

ORDER NO. 12 357
ENTERED SEP 19 2012

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

NC 327

PUBLIC UTILITY COMMISSION OF
OREGON,

Complainant,

v.

QWEST CORPORATION, (a Colorado
corporation), dba CENTURYLINK QC,

Defendant.

ORDER

DISPOSITION: STIPULATION ADOPTED

On August 27, 2012, the Public Utility Commission of Oregon filed a complaint against defendant. The complaint charged defendant with one violation of law, OAR 952-001-0070, and requested a penalty of \$5,000. On August 27, 2012, a copy of the complaint was served.

On September 14, 2012, the parties in these proceedings entered into a stipulation, which is attached as Appendix A.

Under the terms of the stipulation, defendant admits committing the alleged violation and agrees that the Commission may enter an order assessing civil monetary penalties.


The stipulation is adopted. From the foregoing, it is concluded that no hearing is required. Under the terms of the stipulation, the allegations of the complaint are true, and defendant has violated Oregon Administrative Rule as alleged. Under the provisions of ORS 757.993, penalties should be assessed against defendant under the terms and conditions of the stipulation.

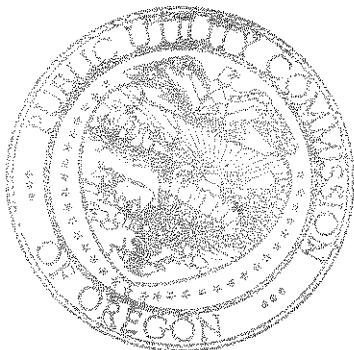
ORDER

IT IS ORDERED that:

1. The stipulation, attached as Appendix A, is adopted.
2. Civil monetary penalties shall be assessed against Qwest Corporation, (a Colorado corporation), dba CenturyLink QC, in the amount of \$5,000 for one violation of law.
3. Defendant shall pay the sum of \$5,000, due and payable within 30 days from the date of service of this order. Payment shall be by money order or company check made out to the **Public Utility Commission of Oregon**, and the memo line of the money order or company check shall state the "NC" docket number in the caption of this order. (Mail payment to: Public Utility Commission of Oregon, PO Box 2153, Salem, OR 97308.)

Made, entered, and effective SEP 19 2012


Jason Eisdorfer
 Director
 Utility Program



A party may request rehearing or reconsideration of this order under 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 860-001-0720. A copy of the request must also be served on each party to the proceedings as provided in OAR 860-001-0180(2). A party may appeal this order by filing a petition for review with the Court of Appeals in compliance with ORS 183.480 through 183.484.

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v.

QWEST CORPORATION, (a Colorado
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Defendant.

STIPULATION FOR ENTRY OF ORDER

The Public Utility Commission of Oregon, appearing by and through Johanna M. Riemenschneider, Assistant Attorney General, and Qwest Corporation, dba CenturyLink QC, the Defendant herein, hereby stipulate as follows:

1.

A Complaint in this case is pending before the Commission charging the Defendant with one violation of law, OAR 952-001-0070.

2.

Both parties to this proceeding are willing to forego further processing of that Complaint and further are willing to resolve this matter on the basis of this Stipulation.

3.

The Defendant admits that the violation was committed as alleged in the Complaint and is willing for the Commission to enter an order finding that the violation was committed as alleged in the Complaint.

4.

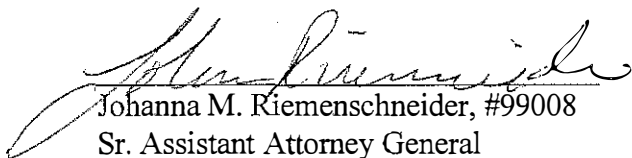
The parties further agree that the Commission may enter an order assessing civil monetary penalties against Defendant in the amount of \$5,000 under the following terms and conditions:

- 1 A. Defendant must sign and return this Stipulation within 20 days of the date it was
- 2 served upon (mailed to) defendant.
- 3 B. \$5,000 becomes due and payable on or before the 30th day following the
- 4 Commission's entry of its order in this case.
- 5 C. Payment must be by money order or company check made out to the Public Utility
- 6 Commission of Oregon, and the memo line of the money order must state the "NC"
- 7 docket number in the caption of this Stipulation.
- 8 D. Complainant's failure to enforce any provision of this Stipulation, or decision to
- 9 waive any violation or nonperformance of this Stipulation in one instance, will not
- 10 constitute a waiver by the Complainant of that provision, any other provision, or any
- 11 other violation or nonperformance in another instance.


12 5.

13 This Stipulation is conditioned upon final approval of its terms by the Commission. If
14 the Stipulation is not accepted in its entirety, it is deemed withdrawn.

15 DATED this 27 day of August 2012.

17 
 18 Johanna M. Riemenschneider, #99008
 19 Sr. Assistant Attorney General
 20 Of Attorneys for the Public Utility Commission
 of Oregon

21 DATED this 14 day of September 2012.

22 
 23 Defendant / Representative (signature)
 24 RON L. Trullinger
 25 (Print Name)
 26