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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

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COMMISSIONERS

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SEP 20 2006

JEFF HATCH-MILLER, Chairman
WILLIAM A. MUNDELL
MIKE GLEASON
KRISTIN K. MAYES
BARRY WONG

AZ CORP COMMISSION
DOCUMENT CONTROL

DOCKETED BY [Signature]

IN THE MATTER OF THE APPLICATION OF
DIECA COMMUNICATIONS DBA COVAD
COMMUNICATIONS COMPANY, ESCHELON
TELECOM OF ARIZONA, INC., MCLEODUSA
TELECOMMUNICATIONS SERVICES, INC.,
MOUNTAIN TELECOMMUNICATIONS, INC.,
XO COMMUNICATIONS SERVICES, INC. AND
QWEST CORPORATION REQUEST FOR
COMMISSION PROCESS TO ADDRESS KEY
UNE ISSUES ARISING FROM TRIENNIAL
REVIEW REMAND ORDER, INCLUDING
APPROVAL OF QWEST WIRE CENTER LISTS.

DOCKET NO. T-03632A-06-0091
T-03267A-06-0091
T-04302A-06-0091
T-03406A-06-0091
T-03432A-06-0091
T-01051B-06-0091

PROCEDURAL ORDER

BY THE COMMISSION:

On February 15, 2006, DIECA Communications, Inc., doing business as Covad Communications Company and Mountain Telecommunications, Inc., Eschelon Telecom of Arizona, Inc., McLeodUSA Telecommunications Services, Inc., and XO Communications Services, Inc. (collectively "Applicants" or "Joint CLECs") filed a request with the Arizona Corporation Commission ("Commission") to address key unbundled network element ("UNE") issues arising from the Federal Communications Commission's ("FCC") Triennial Review Remand Order ("TRRO"), including approval of Qwest Wire Center Lists.

By Procedural Order issued June 2, 2006, a hearing was scheduled for October 19, 20, and 23, 2006, a procedural schedule was established for filing testimony, and a Protective Order was issued to protect confidential information from disclosure.

By Procedural Order issued August 11, 2006, the hearing was rescheduled for October 26 and 27, 2006; a Motion to Compel filed by the Joint CLECs was granted; and all parties on the service list were directed to file, by August 31, 2006, an affirmative statement indicating their interest in remaining on the extensive service list in this proceeding.

On September 5, 2006, Staff filed a Motion for Extension of Time requesting an additional

1 two weeks for filing of testimony by Staff, Qwest, and the CLECs. Staff stated that counsel for
2 Qwest and the Joint CLECs do not oppose the proposed extension.

3 **IT IS THEREFORE ORDERED that Staff's Motion for Extension of Time is granted.**

4 **IT IS FURTHER ORDERED that Staff's Responsive Testimony shall be filed on or before**
5 **September 22, 2006.**

6 **IT IS FURTHER ORDERED that the Qwest and Joint CLECs Rebuttal Testimony shall**
7 **be filed on or before October 6, 2006.**

8 **IT IS FURTHER ORDERED that Staff's Rebuttal Testimony shall be filed on or before**
9 **October 20, 2006.**

10 **IT IS FURTHER ORDERED that, based on the responses to the August 11, 2006 Procedural**
11 **Order, the service list attached to this Procedural Order shall be used for purposes of serving all**
12 **future filings.**

13 **IT IS FURTHER ORDERED that all parties must comply with Rule 38(a) of the Rules of the**
14 **Arizona Supreme Court with respect to practice of law and admission *pro hac vice*.**

15 **IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance**
16 **with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the**
17 **Rules of Arizona Supreme Court). Representation before the Commission includes the obligation to**
18 **appear at all hearings and procedural conferences, as well as all Open Meetings for which the matter**
19 **is scheduled for discussion, unless counsel has previously been granted permission to withdraw by**
20 **the Administrative Law Judge or the Commission.**

21 **IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized**
22 **Communications) applies to this proceeding and shall remain in effect until the Commission's**
23 **Decision in this matter is final and non-appealable.**

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25 ...
26 ...
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28 ...

1 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,
2 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at
3 hearing.

4 Dated this 20th day of September, 2006

5
6 

7 DWIGHT D. NODES
8 ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE

9 Copies of the foregoing mailed/delivered
this 20 day of September, 2006 to:

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