

May 23, 2016

Advice No. C47-2016

The Honorable Susan Ackerman, John Savage and Stephen Bloom, Commissioners Oregon Public Utility Commission P. O. Box 2148 Salem, Oregon 97308-2148

Attention: Vikie Bailey-Goggins, Administrator,

Tariffs and Data Analysis

Dear Commissioners Ackerman, Savage and Bloom:

Pursuant to ORS 759.250, Qwest, d/b/a CenturyLink QC is filing notification of a multi-state Special Contract for basic business lines under CenturyLink<sup>TM</sup> Volume Plan (CLVP). This Special Agreement was signed April 27, 2016.

Qwest believes this service is competitive and that the Special Contract pricing is in accordance with the provisions of ORS 759.250. Supporting documentation is attached.

Due to the competitive nature of this Special Contract, the information provided in Attachment C contains commercially valuable information and/or trade secrets and is submitted to Staff in confidence pursuant to ORS 192.501 and ORS 192.502. We understand that you will notify us prior to release of any such information in sufficient time to seek a protective order from the Commission or to otherwise preserve its confidentiality.

C47-2016 is a continuation of the provision of services provided under an active contract, the renewal (or extension) contract is being filed as a new contract pursuant to ORS 759.250 because it would exceeds the statutory 5-year limitation. A financial/cost analysis is provided as a part of the filing.

We enclose one complete copy of the contract which contains confidential information for Staff review. As provided by the provisions of ORS 759.250(6), Qwest requests this information not be publicly disclosed. Confidential information has been removed from the additional copies included in this filing for public disclosure.

Please direct any questions or concerns regarding this filing to me at (318) 360 2812.

Yours very truly,

Michelle "Chelle" Lyn Rivers

Cc: Phil Grate, CenturyLink

Attachments

# CenturyLink Line Volume Plan (QLVP) CONTRACT NO. NSP 183706 CONTRACT SUMMARY

Type Of Agreement:	New Request: X Renewal:	Addition:
Term Of Agreement:	The term of the contract is 3 years.	
Effective Date:	April 27, 2016	
CENTURYLINK LIN Service Description:	NE VOLUME PLAN (CLVP)	
Business Lines (1FB)		siness services, which includes the Flat Rate Qwest Choice Business Plus; Qwest Choice
Description of Offer:		
Provides a volume serv Volume Plan (CLVP).	rice price discount in Oregon for basic busin	ess lines included under the CenturyLink Line
Number of Facilities:	The customer may purchase any combina at the following discounts:	ntion of the following lines or packages
Unit Price: Service: Number of Arranger	ments:	CLVP Rate 1 line or package
	e (Flat Rate w/ Hunting)	\$22.99
<b>CenturyLink Choice I</b> Line Tier – 50 to 499	Business	\$25.99
<b>CenturyLink Choice I</b> Line Tier – 50 to 499	Business Add A Line	\$23.99

Line Tier – 50 to 499. \$26.99

Line Tier – 50 to 499. \$24.99

**CenturyLink Business Plus** 

**Qwest Choice Business Prime** 

# CenturyLink Line Volume Plan (CLVP) CONTRACT NO. NSP 183706 CONTRACT SUMMARY

#### I. CONTRACT ANALYSIS

a. Please provide the rationale and justification for creating a special class of service. The rationale must include a discussion as to why no previously approved class of service (contract or tariff) is acceptable to the Customer for whom the utility proposes a special class of service. Determination of a special class of service must be based on the following:

The quantity of service used, the time when used, the purpose for which used, the existence of price competition or a service alternative, the services being provided, the conditions of service, or any other reasonable consideration.

#### Answer:

Current tariffs for services included in the contract do not provide pricing recognizing this customer's volume of service and commitment to retain service across Qwest's territory. The total volume of facilities being ordered by the customer justifies going beyond the standard terms offered in the tariff for similar services. Competitive alternatives such as resale of Qwest service are available to customers.

b. The number of similarly situated Customers who should receive the same terms and conditions. Also, include the number of billing units for those Customers.

