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BEFORE THE ARIZONA CORPORATION COMMISSION

DOCKETED

MAY 16 2002

1  
2 WILLIAM A. MUNDELL  
Chairman  
3 JIM IRVIN  
Commissioner  
4 MARC SPITZER  
Commissioner  
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DOCKETED BY *mac*

6 IN THE MATTER OF QWEST CORPORATION )  
7 TARIFF FILING TO AMEND ITS TERMS AND )  
8 CONDITIONS AND PERMIT CUSTOMERS THE )  
OPTION OF INSTITUTING A FREEZE OF )  
THEIR LOCAL SERVICE PROVIDER )

DOCKET NO. T-01051B-02-0073

DECISION NO. 64831

ORDER

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10 Open Meeting  
May 14 and 15, 2002  
11 Phoenix, Arizona

12 BY THE COMMISSION:

13 FINDINGS OF FACT

14 1. On January 28, 2002, Qwest Corporation ("Qwest") filed tariff revisions to give its  
15 customers the option of instituting a freeze of their local service provider:

16 Exchange and Network Service Price Cap Tariff

17 Section 1, Page 2, Release 2  
18 Section 1, Page 22, Release 2  
Section 1, Page 34.1, Release 1

19 2. Cox Arizona Telecom, L.L.C. ("Cox") WorldCom, Inc. ("WorldCom"), Time Warner  
20 Telecom of Arizona, LLC ("TWTC") and TCG Phoenix filed Applications to Intervene which were  
21 granted by the Administrative Law Judge ("ALJ").

22 3. Cox, WorldCom and TWTC want the Commission to address whether such a freeze  
23 is in the public interest given the nascent state of local service competition (particularly residential  
24 local service competition) and the lack of local service slamming in Arizona.

25 4. On February 26, 2002, the Commission suspended the filing until May 27, 2002, and  
26 ordered that a hearing be held on the matter. Under the terms of a Procedural Order issued March 27,  
27 2002 by the ALJ, a hearing in this matter is to commence on June 17, 2002.  
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5. Since the hearing is scheduled to occur after the end of the current suspension period, Staff recommends that the filing be suspended for an additional one hundred eighty (180) days.

CONCLUSIONS OF LAW

1. Qwest is an Arizona public service corporation within the meaning of Article XV, Section 2, of the Arizona Constitution .

2. The Commission has jurisdiction over Qwest and over the subject matter of the Application.

3. The Commission, having reviewed the Application and Staff's Memorandum, has concluded that it is in the public interest to suspend the filing for a period of one hundred eighty (180) days.

ORDER

THEREFORE, IT IS ORDERED that the filing be and hereby suspended until and including November 23, 2002.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

**BY ORDER OF THE ARIZONA CORPORATION COMMISSION**

		
CHAIRMAN	COMMISSIONER	COMMISSIONER

IN WITNESS WHEREOF, I, BRIAN C. McNEIL, Executive Secretary of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capitol, in the City of Phoenix, this 16<sup>TH</sup> day of MAY, 2002.

  
 BRIAN C. McNEIL  
 Executive Secretary

DISSENT: \_\_\_\_\_

EGJ:WMS:lh

1 SERVICE LIST FOR: Qwest Corporation  
DOCKET NO. T-01051B-02-0073

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64831

Decision No. \_\_\_\_\_

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