

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

<p>IN RE:</p> <p>LEVEL 3 COMMUNICATIONS, LLC,</p> <p style="padding-left: 40px;">Petitioner,</p> <p style="padding-left: 40px;">vs.</p> <p>QWEST CORPORATION,</p> <p style="padding-left: 40px;">Respondent.</p>	<p style="text-align:center">DOCKET NO. ARB-05-4</p>
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ORDER GRANTING MOTION

(Issued October 10, 2005)

On September 20, 2005, Qwest Corporation (Qwest) filed with the Utilities Board (Board) a request to allow nine pages of the transcript from the arbitration hearing between Level 3 Communications, LLC (Level 3), and Qwest that was recorded on September 8, 2005, in Arizona, be accepted as a late-filed exhibit in this proceeding. In addition, Qwest asks that a single-page exhibit, identified as Exhibit Q20 in the Arizona proceeding, also be accepted as a late-filed exhibit in this proceeding. No objection to its request has been filed.

In support of its request, Qwest states that Mr. Ducloo, who was unable to appear at the Iowa hearing in this docket, was able to appear at the recent arbitration proceeding in Arizona and provided expert testimony in that proceeding regarding a variety of hypothetical scenarios involving Voice over Internet Protocol (VoIP) and the

compensation implications of those scenarios. Qwest also states that the responses of Mr. Ducloo in the Arizona proceeding were not available at the time of the Iowa hearing and are relevant to this docket.

The Board finds Qwest's request to be reasonable. The nine pages of the transcript from the Arizona arbitration hearing between Level 3 and Qwest will be accepted as a late-filed exhibit in this proceeding, will be incorporated into the record, and hereafter identified as Qwest Exhibit 120. In addition, the single-page exhibit, identified as Exhibit Q20 in the Arizona proceeding, will be accepted as a late-filed exhibit in this proceeding, will be incorporated into the record, and hereafter identified as Qwest Exhibit 121.

IT IS THEREFORE ORDERED:

The motion to permit late-filed exhibits filed by Qwest Corporation on September 20, 2005, is granted as described in this order.

UTILITIES BOARD

/s/ John R. Norris

/s/ Diane Munns

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

Dated at Des Moines, Iowa, this 10th day of October, 2005.