent to withdraw from the ICA. The reason for its withdrawal request is that Qwest asked PriorityOne to approve the inclusion of two sections in the ICA due to Commission Staff’s request that the parties include language clarifying the Commission’s position on Virtual NXX (“VNXX”) traffic. PriorityOne apparently agreed to one of the sections, but not to the second.

The sections being added are as the result of requests from Staff. Specifically, Staff has requested that clarifying language about VNXX traffic be included as follows:

Notwithstanding references to VNXX traffic in this section, the parties recognize that the Oregon PUC currently prohibits VNXX arrangements, unless the Parties have implemented language in the Agreement consistent with Order No. 07-098. As such, the parties will not knowingly provide VNXX service in Oregon or knowingly aid the other party in providing VNXX service in Oregon. This section is subject to Section 2.2 of the agreement regarding changes to Existing Rules and Laws. CLEC may request an amendment to this Agreement to provide VNXX arrangements consistent with the implementation of Order No. 07-098.

Since PriorityOne does configure its network to include VNXX traffic, Qwest proposed an additional section so that the parties will have “implemented language in the Agreement consistent with Order No. 07-098.” Pursuant to Staff’s requested language, Qwest proposed including the language of section 7.3.4.2 of the Level 3 ICA (the ICA at issue in Order No. 07-098), approved by the Commission, which was in compliance with Order No. 07-098. That section is as follows:

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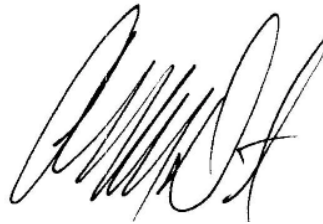
Pursuant to Order No. 07-098, CLEC may make VNXX number assignments only for the purpose of assigning numbers to ISP Customers to facilitate the exchange of dial-up ISP-Bound traffic. CLEC shall compensate Qwest for paying all of the costs associated with transporting VNXX-routed ISP-Bound traffic from its primary and secondary POIs in Oregon to its media gateway. The compensation paid by CLEC to Qwest shall be based on the transport of the non TELRIC rates set forth in applicable Qwest tariffs.

PriorityOne has suggested that Qwest re-initiate negotiations of the ICA and open the standard 135-160 day arbitration window. Since only one section seems to be in dispute by PriorityOne, Qwest has asked that the parties agree to an additional 30-day negotiation period with the arbitration window opening September 27, 2008 and closing October 22, 2008.

Because the parties need to resolve the limited VNXX issue and there is not enough time to work the issue before the Commission must act on Docket ARB 850, Qwest hereby withdraws the filing of this ICA.

Please feel free to call me if you have any questions or concerns about this matter. Thank you for your attention to this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Alex M. Duarte', written in a cursive style.

Alex M. Duarte

cc Service List
Mark Trincherro, Esq. (counsel for PriorityOne)
Ms. Celeste Hari, OPUC Staff
Ms. Shelley Jones, OPUC Case Manager

CERTIFICATE OF SERVICE

ARB 850

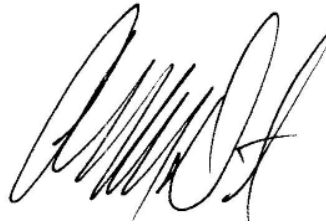
I hereby certify that on the 29th day of August 2008, I served the foregoing **QWEST CORPORATION'S LETTER** in the above entitled docket on the following persons via U.S. Mail, by mailing a correct copy to them in a sealed envelope, with postage prepaid, addressed to them at their regular office address shown below, and deposited in the U.S. post office at Portland, Oregon.

Kelly Mutch
PriorityOne Telecommunications Inc.
P.O. Box 758
La Grande, OR 97850-6462

Mark Trincherro
Davis, Wright, Tremaine
1300 SW Fifth Ave., Suite 2300
Portland, OR 97201-5682

DATED this 29th day of August, 2008.

QWEST CORPORATION



By: _____
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