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BEFORE THE ARIZONA CORPORATION COMMISSION

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WILLIAM A. MUNDELL  
CHAIRMAN

JIM IRVIN  
COMMISSIONER

MARC SPITZER  
COMMISSIONER

JOHN T. WHEATLEY,  
Complainant,  
vs.  
QWEST CORPORATION,  
Respondent.

Arizona Corporation Commission

DOCKETED

JUN - 7 2002

DOCKETED BY *etd*

Docket No. T-01051B-02-0001

**QWEST CORPORATION'S REQUEST FOR  
EXPEDITED TELEPHONIC CONFERENCE  
AND OPPOSITION TO COMPLAINANT'S  
REQUEST TO POSTPONE TIME FOR  
HEARING**

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Qwest Corporation ("Qwest") opposes Complainant's most recent request to postpone the time for hearing, which was received on June 7, 2002. Further, Qwest respectfully requests that a telephonic conference be held with the Hearing Officer as soon as possible in order to address this request to postpone and to address issues relating Complainant's list of witnesses.

Hearing in this matter has been set for June 12, 2002 in Tucson, Arizona. This date was made as a result of Complainant's April 25, 2002 request to postpone the hearing originally scheduled for May 1, 2002. Qwest opposes any additional delays in resolving this matter.

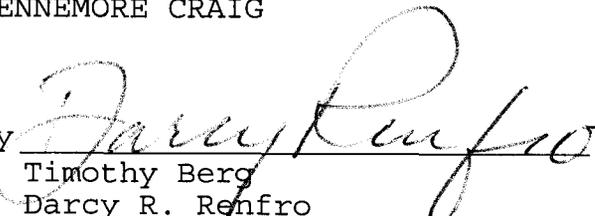
Further, in his June 6, 2002 request to postpone, Complainant indicates that he intends to call "Midge" from Qwest as a witness at hearing. Complainant should not be able call,

1 three business days before hearing, a witness after failing to  
2 file on June 5, 2002 a list of witnesses and their expected  
3 testimony as mandated by the April 26, 2002 Procedural Order and  
4 after failing to supplement Qwest's February 25, 2002 written  
5 discovery request No. 1.25 regarding the same. To allow him to  
6 do so at this time would be prejudicial and unfair to Qwest.

7 In addition, Qwest has come to learn that Complainant has  
8 directly contacted employees of Qwest to discuss matters relating  
9 to his Complaint. Complainant is required to contact Qwest's  
10 attorneys prior to interviewing any employee of Qwest as a  
11 witness. Qwest requests that an Order be issued prohibiting  
12 Complainant from further contacting employees or agents of Qwest  
13 directly regarding any matter relating to his Complaint without  
14 prior authorization from or the presence of Qwest's legal  
15 counsel.

16 DATED this 7<sup>TH</sup> Day of June, 2002.

17 FENNEMORE CRAIG

18  
19 By   
20 Timothy Berg  
21 Darcy R. Renfro  
22 Attorneys for Respondent  
23 QWEST CORPORATION  
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1 ORIGINAL and TEN COPIES of the  
2 foregoing hand-delivered this  
3 7<sup>th</sup> day of June, 2002, to:

3 Docket Control  
4 Arizona Corporation Commission  
5 1200 West Washington  
6 Phoenix, AZ 85007

6 COPY of the foregoing hand-delivered  
7 this 7<sup>th</sup> day of June, 2002, to:

8 Christopher Kempley, Chief Counsel  
9 Legal Division  
10 Arizona Corporation Commission  
11 1200 West Washington  
12 Phoenix, AZ 85007

11 Lynn Farmer, Chief Hearing Officer  
12 Legal Division  
13 Arizona Corporation Commission  
14 1200 West Washington  
15 Phoenix, AZ 85007

14 COPY of the foregoing faxed this  
15 7<sup>th</sup> day of June, 2002, to:

16 Jane L. Rodda, Administrative Law Judge  
17 Hearing Division  
18 Arizona Corporation Commission  
19 400 West Congress  
20 Tucson, AZ 85701  
21 Fax: (520) 628-6559

19 COPY of the foregoing mailed this  
20 7<sup>th</sup> day of June, 2002, to:

21 John T. Wheatley  
22 5201 North Davis Avenue  
23 Tucson, AZ 85705  
24 Complainant

24 Nancy Rumsel