

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Application of QWEST)	<u>Docket No. 00-049-105</u>
CORPORATION for Commission)	
Determination of Prices for Wholesale)	<u>SECOND PROCEDURAL ORDER</u>
Facilities and Services)	

ISSUED: May 30, 2001

By The Commission:

The Commission issued a Procedural Order in this docket on February 9, 2001. The schedule set forth in that order listed tentative dates for technical conferences on April 24, 2001 and May 22, 2001. Subsequently, the parties advised the Commission that they were not prepared for a technical conference on April 24, 2001. Pursuant to notice, the first technical conference was held on May 10, 2001. At that technical conference, in addition to discussing issues related to the cost model and studies filed by Qwest Corporation (Qwest), the parties discussed a variety of issues, including the date for a second technical conference. Because of scheduling conflicts, the parties were unable to arrive at a date for the second technical conference. The parties also discussed whether the list of elements to be priced in this docket need to be updated based upon issues raised in Docket No. 00-049-08, which is the Utah docket that is part of the multi-state workshop process considering whether Qwest meets the requirements of 47 U.S.C. § 271. Qwest agreed to provide a list of elements it believed might be added to its list of elements filed with its direct testimony on April 11, 2001, based on the multi-state workshop process by May 18, 2001, and other parties agreed to respond with proposed additions or corrections to this list by May 25, 2001. Finally, the parties discussed whether any party, other than Qwest, intended to file and support a different cost model in this docket.

AT&T Communications of the Mountain States, Inc. (AT&T), was the only party that indicated that it might file and support a different cost model and stated that it believed it could determine whether it would file the different cost model within a week or so following the conference. In addition, the Commission directed that any party intending to introduce and support a different cost model should provide the model to the parties by not later than June 15, 2001.

Following the technical conference, the parties discussed a possible date for the second technical conference and a delay in the date for other parties to file their testimony based on that date. The parties have submitted a proposed second scheduling order to the Commission based upon these discussions.

Based upon the foregoing and good cause appearing, the Commission makes the following second procedural order.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that:

1. The schedule set forth in the Procedural Order issued February 9, 2001, shall be amended as follows unless otherwise ordered by the Commission:

- May 18, 2001 Qwest shall provide, to the parties, a preliminary list of elements not included on the list of elements filed with its direct testimony that have arisen based on the multi-state workshop process in Docket No. 00-049-08.
- May 25, 2001 Any party, that believes Qwest's list is inaccurate or incomplete, must provide, to the parties, corrections or additions to the Qwest list. AT&T shall notify the parties as to whether it intends to file and support a different cost model.
- June 15, 2001 Any party intending to rely upon a cost model different than the cost model filed by Qwest shall

provide a copy of the model to the parties, subject to the terms of the Protective Order entered in this docket.

July 3, 2001 Second technical conference to be held.

July 16, 2001 Rebuttal testimony, of all other parties, to the testimony of Qwest filed on

April 11, 2001, shall be due, and direct testimony and cost studies, if any, of other parties shall also be due.

August 24, 2001 Rebuttal testimony of all parties, to testimony filed July 16, 2001, shall be due.

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2001

2. The second technical conference, in the foregoing schedule, shall be conducted by the Division and held in room #427, Heber M. Wells building, 160 East 300 South, Salt Lake City, Utah, commencing at 10:00 a.m. If the Division determines that the convenience of the parties will be better served by holding a technical conference in a different location or commencing the conference at a different time, it may so notify the parties as soon as the determination is made, but not less than five business days in advance of the conference. If a party wishes to participate in a technical conference by telephone, it shall notify the Division at least three business days in advance of the conference.

3. Hearings in the foregoing schedule shall be held in the Commission's main hearing room #426, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah, and shall commence at 9:00 a.m., unless otherwise directed by the Commission.

4. Discovery in this matter shall commence on April 11, 2001. From April 11, 2001, until July 6, 2001, discovery will proceed on the time frames contemplated by the Utah Rules of Civil Procedure. From July 6, 2001, written responses to discovery requests shall be provided within 10 days of the date the discovery requests are served. Discovery requests and responses shall be in writing and shall be served on counsel for the party to whom discovery is requested or the party requesting discovery, respectively.

5. In addition to serving paper copies of any pleadings, motions, testimony, discovery requests, discovery responses, and other filings by mail, hand delivery, or overnight courier, at the discretion of the serving party, the parties shall also serve these documents by electronic mail on parties entitled to receive them who have provided an electronic mail address, or, if electronic mail is not available, by facsimile on parties entitled to receive them who have provided a facsimile number. With respect to this additional form of service, it is understood that attachments or exhibits that are not available electronically and which are too bulky to be served by facsimile will be either hand-delivered or sent by overnight courier to parties who would otherwise be entitled to receive service of them by electronic mail or facsimile.

6. In compliance with the Americans with Disabilities Act, individuals needing special accommodations, including auxiliary communications aids and services, during any conference or hearing in this docket should notify Julie Orchard, Commission Secretary, 160 East 300 South, Room 400, Box 45585, Salt Lake City, Utah 84145-0585, Telephone: (801) 530-6713, at least three working days in advance of the conference or hearing.

DATED at Salt Lake City, Utah this 30th day of May, 2001.

/s/ Stephen F. Mecham, Chairman

/s/ Constance B. White, Commissioner

/s/ Clark D. Jones, Commissioner

Attest:

/s/ Julie Orchard

Commission Secretary