

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Complaint of WILLIAM R.)
GRUNDEN and HEATHER R. MCALLISTER,)
Complainants)
vs.)
QWEST CORPORATION, Respondent)

DOCKET NO. 01-049-45

REPORT AND ORDER

ISSUED: October 19, 2001

SYNOPSIS

Complainants having failed to prosecute this matter, the Commission dismissed the same.

Appearances:

Jill M. Pohlman For QWEST CORPORATION

By the Commission:

PROCEDURAL HISTORY

Pursuant to notice duly served, the above-captioned matter came on regularly for hearing, following four continuances at Complainants' behest, on the seventeenth day of October, 2001, before A. Robert Thurman, Administrative Law Judge, at the Commission offices, Heber Wells Building, Salt Lake City, Utah. Complainants failed to appear at the hearing, and their default was duly entered. Pursuant to Respondent's motion, the Administrative Law Judge determined to recommend dismissal of the matter for failure timely to prosecute. Accordingly, the Administrative Law Judge now enters the following recommended

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that:

- the complaint of WILLIAM R. GRUNDEN and HEATHER R. MCALLISTER against QWEST CORPORATION, be, and the same hereby is, dismissed with prejudice.
- If WILLIAM R. GRUNDEN and HEATHER R. MCALLISTER wishes to proceed further, WILLIAM R. GRUNDEN and HEATHER R. MCALLISTER may file a written petition 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 19th day of October, 2001.

/s/ A. Robert Thurman
Administrative Law Judge

Approved and Confirmed this 19th day of October, 2001, as the Report and Order of the Public Service Commission of Utah.

/s/ Stephen F. Mecham, Chairman

/s/ Constance B. White, Commissioner

/s/ Richard M. Campbell, Commissioner

Attest:

/s/ Julie Orchard

Commission Secretary

G#26781