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BEFORE THE ARIZONA CORPORATION COMMISSION, P 4: 18

WILLIAM A. MUNDELL  
Chairman  
JIM IRVIN  
Commissioner  
MARC SPITZER  
Commissioner

Arizona Corporation Commission

DOCKETED

MAY 16 2002

AZ CORP COMMISSION  
DOCUMENT CONTROL

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IN THE MATTER OF QWEST  
CORPORATION'S COMPLIANCE WITH  
SECTION 252(e) OF THE  
TELECOMMUNICATIONS ACT OF 1996.

DOCKET NO. RT-00000F-02-0271

RESPONSE TO AT&T'S MOTION FOR  
EXTENSION OF PROCEDURAL  
SCHEDULE

**QWEST CORPORATION'S RESPONSE TO AT&T'S MOTION FOR  
EXTENSION OF PROCEDURAL SCHEDULE**

Qwest Corporation ("Qwest") hereby responds to the motion of AT&T Communications of the Mountain States, Inc. and TCG Phoenix (collectively "AT&T") to extend the time to file its Comments on Qwest's Comments concerning the unfiled agreements and those agreements. Qwest filed the agreements and its Comments on May 10, 2002, pursuant to the May 8, 2002, Procedural Order (the "Procedural Order"). The Procedural Order ordered interested parties to file Comments on Qwest's submissions by May 20, 2002. Because AT&T has extensive knowledge of the issue and sufficient time to respond to Qwest's submission, because this investigation was initiated at AT&T insistence, and because AT&T's request for extension will result in an unwarranted delay, Qwest requests that the Commission deny AT&T's motion.

On March 9, 2002, AT&T filed a motion in the 271 docket requesting that the Commission investigate whether Qwest had failed to file agreements with CLECs that were required to be filed under the provisions of the TCA. It argued that the issue presented a matter of critical public importance that the Commission should address immediately.

1 Now on May 15, 2002, AT&T, the party who initiated this investigation and asked that it  
2 take place immediately, asks for an extension. As the initiating party and given its concern with  
3 the seriousness and immediacy of the issue, AT&T should have been prepared to carry out the  
4 proceedings without delay. Certainly, given its view that the issue required the immediate  
5 attention of the Commission, AT&T should not be heard to ask for an extension, particularly  
6 when an extension will prejudice the entity identified by AT&T's request to investigate – Qwest.  
7

8 In addition, AT&T has significant familiarity with the issues in this docket to enable it to  
9 file Comments to Qwest's submissions by the May 20 deadline. First, AT&T has already  
10 participated as a party in a full hearing in Minnesota regarding the same legal issue. Second,  
11 AT&T has presented arguments in 271-related proceedings in Colorado, Wyoming, and  
12 Washington with respect to the question of whether Qwest failed to file agreements similar to  
13 those at issue here. Third, AT&T this week filed motions in nine other Qwest states asking those  
14 Commissions to examine the same issue. Finally, AT&T has completed a full brief on the  
15 agreements under the Act and whether certain types of agreements fell within that standard in  
16 Iowa. Therefore, while it claims to lack sufficient time to file Comments, AT&T has a significant  
17 background in the issue to meet the Procedural Order deadline of May 20, 2002.  
18

19 While AT&T may not intend to defer the proceedings, any extension of the Procedural  
20 Order will only result in delay in the resolution of this critical issue. Such delay would be wholly  
21 inappropriate. The parties should be held to the schedule set forth in the procedural order to  
22 permit a determination of these issues in a timely fashion.  
23

24 Considering the foregoing, Qwest respectfully requests that the Commission deny  
25 AT&T's motion to extend the time to file Comments under the Procedural Order.  
26

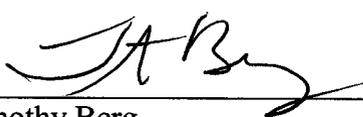
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RESPECTFULLY SUBMITTED this 16<sup>th</sup> day of May, 2002.

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COPY of the foregoing hand-delivered  
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