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April 25, 2007

Honorable Sara Kyle, Chairman
c/o Sharla Dillon, Docket & Records Manager
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

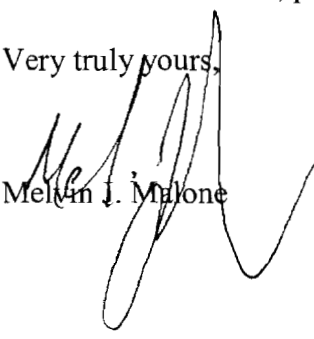
**RE: Level 3 Communications, LLC's Proposed Tariff No. 2007-0122 to
Increase the Rate for Local Switching Service, TRA Docket No. 07-
00098**

Dear Chairman Kyle:

Enclosed please find the original and thirteen (13) copies of the *Supplement to the Complaint and Petition for Leave to Intervene of Verizon* in the above-captioned matter. An additional copy of this filing is enclosed to be "File Stamped" for our records.

If you have any questions or require additional information, please let me know.

Very truly yours,


Melvin J. Malone

cc: Parties of Record

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

IN RE:)	
)	
LEVEL 3 COMMUNICATIONS, LLC's)	DOCKET NO. 07-00098
PROPOSED TARIFF NO. 2007-0122 TO)	
INCREASE THE RATE FOR LOCAL)	
SWITCHING SERVICE)	

**SUPPLEMENT TO THE COMPLAINT AND PETITION
FOR LEAVE TO INTERVENE OF VERIZON**

The Verizon companies¹ (the "Petitioners") filed the *Complaint and Petition for Leave to Intervene of Verizon* (the "*Complaint*") in the above-captioned matter on April 20, 2007. By and through their undersigned counsel, Petitioners hereby respectfully submit this Supplement to the Complaint and Petition to Intervene of Verizon.

I.

BACKGROUND & SUPPLEMENTAL INFORMATION

On or about March 30, 2007, Level 3 filed "Revisions to Level 3 Communications, LLC T.R.A. Tariff No. 3" (the "*Tariff Amendment*") with the Authority, which contained a substantial increase to its switched access rates.² Specifically, Level 3 proposes to raise its local end office switching rate from \$0.002128 to \$0.060447. The proposed increase would force Petitioners to pay nearly 6 cents more for a minute for switched access than they pay under Level 3's existing

¹ These companies include MCI metro Access Transmission Services, LLC d/b/a Verizon Access Transmission Services ("Verizon Access"), MCI Communications Services, Inc. ("MCI"), Bell Atlantic Communications, LLC ("Bell Atlantic"), NYNEX Long Distance Company ("NYNEX"), and Verizon Select Services, Inc. ("VSSI") (collectively "Verizon" or "Petitioners").

² Level 3 did not provide Petitioners notice of its proposed rate increase. If proper notice was not given, as required by Authority rules, an effective date of May 1, 2007, would violate the Authority's rules. See Authority Rule 1220-4-8-.07(2)(b) (requiring 30-day notice to "affected customers" for price increases).

tariff. If permitted to become effective on May 1, 2007, as proposed, the *Tariff Amendment* would, therefore, result in a rate increase of over **2800 percent** for both originating and terminating switched access.

If the *Tariff Amendment* is approved, Petitioners, and all other similarly situated carriers, will have no choice but to pay Level 3's exorbitant access rates when they handle interexchange calls originating from Level 3 customers and when they deliver interexchange calls to Level 3 for termination to its customers. For example, when a Verizon Access customer calls a Level 3 customer, Verizon Access cannot refuse to deliver that call to Level 3 (and thus cannot avoid Level 3's terminating access charges).

As noted in the *Complaint*, it appears that Level 3 proposed similar substantial increases at or near the same time in several states. In fact, on April 16, 2007, the West Virginia Public Service Commission Staff recommended suspension of Level 3's proposed switched access rate increases in that state. Specifically, West Virginia Commission Staff observed as follows:

[D]ue to the fact that connecting carriers have no choice regarding connecting to Level 3 for the purposes of completing calls to its customers, and thus must pay the subject rate in those instances, this becomes a de facto monopoly situation.³

On April 19, 2007, the West Virginia Public Service Commission suspended Level 3's proposed rate increase, which was scheduled to become effective on May 1, 2007.⁴ Moreover, on April 20, 2007, the Mississippi Public Service Commission suspended Level 3's proposed switched

³ *Level 3 Communications, LLC, Tariff Filing to Update Rates for Switched Access Services*, West Virginia Public Service Commission, Case No. 07-0566-T-T (April 16, 2007).

⁴ *Commission Suspension Order, Level 3 Communications, LLC, Tariff Filing to Update Rates for Switched Access Services*, West Virginia Public Service Commission, Case No. 07-0566-T-T, p. 1 (April 19, 2007) (attached hereto as **Exhibit 1**).

access rate increase in that state, pending a “full investigation of the lawfulness of the Notice of Tariff Revisions[.]”⁵

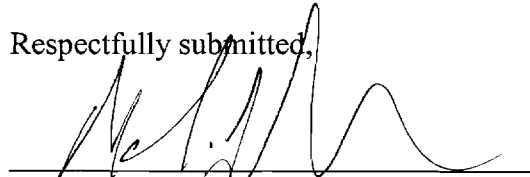
The primary purpose of this supplemental filing is to provide the Authority with copies of the West Virginia Public Service Commission and Mississippi Public Service Commission orders.

II.

CONCLUSION

For the foregoing reasons, Petitioners respectfully submit this *Supplement to the Complaint and Petition for Leave to Intervene of Verizon*.

Respectfully submitted,



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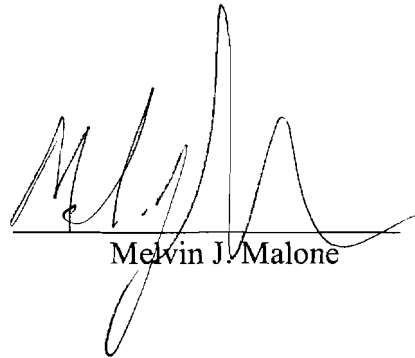
⁵ Suspension Order, *In Re: Notice of Level 3 Communications, LLC Of Its Tariff Filing Which Proposes To Make Certain Changes To Switched Access Rate*, MPSC Docket No. 07-UN-146 (April 20, 2007) (attached hereto as **Exhibit 2**).

CERTIFICATE OF SERVICE

I hereby certify that on April 25, 2007, a true and correct copy of the foregoing has been served on the parties set forth below, via U.S. Mail and electronically:

Thomas C. Stortz, Group Vice President & General Counsel
Level 3 Communications, LLC
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Joelle J. Phillips
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333 Commerce Street, Suite 2101
Nashville, Tennessee 37201-3300
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Melvin J. Malone

PUBLIC SERVICE COMMISSION
OF WEST VIRGINIA
CHARLESTON

Entered by the PUBLIC SERVICE COMMISSION OF WEST VIRGINIA in the City of Charleston on the 19th day of April, 2007.

CASE NO. 07-0566-T-T

LEVEL 3 COMMUNICATIONS, LLC

Broomfield, Colorado 80021

Tariff filing to update rates for switched access services

COMMISSION SUSPENSION ORDER

On April 6, 2007, Level 3 Communications, Inc. ("Level 3") filed revisions to its P.S.C. WV Tariff No. 3, 4th Revised Page No. 1 canceling 3rd Revised Page No. 1, and 2nd Revised Page No. 65 canceling 1st Revised Page No. 65, to become effective on May 1, 2007.

The purpose of this filing is to update rates for switched access services.

The April 6, 2007 tariff filing was submitted to Commission Staff for review and comment. On April 13, 2007, Staff filed an Initial and Final Recommendation. By Further Recommended Memorandum received on April 16, 2007, David Howell, Utilities Analyst, Utilities Division, recommended that the Commission withhold its approval of the proposed rate increase in order to allow time for Level 3 to provide Staff with further information, and to allow Staff sufficient time to review such information. Staff recommends that this filing be suspended for the full statutory period. Staff also recommends that the Legal Division assign an attorney to this proceeding.

On April 18, 2007, Joseph J. Starsick, Counsel for Verizon, filed a Protest to the Tariff and a Petition to Intervene.

WHEREAS, the Commission finds it reasonable to suspend the effective date of Level 3's proposed tariff filing of April 6, 2007, for two hundred seventy (270) days in order to give Staff time to further review Level 3's request.

ORDER

IT IS, THEREFORE, ORDERED that Level 3's tariff filing received on April 6, 2007, and as listed elsewhere in this order be, and it hereby is, suspended until January 14, 2008.

IT IS FURTHER ORDERED that the Executive Secretary of the Commission serve a copy of this order upon all parties, by United States First Class Mail and upon Commission Staff by hand delivery.

FOR THE COMMISSION:

A True Copy, Teste:


Sandra Squire
Executive Secretary

SS/kc
070566s.wpd

BEFORE THE PUBLIC SERVICE COMMISSION
OF
THE STATE OF MISSISSIPPI

LEVEL 3 COMMUNICATIONS, LLC

DOCKET NO. 07-UN-146

IN RE: NOTICE OF LEVEL 3 COMMUNICATIONS, LLC OF ITS TARIFF FILING
WHICH PROPOSES TO MAKE CERTAIN CHANGES TO SWITCHED
ACCESS RATE.

SUSPENSION ORDER

At a special meeting held in its offices in Jackson, Mississippi, on this the 20th of April, 2007, there came on for consideration by the Mississippi Public Service Commission ("Commission"), the above mentioned Notice of Tariff Revisions filing.

The Commission has determined that it should enter into an investigation concerning the above-referenced Notice and that this filing be suspended pending said investigation.

Accordingly, it is ordered that the Notice of Tariff Revisions filed by Level 3 Communications, LLC is hereby suspended for a period not to exceed one hundred twenty (120) days from and after the date of filing.

THE COMMISSION REQUESTS that a full investigation of the lawfulness of the Notice of Tariff Revisions be made by the Public Utilities Staff.

IT IS FURTHER ORDERED, that this Order shall be deemed issued on the day it is served upon Level 3 Communications, LLC by the Executive Secretary of this Commission who shall note the service date in the file of this docket.

DATED on this the 20th day of April, 2007.

MISSISSIPPI PUBLIC SERVICE COMMISSION


Brian U. Ray, Executive Secretary



20th day of April, 2007.