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BEFORE THE ARIZONA CORPORATION COMMISSION

1
2 **WILLIAM A. MUNDELL**
3 **CHAIRMAN**
4 **JIM IRVIN**
5 **COMMISSIONER**
6 **MARC SPITZER**
7 **COMMISSIONER**

Arizona Corporation Commission

DOCKETED

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MAR 15 2002

DOCKETED BY

8 **IN THE MATTER OF US WEST**
9 **COMMUNICATIONS, INC.'S COMPLIANCE**
10 **WITH SECTION 271 OF THE**
11 **TELECOMMUNICATIONS ACT OF 1996.**

DOCKET NO. T-00000A-97-0238

PROCEDURAL ORDER

12 **BY THE COMMISSION:**

13 On March 7, 2002, Arizona Corporation Commission Staff ("Staff") filed a Motion for
14 Extension of Time for CGE&Y to Issue its Final Report ("Motion"). Staff requested that the deadline
15 for CGE&Y to publish its Final Report, set in our March 4, 2002 Procedural Order, be extended until
16 March 29, 2002 to allow for the completion of the DUF billing retest and to evaluate reconciliation
17 issues as well as Qwest's Change Management Process.

18 On March 11, 2002, AT&T Communications of the Mountain States, Inc. and TCG Phoenix
19 (collectively "AT&T") filed a Response to Staff's Motion. AT&T does not oppose Staff's request,
20 but requests that any Procedural Order granting the request include a provision that there will be
21 additional workshops at the conclusion of all re-testing. AT&T is concerned that the CLECs will not
22 have an opportunity to cross-examine witnesses on all re-test reports and conclusions.

23 On March 12, 2002, Worldcom, Inc. filed a Response to Staff's Motion and concurred with
24 AT&T's Response.

25 On March 12, 2002, Staff filed a Reply to AT&T's and Worldcom's Responses. Staff does
26 not believe that additional workshops are needed to address the discrete issues outstanding. Staff
27 states that all questions the CLECs submit on the second test will be responded to by Staff's
28 consultants or Staff, and that the CLECs already have had ample opportunity to comment on the
scope of tests.

On March 14, 2002, Qwest Corporation ("Qwest") filed an Opposition to Staff's Motion and

1 AT&T's and Worldcom's Responses to that Motion. Qwest detailed the level of CLEC participation
2 in the testing process and argued that additional workshops are not necessary in this matter. Further,
3 although Qwest does not believe an extension is necessary, it requested that if deadlines are changed,
4 March 25, 2002, is a more reasonable date for issuing the Final Report.

5 We believe the workshop process has been helpful in resolving many issues to date and
6 eliminated the need for additional hearings. We are not opposed to additional workshops, however,
7 in this situation, based on CLEC ability to participate in the testing process to date and Staff's
8 assurances concerning the resolution of disputed issues and its characterization of the status of the
9 SATE testing and Change Management Process evaluation, we concur with Staff's recommendation
10 that additional workshops are not needed at this time. Depending on the outcome of the re-tests and
11 evaluations, either Staff or the Commission may change its position and decide an additional
12 workshop(s) would benefit the record.

13 As noted in our March 4, 2002 Procedural Order, all interested parties will have an
14 opportunity to comment on the completeness and conclusions of the CGE&Y Final Report and Staff
15 Report. If the CLECs believe the CGE&Y Final Report or Staff Report are incomplete or based on
16 an incomplete record, they will raise those issues and may argue that the Commission should hold a
17 hearing on the disputed issues. Furthermore, the Commission may on its own motion determine that
18 a hearing, or an additional workshop, is required to resolve a particular issue.

19 Staff and its consultants are in the best position to estimate the date when CGE&Y will be
20 able to complete its evaluation and issue a Final Report. Thus, we also adopt Staff's proposed
21 schedule. If CGE&Y is able to issue the Final Report while observing the procedural safeguards we
22 have adopted, they are free to issue the Final Report as soon as it is ready.

23 **IT IS THEREFORE ORDERED** that the deadline for CGE&Y to issue its Final Report, as set
24 in the March 4, 2002 Procedural Order, is extended until March 29, 2002.

25 **IT IS FURTHER ORDERED** that the other procedures and deadlines established in the March
26 4, 2002, Procedural Order shall remain in effect.

27 **IT IS FURTHER ORDERED** that a procedural conference for the purpose of discussing the
28

1 procedures for Commission consideration of the CGE&Y Final Report and Staff Report shall
2 commence on March 22, 2002, at 11:00 a.m.¹ at the Commission's offices at 1200 W. Washington,
3 Phoenix, Arizona.

4 DATED this 15th day of March, 2002.

7
8 
9 JANE L. RODDA
ADMINISTRATIVE LAW JUDGE

10 Copies of the foregoing mailed/delivered
11 this 15th day of March, 2002, to

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28 ¹ The call in phone number is: 602-542-9003

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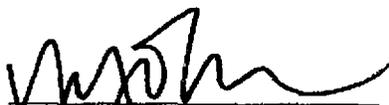
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