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January 19, 2006

Heather Forney
Deputy Executive Director
South Dakota Public Utilities Commission
500 East Capitol Avenue
Pierre, SD 57501

RECEIVED

JAN 20 2006

SOUTH DAKOTA PUBLIC
UTILITIES COMMISSION

Dear Ms. Forney:

As you may know, the Federal Communications Commission ("FCC") on September 23, 2005, issued its Report and Order and Notice of Proposed Rulemaking in CC Docket No. 02-33 in the Matter of Appropriate Framework for Broadband Access to the Internet over Wireline Facilities, classifying digital subscriber line ("DSL") services as "information" services, thereby excluding DSL services from the category of "telecommunications" services. Consistent with the FCC's order, Qwest is in the process of withdrawing its DSL tariffs on file with the state and federal commissions, because as an information service, DSL is not subject to tariffing applicable to telecommunications services.

The above paragraph serves as background for the enclosed Notice which we are providing to you for informational purposes. Pursuant to the Qwest Platform Plus (QPP) agreements, wholesale customers of Qwest are able to purchase DSL services in conjunction with the QPP product. The QPP agreement contemplates both the prior situation in which DSL may be classified as a telecommunications service as well as the present scenario in which DSL is classified as an information service. That is, the agreement already provides the rates for DSL if classified as a non-telecommunications service.

Accordingly, it is our judgment that the withdrawal of DSL from the tariffs does not trigger any necessary amendments to the QPP agreement or filing of an amendment pursuant to Section 252 of the Telecommunications Act of 1996, because the QPP agreement already contemplates the conversion of DSL to a non-telecommunications service and provides the rates, terms and conditions for such a conversion.

If you have any comments or questions, please do not hesitate to contact me.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Jason D. Topp', written over a horizontal line.

Jason D. Topp

JDT/bardm
Enclosure



Announcement Date: December 21, 2005
Effective Date: January 28, 2006
Document Number:
Notification Category: Non CMP
Target Audience: All Qwest Platform Plus™ (QPP™) CLECs
Subject: Qwest High Speed Internet Service Product Catalog (PCAT) Publishing

As discussed with Resale/Unbundled Network Elements-Platform (UNE-P) CLECs during recent Change Management Process (CMP) meetings and as announced to our QPP™ CLEC partners via this notification process on November 23, 2005, Qwest is conforming its provision of DSL services consistent with recent FCC orders and Qwest's QPP agreements. In particular, the FCC has determined that facilities-based wireline broadband Internet access service is an information service and thus, as contemplated in the QPP agreements, it is no longer a Telecommunications Service.

Qwest will withdraw its federal Qwest DSL™ tariffs on January 28, 2006. Qwest will place product information, service availability, and rate information for its DSL services, to be called "Qwest High Speed Internet Service," in the new Qwest Commercial High Speed Internet Service Product Catalog (PCAT), to be located on January 28, 2006 at www.qwest.com/wholesale/pcat/commhighspeedia.html.

The QPP™ Master Service Agreement ("MSA") already contemplates the conversion of DSL to a non-Telecommunications Service and also provides the terms for the continued provisioning of this service. The MSA says that "the price for Qwest DSL provided with QPP™ service is included in the Rate Sheet to this Agreement." Service Exhibit 1, Section 2.7. For Qwest DSL service, the Rate Sheet states, "See Applicable Qwest Retail Tariff, Catalog or Price List less Discount (which will be provided pursuant to terms and conditions in CLEC's ICA)," subject to Note 8. Note 8 to the Rate Sheet further states that, "Where the service has been deemed to be a Telecommunications Service, the Discount will be provided pursuant to CLEC's ICA. **Where the service is not a Telecommunications Service, the discount will be 18%.**" Consequently, pursuant to the MSA, your commercial rates for Qwest High Speed Internet Service will be the rates published in the PCAT, as the applicable Price List, less the discount noted for non-telecommunications services.

Because the terms incorporating the PCAT Price List and the 18% Discount are already contained in your MSA, no additional Agreements or Amendments are necessary from our QPP™ partners to purchase Qwest High Speed Internet Service through the term of the QPP™ Master Service Agreements. In the event that you conclude otherwise, please contact your account manager.

Thank you again for helping to evidence that commercially negotiated arrangements provide market stability and continuity for Qwest and our CLEC partners. If you have any questions, please contact your account manager.

Sincerely,
Qwest