

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of Revisions to QWEST)	<u>DOCKET NO. 00-049-T25</u>
CORPORATION's Advanced Communications Services)	
Tariff, Re: The Extension of Time for Transparent LAN)	<u>REPORT AND ORDER</u>
Services (TLS) Customers to Choose an Alternative)	
Service)	

ISSUED: September 29, 2000

SYNOPSIS

The Commission rejected the proposed tariff revision on the basis that it duplicates a price-listed service and thus is likely to cause confusion.

By The Commission:

PROCEDURAL HISTORY

On September 5, 2000, the subject tariff revision, with a corresponding modification of Qwest Corporation's (Qwest) price list of non-tariffed services. The matter was referred to the Division of Public Utilities, Utah Department of Commerce (DPU), for review, which agency submitted a memorandum September 14, 2000, recommending rejection of the proposed tariff revision.

The DPU has requested that Qwest separate its tariff and price list filings, despite which Qwest has continued to submit filings which purport to modify both types of document. According to the DPU, with whom we concur, this practice is likely to engender public confusion. Additionally, the price list part of the document incorporates a rate increase for month-to-month transparent LAN charges, a practice impermissible in a tariff filing absent a hearing on the matter. The filing thus appearing to be defective, we enter the followingORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that:

- The proposed revisions to Qwest Corporation's Advance Communications Tariff, PSC Utah, Section 104, Page 1, and corresponding price list provisions be, and they are, rejected.
- Any person aggrieved by this Order may petition the Commission for review within 20 days of the date of this Order. Failure so to do will forfeit the right to appeal to the Utah Supreme Court.

Dated at Salt Lake City, Utah, this 29th day of September, 2000.

/s/ Stephen F. Mecham, Chairman

/s/ Constance B. White, Commissioner

/s/ Clark D. Jones, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary

