

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Application of U S WEST) DOCKET NO. 98-049-24
COMMUNICATIONS, INC. for Exemption)
of IntraLATA Long Distance Services from) ORDER CONTINUING HEARINGS
Regulation.)

ISSUED: November 30, 1998

By the Commission:

This matter came on for hearing on November 25, 1998 pursuant to notice to the parties for the purpose of hearing the Motion To Compel of U S WEST Communications, Inc. ("U S WEST") filed November 18, 1998.

The following counsel entered appearances: Laurie Noda, Assistant Attorney General, for the Division of Public Utilities; Gregory B. Monson, Stoel Rives LLP, for U S WEST; Richard S. Wolters for AT&T Communications of the Mountain States, Inc.; William J. Evans, Parsons, Behle & Latimer, for MCI WorldCom, Inc. on behalf of MCImetro Access Transmission Services, LLC; Blake D. Miller and Claudia Berry, Suitter Axland, for Electric Lightwave, Inc.; Gregory J. Kopta, Davis Wright & Tremaine LLP, by telephone for NEXTLINK, Utah, Inc. and Julie Thomas Bowles by telephone for Sprint Communications Company L.P.

During the course of argument on the motion, the Commission recessed the hearing and requested the parties to attempt to resolve their discovery disputes off the record. The parties discussed the discovery issues and other issues and, based upon the progress made in the discussion, requested that the Commission continue the hearing on the motion to compel until December 1, 1998 at the hour of 10:00 a.m. At that time, the parties stated that they will either present a stipulation resolving the case, a stipulation resolving some or all discovery issues or continue the hearing on U S WEST's motion to compel. The parties also requested that the hearing set for December 1 and 2, 1998 for the purpose of hearing evidence on U S WEST's application be continued until December 10, 1998 at 10:00 a.m.

After hearing from the parties and being fully advised, the Commission makes the following order regarding schedule and procedure in this docket.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The hearing on U S WEST's motion to compel is continued until 10:00 a.m. on December 1, 1998.
2. The parties shall attempt in good faith to reach settlement of the issues in the case prior to the hearing on December 1, 1998.
3. In the event the parties are unable to reach settlement of the issues in the case by December 1, 1998, they shall attempt in good faith to settle or narrow the discovery issues in dispute under U S WEST's motion to compel.
4. If the parties are unable to reach settlement of the issues in the case, the evidentiary hearing currently scheduled for December 1 and 2, 1998 shall be held on December 10, 1998 commencing at 10:00 a.m. in the Commission's main hearing room, Room 426, Heber M. Wells Building, 160 East 300 South, Salt Lake City, Utah.

In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during any hearing should notify Julie Orchard, Commission Secretary, at 160 East 300 South, Salt Lake City Utah 84111, (801) 530-6713, at least three working days prior to the hearing.

DATED at Salt Lake City, Utah, this 30th day of November, 1998.

/s/ Stephen F. Mecham, Chairman

(SEAL) /s/ Constance B. White, Commissioner

/s/ Clark D. Jones, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary