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AZ CORP COMMISSION  
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BEFORE THE ARIZONA CORPORATION COMMISSION

WILLIAM A. MUNDELL  
COMMISSIONER  
JIM IRVIN  
COMMISSIONER  
MARC SPITZER  
COMMISSIONER

In the Matter of e.spire Communications, Inc.,  
f/k/a American Communications Services, Inc.,  
ACSI Local Switched Services, Inc., d/b/a  
e.spire and American Communication Services o  
of Pima County, Inc. d/b/a e.spire

Complainants,

v.

Qwest Corporation, f/k/a U S West  
Communications, Inc. ,

Respondents.

DOCKET NO. 01051B-02-0790

Arizona Corporation Commission

DOCKETED

NOV 25 2002

DOCKETED BY 

**JOINT MOTION FOR SUSPENSION OF PROCEDURAL SCHEDULE & EXTENSION  
OF TIME TO FILE ANSWER**

Qwest Corporation ("Qwest") and e.spire Communications, Inc. and its Arizona operating subsidiaries, ACSI Local Switched Services, Inc., d/b/a e.spire and American Communication Services of Pima County, Inc., d/b/a/ e.spire (collectively "e.spire"), through their undersigned counsel, jointly move this Commission to temporarily suspend the procedural schedule in this docket pending bankruptcy court approval of an agreement that has been reached between the parties. In support of this motion, the parties state as follows:

1. e.spire Communications, Inc. is the debtor and debtor-in-possession in a Chapter 11 bankruptcy case entitled *In re e.spire Communications, Inc. et al.*, filed in the United

States Bankruptcy Court for the District of Delaware (the "Bankruptcy Court"), on March 22, 2001, as Case No. 01-974 (RB).

2. Qwest is a creditor in the bankruptcy proceeding.
3. Qwest and e.spire have reached an agreement resolving certain outstanding issues between the companies within the context of the bankruptcy proceedings. That agreement is going to be reviewed for approval in accordance with the Bankruptcy Court's procedures.
4. Pending review and approval of the agreement by the Bankruptcy Court, the parties request that the Commission temporarily suspend the procedural schedule in this docket, including the November 25, 2002 answer deadline, in order to allow for the Bankruptcy Court's review proceedings to conclude. The Bankruptcy Court's review process is relatively expedited and the parties anticipate that the court may review and render a decision within the next two weeks.
5. In order to conserve the resources of both the Commission and the parties, Qwest and e.spire respectfully request that the Commission temporarily suspend the procedural schedule in this docket and set a date certain by which the parties will report to the Commission on the status of the Bankruptcy Court's review proceedings. The parties suggest that the Commission consider a deadline of two weeks from today, or December 9, 2002, by which the parties should be required to report on the progress of the Bankruptcy Court review.
6. Counsel for both e.spire and Qwest have conferred with respect to this motion and the undersigned is authorized to sign this motion on behalf of e.spire. Qwest and e.spire are the only parties to this docket.

7. WHEREFORE, for the foregoing reasons, the parties request that the Commission enter an order (i) temporarily suspending the procedural schedule in this docket and (ii) setting a date certain by which the parties will report to the Commission on the status of the Bankruptcy Court's review proceedings.

RESPECTFULLY SUBMITTED THIS 25<sup>TH</sup> DAY OF NOVEMBER, 2002

E.SPIRE COMMUNICATIONS, INC.

ACSI OCAL SWITCHED SERVICES, INC.

AMERICAN COMMUNICATIONS SERVICES  
OF PIMA COUNTY, INC.

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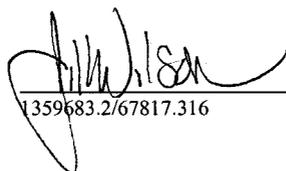
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