

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF QWEST) **CASE NO. QWE-T-21-13**
CORPORATION’S PETITION FOR)
ELIMINATION OF PERFORMANCE)
ASSURANCE PLAN AND PERFORMANCE) **ORDER NO. 35519**
INDICATOR DEFINITIONS)
_____)

On December 1, 2021, Qwest Corporation d/b/a Century Link QC (“Company”) petitioned the Commission for an order eliminating the Performance Indicator Definitions (“PIDs”) and the Performance Assurance Plan (“PAP”) portions of its interconnection agreements (“ICAs”) with each Idaho competitive local exchange carrier (“CLEC”).

On February 4, 2022, the Commission issued a Notice of Petition and Notice of Modified Procedure. Order No. 35310.

Commission Staff (“Staff”) filed comments on February 25, 2022. The Company did not file reply comments. No other comments were received.

On April 21, 2022, the Commission approved the Company’s petition and ordered it to file, by July 1, 2022, all ICAs that had been amended by removing the PIDs and PAPs. Order No. 35379 at 3.

On May 12, 2022, the Company filed a petition entitled, “Compliance with Order No. 35379 or, in the Alternative, Request for Clarification or Reconsideration” (“Petition”) requesting the Commission accept its Petition as the Company’s compliance with Order No. 35379 or, in the alternative, clarify or reconsider Order No. 35379.

On June 9, 2022, the Commission issued Order No. 35426, therein finding the Company complied with the Commission’s directive in Order No. 35379 and directing the Company to “file with the Commission the amendments it was ordered to file in Order No. 34766, Case No. QWE-T-20-02 by August 1, 2022.”¹ Order No. 35426 at 4.

¹ In Case No. QWE-T-20-02, Order No. 34766, the Commission ordered the Company to “file, for Commission review, all ICAs that the Company has amended with CLECs due to the 2019 Forbearance Orders.” Order No. 34766 at 3. One and half years after Order No. 34766 was issued, the Commission, in the current case (Case No. QWE-T-21-13), clarified the Company need not submit ICAs that had their PIDs and PAPs removed, but still needed to file ICAs that had been amended due to the 2019 Forbearance Orders.

By August 1, 2022, the Company filed 49 ICAs that had been amended due to the 2019 Forbearance Orders.

STAFF ANALYSIS

Staff reviewed the ICAs the Company filed. Staff believed the amended ICAs fulfilled the requirements of Order Nos. 34766 and 35426, Federal Communications Commission Orders, the federal Telecommunications Act, and all other relevant authorities. Staff recommended the Commission approve the Company's filings.

COMMISSION FINDINGS

The Commission has jurisdiction over this matter under *Idaho Code* § 62-615 (the Commission's authority to implement the Telecommunications Act of 1996) and *Idaho Code* § 62-605(5)(b) (the Commission's continuing, noneconomic authority over Title 62 telephone corporations); *see also* 47 U.S.C. 252(e)(1).


We have reviewed the record in this case, including our previous orders, the Company's filings, and Staff's comments. Based on our review, we find that the Company's filings of the amended ICAs in Case No. QWE-T-21-13 satisfy our directive in Order No. 35426 for the Company to "file with the Commission the amendments it was ordered to file in Order No. 34766, Case No. QWE-T-20-02 by August 1, 2022."

ORDER

IT IS HEREBY ORDERED that the Company has complied with our directives in Order Nos. 34766 and 35426.

THIS IS A FINAL ORDER. Any person interested in this Order may petition for reconsideration within twenty-one (21) days of the service date of this Order. Within seven (7) days after any person has petitioned for reconsideration, any other person may cross-petition for reconsideration. *See Idaho Code* § 61-626. //

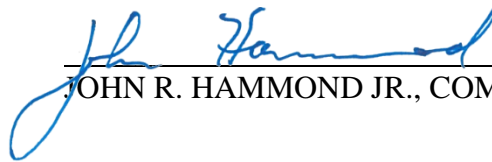
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 1st day of September 2022.



ERIC ANDERSON, PRESIDENT

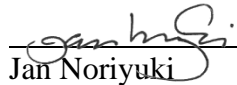


JOHN CHATBURN, COMMISSIONER



JOHN R. HAMMOND JR., COMMISSIONER

ATTEST:



Jan Noriyuki
Commission Secretary

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