

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**

**Public Service Commission
Qwest Performance Assurance Plan
Investigation**

Case No. PU-06-58

**NOTICE OF 6-MONTH REVIEW, NOTICE OF OPPORTUNITY FOR COMMENT, AND
NOTICE OF OPPORTUNITY FOR HEARING**

February 22, 2006

For telecommunications companies that currently have or intend to have an interconnection agreement(s) with Qwest Corporation (Qwest), Qwest offers its Statement of Generally Available Terms and Conditions for terms, conditions, and prices for interconnection, unbundled network elements, ancillary services, and resale services. As part of an interconnection agreement, competitive local exchange companies (CLECs) also have the option of a Performance Assurance Plan (QPAP). The PAP provides for self-executing payments to CLECs if Qwest does not provide interconnection services to the CLEC at parity to the service it provides to its own retail customers, or if Qwest fails to meet certain service benchmarks.

PAP section 16.1 provides for a review of the PAP every six months. Participants of the review include Qwest, CLECs, and the Commission.

The purpose of the review is to determine whether performance measurements should be added to, deleted from, or modified in the PAP; whether the applicable benchmark standards should be modified or replaced by parity standards; and whether to move a classification of a measurement to High, Medium, or Low or Tier 1 to Tier 2.

Over approximately the last two years, Qwest has filed several applications for approval of revisions to its performance measurements and its PAP. Proposed revisions to performance measurements have been filed in Case Nos. PU-04-500, PU-04-632, PU-05-583. Proposed revisions to the PAP have been filed in Case Nos. PU-04-501, PU-04-631, and PU-05-584. These proposed revisions will be included in the 6-month review.

Comments concerning the 6-month review, requests for hearing, and requests for intervention must be filed by May 10, 2006.

Comments should address the following issues:

1. Whether there exists an omission or failure of existing performance measures to capture intended performance.
2. Whether there is duplication of another performance measurement.
3. Whether such omission, failure, or duplication of a performance measure justifies the addition, modification, or removal of a performance measure.

4. Whether any benchmark standards should be modified or replaced by parity standards.
5. Whether the actual volume of data points have been less or greater than anticipated and, if so, whether there is justification for the reclassification of a performance measurement.


Any disputes regarding adding, deleting, or modifying performance measurements shall be resolved by the Commission. Any changes at the 6-month review under PAP section 16.1 shall apply to and modify interconnection agreements between Qwest and CLECs that have incorporated the PAP.

A copy of Qwest's performance measures, the PAP, or Qwest's performance measure and PAP filings may be obtained from the Commission. For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; or Relay North Dakota 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials please notify Illona A. Jeffcoat-Sacco, Executive Secretary at least 24 hours in advance.

PUBLIC SERVICE COMMISSION



Susan E. Wefald
Commissioner



Tony Clark
President



Kevin Cramer
Commissioner