

ORDER NO. 11 382
ENTERED SEP 28 2011

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

NC 311

PUBLIC UTILITY COMMISSION OF
OREGON,

Complainant,

v.

QWEST CORPORATION, (a Colorado
corporation), dba CENTURLINK,

Defendant.

ORDER

DISPOSITION: STIPULATION ADOPTED

On August 23, 2011, the Public Utility Commission of Oregon filed a complaint against Defendant. The complaint charged Defendant with two violations of law, OAR 952-001-0070, and requested a penalty of \$10,000. On August 23, 2011, a copy of the complaint was served.

On September 20, 2011, the parties to this proceeding entered into a stipulation, which is attached as Appendix A.

Under the terms of the stipulation, Defendant admits that the violations were committed as alleged in the Complaint and agrees that the Commission may enter an order assessing civil monetary penalties. Defendant contends that the violations were the result of actions by a third party contractor, but accepts responsibility for payment of the fines as an operator subject to OAR 952-001-0070.

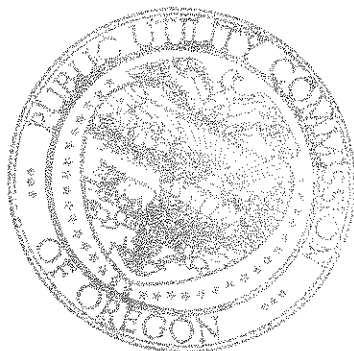
The stipulation is adopted. From the foregoing, it is concluded that no hearing is required. Under the terms of the stipulation, the allegations of the complaint are true, and Defendant has violated Oregon Administrative Rule(s) as alleged. Pursuant to the provisions of ORS 757.993, penalties should 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 in the amount of \$10,000 for two violations of law.
3. Defendant shall pay the sum of \$10,000, due and payable within 30 days from the date of entry of this order. Payment shall be by money order or 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 28 2011



Lee Sparling

Lee Sparling
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.

BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON

NC 311

PUBLIC UTILITY COMMISSION OF
OREGON,

Complainant,

v.

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

Defendant.

STIPULATION FOR ENTRY OF FINAL ORDER

The Public Utility Commission of Oregon, appearing by and through Paul A. Graham,
Assistant Attorney General, and Qwest Corporation, dba CenturyLink, the defendant herein,
hereby stipulate as follows:

1.

A Complaint in this case is pending before the Commission charging the defendant with
two violations 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 violations were committed as alleged in the Complaint and
is willing for the Commission to enter an order finding that the violations were committed as
alleged in the Complaint. Defendant contends that the violations were the result of actions by a
third party contractor, but accepts responsibility for payment of the fine as an operator subject to
OAR 952-001-0070.

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4.

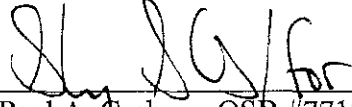
The parties further agree that the Commission may enter an order assessing civil monetary penalties against the defendant in the amount of \$10,000 under the following terms and conditions:

- A. \$10,000 shall become due and payable on or before the 30th day following the Commission's entry of a final order in this case.
- B. 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 stipulation.

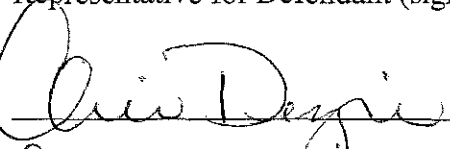
5.

This stipulation is conditioned upon final approval of its terms by the Commission. If the stipulation is not accepted in its entirety, it shall be deemed withdrawn.

DATED this 23rd day of August, 2011.


 Paul A. Graham, OSB #77190
 Assistant Attorney General
 Of Attorneys for the Public Utility Commission
 of Oregon

DATED this 20th day of September, 2011.

Representative for Defendant (signature)

 Chris Denzin
 (Print name)