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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

COMMISSIONERS

DOCKETED

2007 MAY -7 P 3: 52

MIKE GLEASON, Chairman MAY -7 2007
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
KRISTIN K. MAYES
GARY PIERCE

AZ CORP COMMISSION
DOCUMENT CONTROL

DOCKETED BY [Signature]

IN THE MATTER OF THE. 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.

...

1 On October 20, 2006, the Joint CLECs and Qwest filed a Motion to Suspend the Hearing
2 Schedule. The parties requested that the hearing be suspended for up to 90 days to allow additional
3 time to evaluate the testimony that has been filed in this proceeding, to identify issues, and to explore
4 the possibility of a resolution of the issues.

5 By Procedural Order issued October 23, 2006, the Motion was granted. Several procedural
6 conferences have been conducted to discuss updates regarding the status of settlement negotiations
7 between the Joint CLECs and Qwest. At the conclusion of the last procedural teleconference,
8 conducted on January 18, 2007, the parties were directed to file a status report by February 9, 2007
9 regarding the settlement discussions.

10 On February 9, 2007, the Joint CLECs, Qwest, and Staff filed a Joint Status Report and
11 Request for Procedural Conference. According to the Status Report, discussions between the Joint
12 CLECs and Qwest are still in progress. However, the parties requested that a procedural conference
13 be scheduled to determine how to proceed in this matter.

14 By Procedural Order issued February 15, 2007, a telephonic procedural conference was
15 scheduled for February 26, 2007.

16 On March 8, 2007, the parties filed a Joint Status Report and Proposed Procedural Schedule,
17 requesting that a hearing be scheduled for May 23, 2007. However, no hearing was scheduled at that
18 time.

19 On May 1, 2007, the parties filed a Joint Motion to Set Hearing Date requesting that a hearing
20 be scheduled for June 1, 2007.

21 **IT IS THEREFORE ORDERED that a hearing shall be scheduled for June 1, 2007, at**
22 **10:00 a.m., at the offices of the Commission, 1200 West Washington, Phoenix, Arizona.**

23 **IT IS FURTHER ORDERED that a transcribed telephonic procedural conference shall be**
24 **scheduled for May 30, 2007, at 10:00 a.m. Parties are directed to call 602-542-9002 at that time**
25 **to connect to the conference call.**

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

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 7th day of May, 2007



DWIGHT D. NODES
ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE

9
10 Copies of the foregoing mailed/delivered
11 this 7th day of May, 2007 to:

12 Greg Diamond
13 COVAD COMMUNICATIONS COMPANY
14 7901 East Lowry Boulevard
15 Denver, CO 80230

Michael W. Patten
ROSHKA, DEWULF & PATTEN
400 East Van Buren Street, Suite 800
Phoenix, AZ 85004

16 William Haas
17 MCLEODUSA TELECOMMUNICATIONS
18 SERVICES, INC.
19 6400 C Street SW
20 PO Box 3177
21 Cedar Rapids, IA 52406-3177

Douglas Denney
Senior Attorney
ESCHELON TELECOM, INC.
730 Second Avenue S., Suite 900
Minneapolis, MN 55402-2489

22 Mike Hazel
23 MOUNTAIN TELECOMMUNICATIONS
24 1430 West Broadway Street, Suite 206
25 Tempe, AZ 85282

Tom Bade
ARIZONA DIALTONE, INC.
7170 West Oakland Street
Chandler, AZ 85226

26 Rex Knowles
27 XO COMMUNICATIONS SERVICES
28 111 East Broadway Street, Suite 1000
Salt Lake City, UT 84111

Gary Joseph, Vice President
NATIONAL BRANDS, INC. DBA
SHARENET COMMUNICATIONS
4633 West Polk Street
Phoenix, AZ 85043

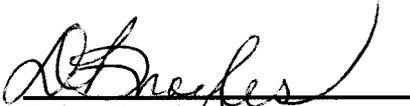
Norman G. Curtright
QWEST CORPORATION
20 East Thomas Road, 16th Floor
Phoenix, AZ 85012

Brad VanLear, President
ORBITCOM
1701 North Louise Avenue
Sioux Falls, SD 57107

1 Christopher Kempley, Chief Counsel
Legal Division
2 ARIZONA CORPORATION COMMISSION
1200 West Washington Street
3 Phoenix, AZ 85007

4 Ernest G. Johnson, Director
Utilities Division
5 ARIZONA CORPORATION COMMISSION
1200 West Washington Street
6 Phoenix, AZ 85007

7 ARIZONA REPORTING SERVICE, INC.
8 2627 North Third Street, Suite Three
9 Phoenix, Arizona 85004-1126

10
11 By: 
Debra Broyles
12 Secretary to Dwight D. Nodes

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