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BEFORE THE ARIZONA CORPORATION COMMISSION

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AZ CORP COMMISSION
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Arizona Corporation Commission

DOCKETED

AUG 19 2011

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GARY PIERCE

Chairman

BOB STUMP

Commissioner

SANDRA D. KENNEDY

Commissioner

PAUL NEWMAN

Commissioner

BRENDA BURNS

Commissioner

PAC-WEST TELECOMM, INC.

Complainant,

v.

QWEST CORPORATION,

Respondent.

DOCKET NOS. T-01051B-05-0495

T-03693A-05-0495

LEVEL 3 COMMUNICATIONS, LLC,

Complainant,

v.

QWEST CORPORATION,

Respondent.

DOCKET NOS. T-03654A-05-0415

T-01051B-05-0415

JOINT MOTION OF COMMISSION
STAFF, LEVEL 3

COMMUNICATIONS, LLC, PAC-
WEST TELECOMM, INC., AND
QWEST CORPORATION TO
CONTINUE HEARING

The Commission Utilities Division Staff ("Staff"), Level 3 Communications, LLC, Pac-
West Telecomm, Inc. and Qwest Corporation ("the Parties") hereby jointly move for an order
continuing the date set for oral argument.

1 The merger of Qwest Corporation's parent corporation with CenturyLink, Inc. was
2 approved by the Commission by Decision No. 72232, Docket No. T-01051B-10-0194 (the
3 "Merger Docket"). In the Merger Docket, the merging companies entered into a settlement
4 agreement with the Staff and RUCO that includes conditions that attach to merger approval. One
5 of the Staff's objectives in the settlement is to conserve Commission resources. To that end, the
6 settlement agreement provided for the following merger condition 41:

7 The Merged Company shall evaluate litigation involving the Commission and
8 make good faith effort to resolve the issues without further litigation. Following
9 are cases which have entailed significant Commission resources which the
10 Merged Company should include in its evaluation: (a) McLeodUSA v. ACC,
11 Arizona District Court Case No. CV07-21545-PHX-HRH; (b) Qwest v. ACC,
12 Arizona District Court Case No. CV08-2374-PHX-JAT; (c) Pac-West/Level 3
13 VNXX Remand Proceeding ACC (Docket Nos. T-01051B-05-0495, T-03693A-
14 05-0495, T-01051B-05-0415, T-036564A-05-0415). (Emphasis added).

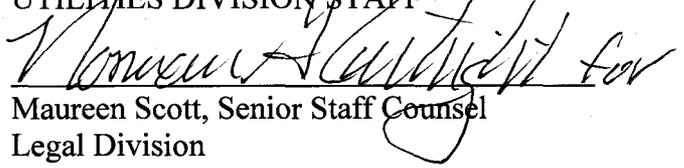
15 Because of this Condition, Staff and Qwest have previously moved for, and have been granted
16 continuances of the oral argument in this docket. The June 7, 2011 Procedural Order states,
17 "The parties may request an additional extension if needed." (Fn. 1, p. 2). The merger approved
18 by the Commission closed on April 1, 2011, and Condition 41 cited above is effective. The
19 Parties began discussions in advance of approval of the settlement Condition by the ACC, and
20 are continuing those discussions as anticipated by Decision 72232.

21 The Parties state that impasse has not been reached and that the possibility of settlements
22 of the respective complaints is possible. Therefore, the Parties ask that the oral argument be
23 continued. The Parties respectfully request, without prejudice to the right of any of them to
24 move for an order setting a hearing date, that a continuation date not be set at this time.
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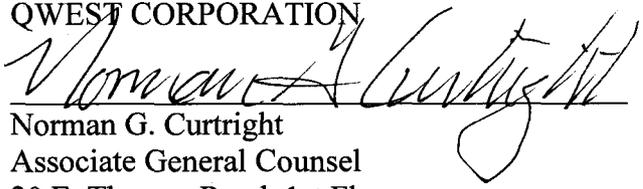
RESPECTFULLY SUBMITTED, this 19th day of August, 2011.

ARIZONA CORPORATION COMMISSION
UTILITIES DIVISION STAFF



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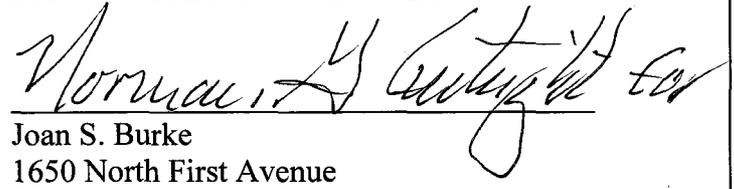
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1 **ORIGINAL** and thirteen (13) copies filed
this 19th day of August, 2011, with:

2 Docket Control
3 ARIZONA CORPORATION COMMISSION
1200 West Washington Street
4 Phoenix, Arizona 85007

5 **COPIES** of the foregoing hand-delivered
this same day to:

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12 **COPIES** of the foregoing mailed this
13 19th day of August, 2011 to:

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