Answer:

All similarly situated customers should receive the same terms and conditions.

c. If there are other similarly situated Customers who should not receive the same terms and conditions, explain the differences between those Customers and the special contract Customer.

Answer:

Not applicable; all similarly situated customers should receive the same offer.

d. Summarize termination clause in the contract that protects Qwest if the customer stops the service early and Qwest does not recover initial costs.

Answer:

Termination Liability language relating to this Special Agreement is included in Paragraph 7 of the Agreement.

# CenturyLink Line Volume Plan (CLVP) CONTRACT NO. NSP 183706 CONTRACT SUMMARY

e. Was there a Request for Proposal? Please describe.

Answer: CenturyLink worked with this customer to renegotiate their previous agreement.

This customer previously has an agreement and is negotiated additional terms in this MSA.

f. Are there competitive alternatives? If yes, who are the competitive providers and what services do they offer?

Answer:

Yes. Almost all Competitive Local Exchange Companies offer this common business service.

THIS AMENDMENT (this "Amendment") by and between Qwest Corporation d/b/a CenturyLink QC ("CenturyLink") and ("Customer") hereby amends the CenturyLink Line Volume Plan Acknowledgement Form or Agreement under Content ID: 513243, as may have been previously amended (the "Agreement"). Except as set forth in this Amendment, capitalized terms will have the definitions assigned to them in the Agreement.

CenturyLink and Customer wish to amend the Agreement as follows:

- 1. Modifications. CenturyLink agrees to add the Rates for the Term and Line Tier selected in the Agreement for the state(s) indicated on Exhibit 1 attached to this Amendment.
- 2. Term. This Agreement will automatically expire three years from the Amendment Effective Date ("Term") unless Customer sends written notice to CenturyLink of its intention to renew this Agreement to be on a month-to-month basis, in which case the CLVP Rates will be discontinued and Service will continue at the then applicable month-to-month rate and terms and conditions of the applicable Tariff, but all other terms and conditions of this Agreement shall apply.
- 3. **Miscellaneous.** This Amendment will be effective on the date CenturyLink signs it (the "Amendment Effective Date") and will become part of the Agreement. All other terms and conditions in the Agreement will remain in full force and effect and be binding upon the parties. This Amendment and the Agreement set forth the entire understanding between the parties as to the subject matter herein, and in the event there are any inconsistencies between the two documents, the terms of this Amendment will control.

The undersigned parties have read and agree to the terms and conditions set forth in this Amendment. Electronic signatures on this Amendment will be accepted only in the form and manner prescribed by CenturyLink.

Authorized Signature	Qwest Corporation d/b/a CenturyLink QC Parest Naik Authorized Signature
	Paresh Naik
Name Typed or Printed	Name Typed or Printed
	Manager - Offer Management
Title	Title
4 36-16	4/27/2016
Date	Date
Address for Notices:	Address for Notices: 1801 California Street, Suite 900 Denver, Colorado 80202 Attn.: Legal Department

#### Exhibit 1

Customer:

Contributory Access Lines = 371 Line Tier = 50-499 Minimum Line Requirement = 50

#### DISCOUNT ELIGIBLE SERVICES AND (USOCS)

"1FB" = Flat Business Lines (1FB, 1FL, 1FA, AFK, AFV, HFB)

Hunting on 1FBs will be discounted 95% in Wyoming and provided at no additional charge in the remaining 14 States. 
"CCB" = CenturyLink Choice<sup>TM</sup> Business (PGOQL only)

"CCB Plus" = CenturyLink Choice<sup>TM</sup> Business Plus (PGOQM only)

"CCB AAL" = CenturyLink Choice<sup>TM</sup> Business Add-A-Line (PGOQN)

"CCB Prime" = CenturyLink Choice<sup>TM</sup> Business Prime (PGOQT)

#### **Monthly Rates**

Arizona Colorado Idaho Iowa Minnesota Montana Nebraska New Mexico North Dakota Oregon South Dakota Utah Washington	\$22.99 3 yr 50-499 \$22.99 3 yr 50-499	\$25.99 3 yr 50-499 \$25.99 3 yr 50-499	\$26.99 3 yr 50-499 \$26.99 3 yr 50-499	\$23.99 3 yr 50-499 \$23.99 3 yr 50-499	CCB Prime \$24.99 3 yr 50-499 \$24.99 3 yr 50-499
	\$22.99 3 yr 50-499 \$20.99 3 yr 50-499	\$25.99 3 yr 50-499 \$25.99 3 yr 50-499 \$25.99 3 yr 50-499	\$26.99 3 yr 50-499 \$26.99 3 yr 50-499 \$26.99 3 yr 50-499	\$19.99 3 yr 50-499 \$23.99 3 yr 50-499 \$23.99 3 yr 50-499	\$24.99 3 yr 50-499 \$24.99 3 yr 50-499 \$24.99 3 yr 50-499

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Customer:			
Contributory Access Lines and (USOCs)			
Discount Eligible **Flat Business Lines (1FB, 1FL, 1FA, AFK, AFV, HFB)	Not Discount Eligible  Flat Business Lines (AF4, BHS, 7FB)  Utility Line (AWL)  Centrex 21 (RXB, EPB, R4X, XRW, XRS, RSX, R4V, R6X)		
** Flat Business Lines with the following CenturyLink Choice <sup>TM</sup> packages will only receive the package discount as shown on Exhibit 1.  CenturyLink Choice <sup>TM</sup> Business (PGOQL only) CenturyLink Choice <sup>TM</sup> Business Plus (PGOQM only) CenturyLink Choice <sup>TM</sup> Business Add-A-Line (PGOQN) CenturyLink Choice <sup>TM</sup> Business Prime (PGOQT) NOTE: CenturyLink Choice package USOCs should not be included in the Contributory Access Line count.			
	TOTAL Contributory Access Lines:	371	

Customer certifies that the Contributory Access Lines (a) exist under the Billing Telephone Numbers ("BTN") shown below; or (b) will be installed at the Service Address(es) shown below.

#### Exhibit 2

		Exhibi
BTN	USOC	TOTAL
	1FB	4
	1FB	4
	1FB	4
	1FB	1
	AFK	4
	1FB	1
	AFK	4
	1FB	1
	AFK	3
	1FB	1
	AFK	3
	1FB	1
	AFK	4
	1FB	1
	AFK	3
	1FB	1
	AFK	4
	1FB	1
	AFK	7
	1FB	1
	AFK	7
	1FB	1
	AFK	6
	1FB	4
	1FB	1
	AFK	3
	1FB	1
	AFK	4
	1FB	4
	1FB	6
	1FB	4
	1FB	4
	1FB	1
	AFK	3
	1FB	6
	1FB	4
	1FB	4
	1FB	6
	1FB	
		4
	1FB	4
	1FB	1

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AFK	3
1FB	4
1FB	2
AFK	3
1FB	4
AFK	2
1FB	1
AFK	6
1FB	1
AFK	3
1FB	4
1FB	1
AFK	3
1FB	
AFK	1 6
1FB	4
1FB	24
1FB	
1FB	4
1FB	4
1FB	1
AFK	
1FB	4
1FB	6
	6
1FB	1
AFK	3
1FB	1
AFK	3
1FB	4
1FB	1
AFK	3
1FB	1
AFK	3
1FB	4
1FB	6
1FB	4
1FB	1
AFK	5
1FB	1
AFK	3
1FB	4
1FB	4
3706 1FB	5

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		AMENDINENTIC
	1FB	1
	AFK	3
	1FB	1
	AFK	6
	1FB	1
	AFK	3
	1FB	1
	AFK	3
	1FB	1
	AFK	7
	1FB	1
	AFK	3
	1FB	1
	AFK	4
	1FB	1
	AFK	1
	1FB	1
	AFK	3
	1FB	1
	AFK	3
	1FB	4
	AFK	2
	1FB	4
	1FB	6
	1FB	1
	AFK	6
	1FB	1
	AFK	3
	1FB	1
	AFK	3
	1FB	1
	AFK	4
nd Total		371