

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of Qwest Corporation's)
Land Development Agreements (LDA))
Tariff Provisions)

DOCKET NO. 03-049-62
SCHEDULING ORDER

ISSUED: January 23, 2004

By The Commission:

A Scheduling Conference was held in this matter on January 15, 2004. David Elmont appeared for Qwest Corporation. Patricia Schmidt appeared for the Division of Public Utilities. Anthony Kay appeared for Clearwave Communications. Kevin McDonough appeared for SBS Telecommunications, Inc. and Silver Creek Communications, Inc.

At the scheduling conference it was decided that the parties would address, in briefs, a foundational issue regarding this tariff: Whether Qwest can or should be required to pay more than its costs would be under Option 1 of the LDA tariff for facilities placed under Option 2 of the tariff, assuming the same specifications and timing. The following schedule for such briefing was agreed to and is hereby implemented:

February 5, 2004: Qwest will file its brief.

February 26, 2004: Any other parties may file briefs.

March 18, 2004: Reply briefs may be filed.

Further proceedings may be set after this issue has been addressed.

DATED at Salt Lake City, Utah, this 23rd day of January, 2004.

/s/ Doug Tingey
Administrative Law Judge

Attest:

/s/ Julie Orchard
Commission Secretary

G#36774