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**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 973

In the Matter of the Statement of Generally)
Available Terms and Conditions for)
Interconnection, Unbundled Network)
Elements, Ancillary Services, and Resale) ORDER
of Telecommunications Services Provided)
by U S WEST Communications, Inc., in)
the State of Oregon.)

**DISPOSITION: THIRTEENTH AMENDMENT (TWELFTH
REVISION) TO STATEMENT PERMITTED
TO GO INTO EFFECT.**

On April 24, 2000, U S WEST Communications, Inc., now known as Qwest Corporation (Qwest), filed a statement of generally available terms (SGAT) under Section 252(f) of the Telecommunications Act of 1996 (Act). After a notice and comment period, we allowed the filing to go into effect and ordered that its substance be reviewed in proceedings in docket UM 823.¹

Qwest subsequently filed numerous amendments to its SGAT. To date, we have reviewed twelve amendments and, on each occasion, allowed the SGAT, as amended, to go into effect.²

On September 30, 2003, Qwest filed its Thirteenth Amendment (Twelfth Revision) to its SGAT. The revisions to the SGAT relate to Exhibits A and B. Exhibit A, Section 9.6.2, was modified to correct the labeling of a rate element for DS-1 UDIT, without making any changes to the rates themselves. Exhibit B was modified to include Performance Indicator Definition (PID) OP-5, New Service Quality which revised the existing OP-5, New Service Installation Quality. The modified PID was unanimously adopted by the Long Term PID Administration participants on August 6, 2003.³

¹ Order No. 00-327.

² See Orders No. 01-122, 01-721, 01-878, 01-1050, 02-145, 02-315, 02-731, 03-074, 03-150, 03-189, 03-410 and 03-572.

³ *Qwest Corporation's Notice of Updated Statement of Generally Available Terms and Conditions (Twelfth Revision)*, pp. 1-2. "The revised OP-5 will report performance for both installation quality and order

On October 2, 2003, Qwest filed an Errata to its Twelfth Revision.⁴ According to the Errata, Exhibit B, as originally filed, had omitted five pages of PID OP-5. There were also errors in portions of PID OP-6. Qwest also used the Errata filing as an opportunity to modify the existing PID OP-3 to reflect that there was no longer a different standard for the line-sharing measurement in Colorado.⁵

DISCUSSION

The discussion of the nature of the SGAT and the SGAT process contained in our prior orders is adopted herein and will not be repeated. This thirteenth amendment to the SGAT is not unexpected. As we first noted in Order No. 00-327, “[t]he SGAT will likely undergo considerable revision * * * and, once in effect, changes to the SGAT document may become cumbersome. It is conceivable that each amendment to the original document might trigger a new 60-day review period and an additional item on our Public Meeting agenda.”

As with the original SGAT submission and the first through twelfth amendments, we neither endorse nor approve of the substance of this new amendment, while, at the same time, we allow the amendment to take effect. These circumstances are not changed by our actions in the Final Recommendation Report of the Commission in docket UM 823.

After our approval of the tenth amended SGAT, the Federal Communications Commission (FCC) approved Qwest's Section 271 application for Oregon. However, on August 21, 2003, the FCC released, the text of its order in Docket No. CC 01-338 (the Triennial Review). Proceedings undertaken pursuant to that order will have a direct impact on numerous sections of the SGAT. We will schedule further proceedings in this docket to consider the SGAT's entire substance for compliance with our rules and policies and the furtherance of competition and the public interest in Oregon after we have completed state proceedings required by that FCC order. Since competitive local exchange carriers (CLECs) are able to negotiate interconnection agreements regardless of the availability of an SGAT, they will not be prejudiced by our action.

quality, which are currently reported in two measures: installation quality is reported under the existing OP-5 and ordering quality is reported under a measurement referred to as OP-5++. This consolidation and expanded OP-5 PID addresses CLEC concerns about the adequacy of the existing measures.”

⁴ *Qwest Corporation's Notice of Errata to Updated Statement of Generally Available Terms and Conditions (Twelfth Revision).* (Errata).

⁵ *Id.*, p. 1.

ORDER

IT IS ORDERED that pursuant to OAR 860-016-0040(2), the amendment to the Statement of Generally Available Terms filed by Qwest Corporation on September 30, 2003, and amended by Errata on October 2, 2003, in accordance with Section 252(f) of the Telecommunications Act of 1996, is permitted to go into effect as of December 2, 2003.

Made, entered, and effective _____.

Lee Beyer
Chairman

John Savage
Commissioner

Ray Baum
Commissioner

A party may request rehearing or reconsideration of this order pursuant to ORS 756.561. A request for rehearing or reconsideration must be filed with the Commission within 60 days of the date of service of this order. The request must comply with the requirements in OAR 860-014-0095. A copy of any such request must also be served on each party to the proceeding as provided by OAR 860-013-0070(2). A party may appeal this order to a court pursuant to applicable law.