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Judge Ronald B. Leighton

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON**

<p>LEVEL 3 COMMUNICATIONS, LLC and BROADWING COMMUNICATIONS, LLC</p> <p>Plaintiffs,</p> <p>vs.</p> <p>WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION; and MARK H. SIDRAN, PATRICK J. OSHIE, and PHILIP B. JONES, in their Official Capacities as Commissioners of the Washington Transportation And Utilities Commission and not as Individuals,</p> <p>Defendants</p>
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Case No.: C08-5563RBL

**ORDER TO STAY
NOTED ON MOTION
CALENDER: February 13, 2009**


Having reviewed Level 3 Communications, LLC’s Motion to Stay, and being fully advised, the Court hereby ORDERS that the motion is GRANTED. The Court hereby:

(1) Stays the proceeding and suspends the briefing schedule in this matter until a date following a final order on the merits not subject to further review by a federal court of the issues identified in the case captioned *Qwest Corp. v. Level 3, Communications, LLC et al.*, Docket No. 08-15887, filed in the U.S. Court of Appeals for the Ninth Circuit; and

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(2) Directs Level 3 to file periodic reports with the Court identifying the status of this matter in the Ninth Circuit and/or any other federal court.

DATED: this 16th day of March, 2009.



RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE