

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

)	
)	<u>DOCKET NO. 07-2263-03</u>
In the Matter of the Petition of Eschelon)	
Telecom of Utah, Inc., for Arbitration with)	
Qwest Corporation, Pursuant to 47 U.S.C.)	<u>ORDER GRANTING JOINT MOTION</u>
Section 252 of the Federal)	<u>FOR A SINGLE COMPLIANCE FILING</u>
Telecommunications Act of 1996)	<u>OF THE INTERCONNECTION</u>
)	<u>AGREEMENT</u>
)	
)	<u>NOTICE OF SCHEDULING</u>
)	<u>CONFERENCE</u>
)	

ISSUED: July 31, 2007

By The Commission:

On June 21, 2007, Eschelon Telecom of Utah, Inc. (“Eschelon”) and Qwest Corporation (“Qwest”) (hereinafter jointly referred to as “Parties”) filed a Joint Motion of Eschelon and Qwest for Single Compliance Filing of the Interconnection Agreement and, If Granted, a Revised Schedule (“Joint Motion”) in which the Parties state the Settlement Agreement to which they are parties and which has been submitted to the Commission for approval in Docket No. 06-049-40 will, if approved, resolve all open Interconnection Agreement (“ICA”) language encompassed by Arbitration Issue Nos. 9-37 through 9-42 (the “Wire Center issues”) in the instant docket. As a result, the Parties by their Joint Motion seek Commission permission to, if the Settlement Agreement is approved in Docket No. 06-049-40, file a single proposed ICA for Commission approval in the instant docket only after the Commission has issued orders resolving all of the arbitration issues, rather than requiring the Parties to file, for example, a contract addressing the Wire Center issues and a later amendment upon resolution by

the Commission of the remaining arbitration issues. If the Commission permits a single compliance filing, the Parties request modification of the current schedule in this docket.

Today, in Docket No. 06-049-40, the Commission issued its Report and Order Approving Settlement Agreement. Wherefore, based upon the foregoing information, and for good cause appearing, the Administrative Law Judge enters this ORDER granting the Joint Motion of Eschelon and Qwest for Single Compliance Filing of the Interconnection Agreement and, If Granted, a Revised Schedule to permit a single compliance filing of the Parties' ICA following resolution of all open arbitration issues.

Due to the Commission's approval of the Settlement Agreement, it appears that Arbitration Issues 9-37 through 9-42 in this docket have been resolved and may be considered closed. While the impact of the resolution of these issues on the current arbitration schedule is unclear, the Parties have asked that the schedule be modified to account for a single compliance filing. As such, **notice is hereby given that a Scheduling Conference in the above-entitled matter will be conducted by the Administrative Law Judge of the Public Service Commission of Utah on Tuesday, August 7, 2007, at 9:30 a.m.**, Fourth Floor Hearing Room #451, Heber M. Wells State Office Building, 160 East 300 South, Salt Lake City, Utah, to consider whether the current schedule in this docket needs to be revised.

Individuals wishing to participate by telephone should contact the Public Service Commission two days in advance at (801) 530-6716 or 1-866-PSC-UTAH (1-866-772-8824). All parties have the right to be represented by legal counsel. Failure to bring legal counsel will constitute a waiver of the right to representation.

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In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this hearing should notify the Commission at 160 East 300 South, Salt Lake City, Utah, 84111, (801)530-6716, at least three working days prior to the hearing.

Dated at Salt Lake City, Utah this 31th day of July, 2007.

/s/ Steven F. Goodwill
Administrative Law Judge

Attest:

/s/ Julie Orchard
Commission Secretary
G#54101