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BEFORE THE ARIZONA CORPORATION COMMISSION

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2004 NOV -2 P 4: 38

AZ CORP COMMISSION
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Arizona Corporation Commission

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IN THE MATTER OF THE APPLICATION OF
MCIMETRO ACCESS TRANSMISSION
SERVICES, LLC, FOR APPROVAL OF AN
AMENDMENT FOR ELIMINATION OF UNE-P
AND IMPLEMENTATION OF BATCH HOT
CUT PROCESS AND QPP MASTER SERVICES

DOCKET NO. T-01051B-04-0540
T-03574A-04-0540

**MOTION FOR LEAVE TO FILE
SIMULTANEOUS
SUPPLEMENTAL BRIEFS
CONCERNING QWEST'S
MOTION TO DISMISS AND
REQUEST FOR ORAL
ARGUMENT**

Qwest Corporation ("Qwest") hereby moves for an order permitting the parties to file simultaneous, supplemental briefs in this docket, and requests oral argument on its Motion to Dismiss. Qwest proposes that the parties submit their respective supplemental briefs within ten (10) days from the date of order granting this motion. In support of this request, Qwest states the following:

Since Qwest filed its Joint Reply in Support of its Motion to Dismiss on September 20, 2004, MCImetro Access Transmission Services, LLC ("MCI") and the Arizona Corporation Commission Staff ("Staff") have made several filings of supplemental authority.

- On October 4, 2004, MCI submitted as supplemental authority in support of its Application for Review and Approval an Order from the Utah Public Service Commission, *In the Matter of the Application of MCImetro Access Transmission Services, LLC, for Approval of an Amendment for Elimination of UNE-P and Implementation of Batch hot Cut Process and QPP Master Services*, which was issued on September 30, 2004.

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- On October 3, 2004, Staff submitted as supplemental authority an Order of the United States District Court for the Western District, in *Sage Telecom, LP, v. Public Utility Commission of Texas*, which was entered October 7, 2004.
- On October 25, 2004, Staff submitted as supplemental authority an Order of the Washington State Utilities and Transportation Commission approving the negotiated Interconnection Agreement between MCI and Qwest, including a portion denominated "Master Service Agreement for the Provision of Qwest Platform Plus."

Qwest respectfully submits that the Commission's resolution of these matters will be better informed by an explication of these multiple supplemental authorities through supplemental briefing and through oral argument. Qwest further submits that no prejudicial delay will result from granting all parties' leave to supplement their comments in this matter.

Wherefore, Qwest respectfully requests that the Commission enter an order granting the parties leave to file simultaneous supplemental briefs in this matter, no later than ten (10) days following the date of the order, and for oral argument.

RESPECTFULLY SUBMITTED this 2nd day of November, 2004.

QWEST CORPORATION

By: 
Norman Curtright
QWEST SERVICES CORPORATION
4041 N. Central Ave., 11th Floor
Phoenix, AZ 85012

ORIGINAL and 15 copies hand-delivered for filing this 2nd day of November, 2004 to:

Docket Control
ARIZONA CORPORATION COMMISSION
1200 West Washington
Phoenix, Arizona 85007

1 COPY of the foregoing hand-delivered
2 this 2nd day of November, 2004 to:

3 Dwight Nodes
4 Hearing Division
5 ARIZONA CORPORATION COMMISSION
6 1200 West Washington
7 Phoenix, Arizona 85007

8 Maureen Scott
9 Legal Division
10 ARIZONA CORPORATION COMMISSION
11 1200 West Washington
12 Phoenix, Arizona 85007

13 COPY of the foregoing mailed
14 This 2nd day of November, 2004 to:

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