

WILLIAM A. MUNDELL  
CHAIRMAN  
JIM IRVIN  
COMMISSIONER  
MARC SPITZER  
COMMISSIONER



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June 26, 2002

To: All Parties in each Docket

In Re: Docket No. RT-00000F-02-0271 [Section 252]  
Docket No. T-00000A-97-0238 [Section 271]

Dear Parties:

I have considered Qwest's June 18, 2001 letter and that of Eschelon Telecom, Inc. ("Eschelon") dated June 24, 2002. On the crucial point, at least in my view, of whether Qwest coerced silence in the 271 Docket, the two letters conflict.

I look forward to the parties' responses to the Commission Staff's Second Set of Data Requests, which are being mailed this week. I would also suggest that Qwest, Eschelon and any other party so inclined address the above noted inconsistencies.

Qwest has recently urged the Commission to swiftly consider the remaining Section 271 checklist items. Apparently, I have clearly failed miserably in communicating my concern that this Commission's public, deliberative process may have been compromised by the agreements in question. In my opinion, the question I posed in my initial letter must first be answered before this Commission moves forward on the remaining issues regarding Qwest's entry into the long-distance market.

I look forward to the clarification I have requested regarding this Commission's deliberations.

Marc Spitzer  
Commissioner

CC: William A. Mundell, Chairman  
Jim Irvin, Commissioner

Arizona Corporation Commission

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