

ORIGINAL
BEFORE THE ARIZONA CORPORATION COMMISSION



255P

COMMISSIONERS

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

2006 SEP -8 P 2:59
AZ CORP. COMMISSION
DOCUMENT CONTROL

Arizona Corporation Commission
DOCKETED

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DOCKETED BY

IN THE MATTER OF THE PETITION OF LEVEL 3 COMMUNICATIONS LLC FOR ARBITRATION OF AN INTERCONNECTION AGREEMENT WITH QWEST CORPORATION PURSUANT TO SECTION 252(b) OF THE TELECOMMUNICATIONS ACT OF 1996.

DOCKET NO. T-03654A-05-0350

DOCKET NO. T-01051B-05-0350

PROCEDURAL ORDER

BY THE COMMISSION:

On August 18, 2006, Level 3 Communications ("Level 3") and Qwest Corporation ("Qwest") each filed Interconnection Agreements which they assert comply with the findings of Decision No. 68817 (June 29, 2006), in which the Arizona Corporation Commission ("Commission") arbitrated the parties' Interconnection Agreement. The parties have been unable to reach agreement on how to memorialize and implement the Commission's order in Decision No. 68817 to eliminate the use of VNXX and implement an "FX-like" interim solution. A Procedural Conference was held on September 6, 2006, with the purpose of establishing a procedure for resolving the dispute. Qwest, Level 3 and the Commission's Utility Division Staff ("Staff") were represented at the Procedural Conference by counsel.

During the course of the Procedural Conference Staff proposed that Staff could mediate the dispute between the parties, and either resolve the dispute or narrow the issues. Both Qwest and Level 3 agreed that Staff's proposal was worth pursuing and agreed to have their technical people available to participate in the effort. The parties and Staff agreed that approximately two weeks would be sufficient to know if the mediation is helpful.

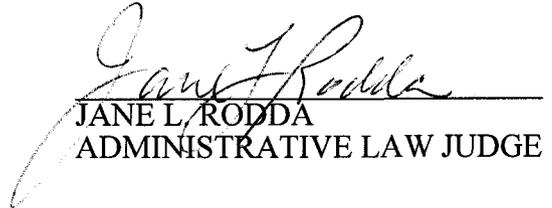
IT IS THEREFORE ORDERED that as soon as practical, Staff shall contact the parties and arrange a mutually convenient time and place for Staff to mediate the dispute between the parties. Upon Staff's request, Level 3 and Qwest shall make their technical staffs available to participate in the mediation.

1 IT IS FURTHER ORDERED that a **Procedural Conference** shall commence on **September**
2 **25, 2006 at 1:30 p.m.**, or as soon thereafter as is practical, at the Commission's Phoenix offices,
3 1200 West Washington St., Phoenix, Arizona 85007.

4 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized
5 Communications) continues to apply to this proceeding and shall remain in effect until the
6 Commission's Decision in this matter is final and non-appeable.

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

10 DATED this 7th day of September, 2006.


JANE L. RODDA
ADMINISTRATIVE LAW JUDGE

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this 7th day of September, 2006 to:

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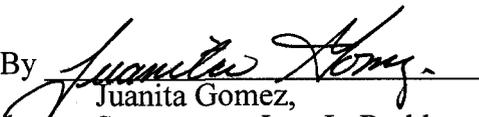
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18 Juanita Gomez,
19 Secretary to Jane L. Rodda

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