

COVER SHEET



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ARIZONA CORPORATION COMMISSION
DOCKET CONTROL CENTER

CASE/COMPANY NAME:

US WEST COMPLIANCE WITH § 271 OF THE
TELECOMMUNICATIONS ACT OF 1996

FEB 25 3 45 PM '99
DOCKET NO. T-0000B-97-238

Arizona Corporation Commission
DOCUMENT DOCKETED

D/B/A OR RESPONDENT COX ARIZONA TELCOM

FEB 25 1999

NATURE OF ACTION OR DESCRIPTION OF DOCUMENT

PLEASE MARK THE ITEM THAT DESCRIBES THE NATURE OF THE CASE/FILING:

01 UTILITIES - NEW APPLICATIONS

DOCKETED BY 160

- New CC&N
- RATES
- INTERIM RATES
- CANCELLATION OF CC&N
- DELETION OF CC&N TERRITORY
- EXTENSION OF CC&N TERRITORY
- TARIFF - NEW (NEXT OPEN MEETING)
- REQUEST FOR ARBITRATION (TELECOMMUNICATION ACT)
- FULLY OR PARTIALLY ARBITRATED INTERCONNECTION AGREEMENT (TELECOMMUNICATION ACT)
- VOLUNTARY INTERCONNECTION AGREEMENT (TELECOMMUNICATION ACT)

- MAIN EXTENSION
- CONTRACT/AGREEMENTS
- COMPLAINT (FORMAL)
- RULE VARIANCE/WAIVER REQUEST
- SITING COMMITTEE CASE
- SMALL WATER COMPANY - SURCHARGE
- SALE OF ASSETS & TRANSFER OF OWNERSHIP
- SALE OF ASSETS & CANCELLATION OF CC&N
- FUEL ADJUSTER/PGA
- MERGER
- FINANCING
- MISCELLANEOUS (SPECIFY)

02 UTILITIES REVISIONS/AMENDMENTS TO PENDING OR APPROVED MATTERS

APPLICATION
COMPANY _____
DOCKET NO. _____

TARIFF
 PROMOTIONAL
DECISION NO. _____
DOCKET NO. _____
 COMPLIANCE
DECISION NO. _____
DOCKET NO. _____

SECURITIES OR MISCELLANEOUS FILINGS

- 04 AFFIDAVIT
- 12 EXCEPTION
- 18 REQUEST FOR INTERVENTION
- 48 REQUEST FOR HEARING
- 24 OPPOSITION
- 50 COMPLIANCE ITEM FOR APPROVAL
- 32 TESTIMONY
- 47 COMMENTS

- 29 STIPULATION
- 38 NOTICE OF INTENT
(ONLY NOTIFICATION OF FUTURE ACTION/NO ACTION NECESSARY)
- 43 PETITION
- 46 NOTICE OF LIMITED APPEARANCE
- 39 OTHER

SPECIFY Objection to US West's 1st Set of Data Requests

2/25/99
DATE

COX ARIZONA TELCOM/LEX SMITH/MIKE PATTEN
PRINT NAME OF APPLICANT/COMPANY/CONTACT PERSON/RESPONDENT/ATTORNEY

PHONE: 602/351-8000 FAX: 602/351-8516

RECEIVED
AZ CORP COMMISSION
BEFORE THE ARIZONA CORPORATION COMMISSION

FEB 25 3 45 PM '99

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2 JIM IRVIN
3 COMMISSIONER-CHAIRMAN
4 TONY WEST
5 COMMISSIONER
6 CARL J. KUNASEK
7 COMMISSIONER

DOCUMENT CONTROL

8 IN THE MATTER OF US WEST
9 COMMUNICATIONS, INC.'S
10 COMPLIANCE WITH § 271 OF THE
11 TELECOMMUNICATIONS ACT OF 1996

Docket No. T-00000B-97-238

12
13 **OBJECTION TO US WEST'S FIRST SET OF**
14 **DATA REQUESTS TO COX ARIZONA TELCOM, INC.**

15 On Monday, February 22, 1999, Cox Arizona Telcom, Inc. ("Cox") received by
16 overnight mail US WEST's First Set of Data Requests in this proceeding. Cox objects to
17 this discovery because it is: (i) inconsistent with the procedural framework ordered by the
18 Commission in this docket and (ii) unfair and burdensome to new competitors, particularly
19 given US WEST's refusal to place in the record its full application for authority under
20 Section 271.

21 Decision No. 60218, issued in this docket on May 27, 1997, required US WEST to
22 file with the Arizona Corporation Commission "*all* information responsive to Attachments A
23 and B of [Decision No. 60218] no later than 90 days before its FCC filing." [Decision No.
24 60218, p. 3 (emphasis added)] Although US WEST filed a Notice of Intent to File with the
25 FCC on February 8, 1999, a number of parties have asked the Commission to reject US
26 WEST's initial notice filing as non-compliant with the procedures set forth in this docket and
to require that US WEST file its full and complete FCC application. [See Joint Motion to
Reject US WEST's Notice, filed February 17, 1999]

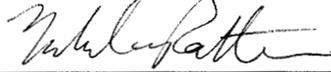
1 As stated in Decision No. 60218, the time frames imposed in this proceeding by the
2 Telecommunications Act of 1996 are short. US WEST should not be permitted to file an
3 inadequate, unsupported, skeletal application, and use it to justify filing burdensome
4 discovery on other parties in this docket.

5 Therefore, Cox will respond as appropriate to US WEST's First Set of Data Requests
6 only after the Commission has ruled on the pending Joint Motion to Reject US WEST's
7 Notice filing or after US WEST has complied with the existing procedures in this docket.¹

8
9 February 25, 1999.

10 Respectfully submitted,

11 **COX ARIZONA TELCOM, INC.**

12 By 

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24 Attorneys for Cox Arizona Telcom, Inc.

25
26 ...
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¹ In the event US WEST files its full and complete application, Cox hereby reserves the right to object to any and all discovery requests listed in US WEST's First Set of Data Requests.

1 ORIGINAL and TEN (10) COPIES
filed February 25, 1999, with:

2 Docket Control
3 ARIZONA CORPORATION COMMISSION
1200 West Washington Street
4 Phoenix, Arizona 85007

5 **COPIES** hand-delivered February 25, 1999, to:

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