

OPEN MEETING



0000053168

MEMORANDUM

RECEIVED

2002 MAY -2 P 3: 55

TO: THE COMMISSION

FROM: Utilities Division

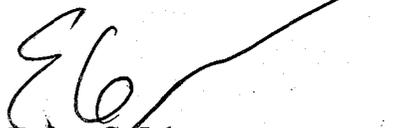
AZ CORP COMMISSION
DOCUMENT CONTROL

DATE: May 2, 2002

RE: IN THE MATTER OF QWEST CORPORATION'S TARIFF FILING TO AMEND ITS TERMS AND CONDITIONS AND PERMIT CUSTOMERS THE OPTION OF INSTITUTING A FREEZE OF THEIR LOCAL SERVICE PROVIDER (DOCKET NO. T-01051B-02-0073)

On January 28, 2002, Qwest Corporation ("Qwest") filed tariff revisions to give its customers the option of instituting a freeze of their local service provider. Cox Arizona Telecom, L.L.C. ("Cox") filed WorldCom, Inc. ("WorldCom"), Time Warner Telecom of Arizona, LLC ("TWTC") and TCG Phoenix filed Applications to Intervene which were granted by the Administrative Law Judge ("ALJ"). Cox, WorldCom and TWTC want the Commission to address whether such a freeze is in the public interest given the nascent state of local service competition (particularly residential local service competition) and the lack of local service slamming in Arizona.

On February 26, 2002, the Commission suspended the filing until May 27, 2002, and ordered that a hearing be held on the matter. Under the terms of a Procedural Order issued March 27, 2002 by the ALJ, a hearing in this matter is to commence on June 17, 2002. 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 180 days.

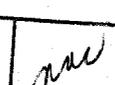

Ernest G. Johnson
Director
Utilities Division

EGJ:WMS:lhmm\MAS

ORIGINATOR: Will Shand

Arizona Corporation Commission
DOCKETED

MAY 02 2002

DOCKETED BY 

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 WILLIAM A. MUNDELL
Chairman
3 JIM IRVIN
Commissioner
4 MARC SPITZER
Commissioner
5

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

DOCKET NO. T-01051B-02-0073

DECISION NO. _____

ORDER

9
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") filed WorldCom, Inc. ("WorldCom"), Time
20 Warner Telecom of Arizona, LLC ("TWTC") and TCG Phoenix filed Applications to Intervene which
21 were 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.

28 ...

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

2

3 Mr. Ernest G. Johnson
4 Director, Utilities Division
Arizona Corporation Commission
5 1200 West Washington
Phoenix, Arizona 85007

6 Mr. Christopher C. Kempley
7 Chief Counsel
Arizona Corporation Commission
8 1200 West Washington
Phoenix, Arizona 85007

9 Mr. Michael W. Patten
10 Roshka Heyman & DeWulf, PLC
400 East Van Buren Street, Suite 800
11 Phoenix, Arizona 85004

12 Ms. Theresa A. Walhert
Qwest Communications
13 3033 North Third Street, 10th Floor
Phoenix, Arizona 85012

14 Ms. Maureen Arnold
Qwest Communications
15 3033 North Third Street, 10th Floor
16 Phoenix, Arizona 85012

17 Mr. Timothy Berg, Esq.
Fennemore Craig, PC
18 3003 North Central Avenue, Suite 2600
Phoenix, Arizona 85012-2913

19 Mr. Thomas H. Campbell
20 Lewis & Roca
40 North Central Avenue
21 Phoenix, Arizona 85004

22 Ms. Teresa Tan
Senior Attorney
23 WorldCom, Inc.
201 Spear Street, Ninth Floor
24 Dept. 9976
San Francisco, California 94105

25 Mr. Brian Thomas
26 Vice President Regulatory - West
Time Warner Telecom, Inc.
27 520 S.W. 6th Avenue, Suite 300
Portland, Oregon 97204

28

1 Mr. Richard Wolters
AT&T Communications of the Mountain States, Inc.
2 1875 Lawrence Street, Suite 1503
Denver, Colorado 80202

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28