
BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH

In the Matter of a Complaint against U S WEST)
COMMUNICATIONS, INC., by ELECTRIC)
LIGHTWAVE, INC. Requesting the Utah Public)
Service Commission Enforce An Interconnection)
Agreement Between Electric Lightwave, Inc.)
and U S WEST Communications, Inc.)

SCHEDULING ORDER

DOCKET NO. 98-049-36

ISSUED: December 10, 1998

BY THE COMMISSION:

This matter came on for hearing before the Public Service Commission pursuant to Utah Code Ann. § 54-8b-17(1)(c) which requires that a prehearing conference be held not later than ten (10) days after the complaint is filed. Petitioner Electric Lightwave, Inc. ("ELI") was represented by Jerold G. Oldroyd, Esq., and Blake D. Miller, Esq. U S WEST Communications, Inc., ("U S WEST") was represented by Gregory B. Monson, Esq., and Jay T. Jorgensen, Esq. The Commission also heard oral argument on ELI's Motion to Shorten Time in Which to Respond to Data Requests and U S WEST's Motion to Dismiss or, in the Alternative, For a Stay the Proceedings.

After hearing oral argument from the parties and being fully advised, the Commission makes the following order regarding schedule and procedure in this expedited docket, brought pursuant to Utah Code Ann. § 54-8b-17:

1. The Commission grants ELI's Motion to Shorten Time in Which to Respond to ELI's Data Requests. Accordingly, U S WEST shall have a total of seventeen (17) days in which to respond.
2. U S WEST shall serve by hand delivery and file its responses to ELI's data requests by Friday, December 11, 1998.
3. If U S WEST has any objections to responding to certain of ELI's data requests, such objections shall be filed prior to Friday, December 11, 1998.
4. ELI shall have ten (10) days from service upon it in which to respond to U S WEST's data requests. Accordingly, ELI's responses shall be served by hand delivery and filed by Monday, December 14, 1998.
5. A hearing shall be held before the Commission on December 18, 1998, at 9:00 a.m. for each party to present oral arguments on their respective legal positions as to interpretation of the Interconnection Agreement between ELI and U S WEST.
6. The hearing shall be continued until December 30, 1998 at 9:00 a.m. in order for the parties to present evidence, including testimony, on their respective positions.
7. The Commission denies U S WEST's Motion to Dismiss, or in the Alternative, For a Stay.

In compliance with the Americans With Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during these hearings should notify Julie Orchard, Commission Secretary, at 160 East 300 South, Salt Lake City, Utah 84111, (801) 530-6714, at least three (3) working days prior to each of the hearing.

DATED at Salt Lake City, Utah, this 10th day of December, 1998.

/s/ Stephen F. Mecham, Chairman

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

/s/ Clark D. Jones, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary