

August 5, 2005

VIA ELECTRONIC MAIL AND US MAIL

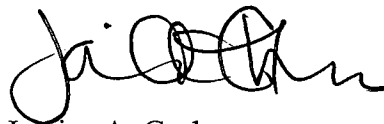
Filing Center  
Oregon Public Utility Commission  
550 Capitol Street NE #215  
PO Box 2148  
Salem, OR 97308-2148

Re: ARB 665 - Level 3 Communications, LLC's Motion to Allow Richard E. Thayer  
to Appear *Pro Hac Vice*

Dear Sir or Madam:

Enclosed for filing in the above-referenced docket is Level 3 Communications, LLC's  
Motion to Allow Richard E. Thayer to Appear *Pro Hac Vice*. Please contact me with any  
questions.

Very truly yours,



Jessica A. Gorham

Enclosures

cc: ARB 665 Service List

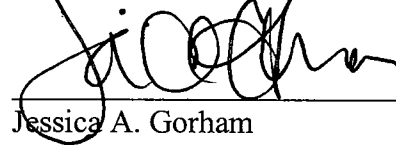
**CERTIFICATE OF SERVICE  
ARB 665**

I hereby certify that a true and correct copy of **LEVEL 3'S MOTION TO ALLOW RICHARD E. THAYER TO APPEAR PRO HAC VICE** was served via U.S. Mail on the following parties on August 05, 2005:

Thomas Dethlefs  
Qwest Corporation  
1801 California Street Suite 900  
Denver CO 80202

Alex M. Duarte  
Qwest Corporation  
Suite 810  
421 SW Oak Street  
Portland OR 97204

ATER WYNNE LLP



\_\_\_\_\_  
Jessica A. Gorham

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**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

**ARB 665**

In the Matter of

LEVEL 3 COMMUNICATIONS, INC's

Petition for Arbitration Pursuant to Section 252(b) of the Communications Act of 1934, as amended by the Telecommunications Act of 1996, and the Applicable State Laws for Rates, Terms, and Conditions of Interconnection with Qwest Corporation

**MOTION TO ALLOW RICHARD  
E. THAYER TO APPEAR *PRO  
HAC VICE***

Level 3 Communications, Inc. ("Level 3") respectfully moves to allow Richard E. Thayer to appear *pro hac vice* on behalf of Level 3.

This motion is supported by a Certificate of Good Standing from the Bar of Colorado and a Certificate of Compliance for *Pro Hac Vice* Admission, attached hereto as Appendices (A) and (B).

Respectfully submitted this 5<sup>th</sup> day of August, 2005.

ATER WYNNE, LLP

By:

/s/ Lisa F. Rackner

Lisa F. Rackner, OSB No. 87384

E-mail: [lfr@aterwynne.com](mailto:lfr@aterwynne.com)

Of Attorneys for Level 3

In re: Richard E. Thayer }  
Name of Out-of-State Attorney

**Certificate of Compliance  
For Pro Hac Vice Admission**

I, Richard E. Thayer (print name), am an attorney in the State of Colorado and I intend to seek *pro hac vice* admission in accordance with ORS 9.241 and UCR 3.170 in the following Oregon court action or proceeding:

Case Name: LEVEL 3'S PETITION FOR ARBITRATION WITH QWEST  
Court: OPUC Case No.: ARB 065

I certify that (check all that apply):

- I am an attorney in good standing in the State of Colorado, as evidenced by the attached good standing certificate issued by the licensing authority in that state.
  - I am not subject to any pending disciplinary proceedings in any jurisdiction; or
  - I am subject to pending disciplinary proceedings in another jurisdiction, the nature and status of which are described in an attachment to this certificate.
- I intend to associate in the above-referenced action or proceeding with LISA F. ROCKNER, OSB No. 87384, an active member in good standing of the Oregon State Bar, who will participate meaningfully in the matter.
- I will comply with applicable statutes, laws, and procedural rules of the State of Oregon; be familiar with and comply with disciplinary rules of the Oregon State Bar; and submit to the jurisdiction of the Oregon courts and Oregon State Bar with respect to acts and omissions occurring during my *pro hac vice* admission.
- My private law practice activities in Oregon are covered by professional liability insurance substantially equivalent to the Oregon State Bar Professional Liability Fund plan, as evidenced by the attached certificate of insurance coverage.
- I agree, as a continuing obligation of *pro hac vice* admission, to notify the trial court promptly of any changes in my insurance coverage, or my admission or disciplinary status in any other jurisdiction.
- I will provide to the Oregon State Bar a copy of the order admitting me *pro hac vice* in the above-referenced matter when such an order is granted. In the event *pro hac vice* admission is revoked for any reason, I will promptly notify the Oregon State Bar.
- I submit \$250 to the Oregon State Bar as payment of the *pro hac vice* fee established by ORS 9.241 and the rules of the Oregon Supreme Court. I acknowledge that this fee is for a period of twelve months from the date of the Acknowledgment of Receipt issued below, and that an additional fee of \$250 will be required in order for me to continue my *pro hac vice* admission in the matter for every twelve-month period thereafter.

Dated this 5<sup>th</sup> day of August, 2005.

X [Signature]  
(Applicant Signature)

Mailing Address: 1025 E Colorado Blvd.  
Broomfield CO 80021

Colorado Bar No.: 700100  
(Home Jurisdiction)

Phone: 720-888-2620  
FAX: 720-888-5134  
Email: rick.thayer@level3.com

**Acknowledgment of Receipt**


I, Jeffrey D. Sapiro, Regulatory Services Counsel of the Oregon State Bar, acknowledge receipt from the above-named out-of-state attorney of the Certificate of Compliance for Pro Hac Vice Admission and attachments, and the \$250 fee for pro hac vice appearance in the above-referenced Oregon action or proceeding. The fee is for a period of twelve months from the date of this acknowledgment.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

SEE MATERIALS ATTACHED:

\_\_\_\_\_  
Jeffrey D. Sapiro, Regulatory Services Counsel

**SUPREME COURT**



**State of Colorado**

STATE OF COLORADO, ss:

*I, Deputy Clerk of the Colorado Supreme Court,  
do hereby certify that*

*Richard E. Thayer*

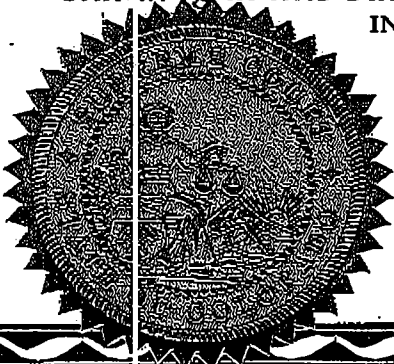
*has been admitted to practice law as a*

***Single Client Attorney***

*Pursuant To C.R.C.P 222*

*within this State; and that his name appears on  
the Supreme Court's roll of Single Client Attorneys of date the  
17<sup>th</sup> day of June, 2004 and that at the date  
hereof the said Richard E. Thayer is in good  
standing at this bar.*

IN WITNESS WHEREOF, I Have hereunto subscribed my name and  
Affix the Seal of said Supreme Court, at Denver in said state, this



11<sup>th</sup> day of July 2005

*Sharon H. Kessler*  
Deputy Clerk