

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

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In the Matter of the Complaint of Union     )  
Telephone Company, a Wyoming             )  
Corporation, Against Qwest Corporation,   )  
fka US West Communications Inc., a        )  
Colorado Corporation

DOCKET NO. 05-054-01  
ORDER GRANTING MOTION FOR A MORE  
DEFINITE STATEMENT

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ISSUED: July 6, 2005

By The Commission:

On May 4, 2005, the Commission issued its Order Granting Motion for a More Definite Statement ("May 4 Order") requiring Union Telephone Company ("Union") to file within 15 days an amended complaint providing the following information:

- The tariff(s), price list or interconnection agreement(s) Union relies upon as the basis for its complaint
- The time periods and amount Union contends it has not been paid
- Whether the charges in question are for originating or terminating access
- Whether the traffic is wire-line or wireless
- Whether Qwest is the originating carrier for the traffic at issue or merely a transiting carrier
- Whether the traffic is local traffic or toll traffic
- Whether the entity that claims it was not compensated is Union the ILEC, or Union the wireless provider

On May 23, 2005, Union filed its First Amended Complaint in which it appears to seek compensation in accordance with its access tariff for termination of certain wireless and wireline traffic received from Qwest Corporation ("Qwest") from December 1996 to the present. On May 26, 2005, Qwest filed a Partial Motion to Dismiss First Amended Complaint and Motion for a More Definite Statement seeking dismissal of that portion of Union's complaint relating to wireless traffic and a more definite statement setting forth the amounts Union claims to be due for each of its wireline claims.

We agree with Qwest that Union's First Amended Complaint fails to provide the detail sought by our May 4 Order. Specifically, Union fails to identify the amount of compensation Union seeks for termination of Qwest traffic and whether that traffic is transit or Qwest-originated, wireline or wireless, toll or local.

Therefore, based on the foregoing information and for good cause appearing, the Administrative Law Judge enters the following proposed

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that:

1. Qwest's Motion for a More Definite Statement is granted.
2. Union shall have 15 days from the date of this Order to file a second amended complaint as indicated *supra*.
3. Qwest shall have 20 days from the filing date of Union's amended complaint to file an answer.

DATED at Salt Lake City, Utah, this 6<sup>th</sup> day of July, 2005.

/s/ Steven F. Goodwill  
Administrative Law Judge

Approved and Confirmed this 6<sup>th</sup> day of July, 2005, as the Order of the Public Service  
Commission of Utah.

/s/ Ric Campbell, Chairman

/s/ Ted Boyer, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Julie Orchard  
Commission Secretary  
G#44975