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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

2007 JAN 11 P 3: 11

JEFF HATCH-MILLER, Chairman  
WILLIAM A. MUNDELL  
MIKE GLEASON  
KRISTIN K. MAYES  
GARY PIERCE

AZ CORP COMMISSION  
DOCUMENT CONTROL

IN THE MATTER OF:  
ESCHELON TELECOM OF ARIZONA, INC.

DOCKET NO. T-03406A-06-0257  
DOCKET NO. T-01051B-06-0257

Complainant,

vs

QWEST CORPORATION,

Respondent.

Arizona Corporation Commission  
DOCKETED

JAN 11 2007

DOCKETED BY [Signature]  
PROCEDURAL ORDER

BY THE COMMISSION:

On April 14, 2006, Eschelon Telecom of Arizona, Inc. ("Eschelon" or "Complainant") filed with the Arizona Corporation Commission ("Commission") a complaint against Qwest Corporation ("Qwest" or "Respondent") stating that Qwest has refused to provide both repairs for disconnects in error and the capability to expedite orders for unbundled loops under the repair and expedite language of the Qwest-Eschelon Interconnection Agreement ("ICA").

On August 11, 2006, Eschelon filed a Request to Adopt Proposed Procedural Schedule and stated that all parties had reached agreement on the proposed schedule.

On August 16, 2006, a Procedural Order was issued adopting the proposed schedule and setting a hearing on the complaint.

On January 27, 2007, Complainant, Respondent and the Commission's Utilities Division Staff ("Staff") jointly filed a Request for Modification of Procedural Schedule, requesting that the remaining filing deadlines in the current procedural schedule be changed to the following, with the hearing date to remain the same:

Staff Testimony January 30, 2007

Eschelon & Qwest Rebuttal February 13, 2007

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Pre-Hearing Conference February 16, 2007

The parties' request is reasonable and should be granted.

IT IS THEREFORE ORDERED that the **pre-hearing conference** currently set to be held on **February 6, 2007, at 10:00 a.m.** at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona, is hereby **continued to February 16, 2007, at 2:00 p.m.**

IT IS FURTHER ORDERED that any testimony and associated exhibits to be presented at hearing on behalf of **Staff** shall be filed by **4:00 p.m.** on or before **January 30, 2007.**

IT IS FURTHER ORDERED that any rebuttal testimony and associated exhibits to be presented at hearing on behalf of **Eschelon and Qwest** shall be filed by **4:00 p.m.** on or before **February 13, 2007.**

IT IS FURTHER ORDERED that all other dates, procedural deadlines, and requirements set forth in the August 16, 2006 Procedural Order shall remain unchanged.

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

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

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

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

3 Dated this 11<sup>th</sup> day of January, 2007

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TEENA WOLFE  
ADMINISTRATIVE LAW JUDGE

Copies of the foregoing mailed/delivered  
this 11<sup>th</sup> day of January, 2007 to:

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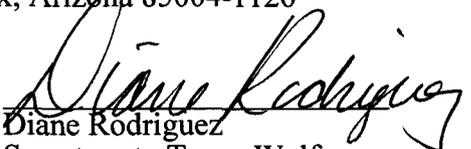
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