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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

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AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

MAR 20 2012

DOCKETED BY

PAC-WEST TELECOMM, INC.,

Complainant,

vs.

QWEST CORPORATION,

Respondent.

DOCKET NO. T-01051B-05-0495

DOCKET NO. T-03693A-05-0495

LEVEL 3 COMMUNICATIONS, LLC,

Complainant,

vs.

QWEST CORPORATION,

Respondent.

DOCKET NO. T-03654A-05-0415

DOCKET NO. T-01051B-05-0415

PROCEDURAL ORDER

BY THE COMMISSION:

By Procedural Order dated August 23, 2011, at the request of the parties, the Arizona Corporation Commission ("Commission") vacated the oral argument scheduled in this matter. The Procedural Order noted that any party could request that a new hearing date be set.

On March 7, 2012, Qwest Corporation d/b/a CenturyLink-QC ("CenturyLink") filed a Motion for Order Setting Hearing. CenturyLink reported that the parties have been unable to resolve this matter consensually, and requested that a hearing date be set for some time in May, 2012.

The issue in this proceeding is whether Virtual NXX ISP-bound traffic is local traffic subject to the payment of reciprocal compensation under the parties' Interconnection Agreements in effect during the relevant time period. The background and procedural history of this matter is spelled out

1 in our August 23, 2010, Procedural Order. In that Procedural Order it was determined that the filing
2 of pre-hearing briefs may help resolve the issue, or at least help determine the scope of an evidentiary
3 proceeding if it was determined that there were issues of material fact.

4 The parties filed their briefs, and in December 2010, Pac-West Telecomm, Inc. and Level 3
5 Communications requested oral argument. By Procedural Order dated January 19, 2010, the matter
6 was set for oral argument. Subsequently, by a series of Procedural Orders, and at the request of the
7 parties, oral argument was continued, and eventually suspended indefinitely, while the parties
8 discussed settlement. At this point, it appears that there are no issues of material fact that would
9 require an evidentiary proceeding, and that the matter can probably be resolved based on the parties'
10 legal briefs and legal arguments. Thus, as was the case in 2010, when oral argument was originally
11 scheduled, the Administrative Law Judge anticipates that the up-coming hearing will be for the
12 purpose of taking oral argument. To the extent any party disagrees with this assumption, they should
13 request a Procedural Conference to discuss hearing logistics.

14 IT IS THEREFORE ORDERED that a **hearing for the purpose of oral argument** in this
15 matter shall commence on **May 18, 2012, at 10:00 a.m.**, or as soon thereafter as is practical, at the
16 Commission's **Tucson offices, Room 222**, 400 West Congress St., Tucson, Arizona 85701.

17 IT IS FURTHER ORDERED that **any additional Supplemental Authority or supplemental**
18 **arguments to the parties' pre-hearing briefs**, if any, should be **filed by May 10, 2012**.

19 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
20 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

21 Dated this 19th day of March, 2012

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23 
24 JANE L. RODDA
ADMINISTRATIVE LAW JUDGE

25 Copies of the foregoing mailed/delivered
this 19th day of March, 2012 to:

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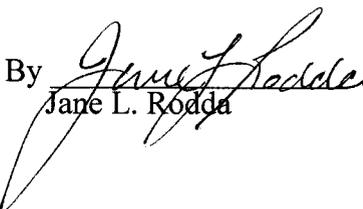
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