

}

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

* * *

INVESTIGATION INTO THE DEVELOPMENT)	
OF THE RULES CONCERNING COLLOCATION)	
AND INTERCONNECTION BETWEEN LOCAL)	
EXCHANGE CARRIERS AND COMPETITIVE)	
ACCESS PROVIDERS, IN THE RULES)	DOCKET NO. 92R-050T
PRESCRIBING THE PROVISION OF CERTAIN)	
PRODUCTS AND SERVICES WITHIN OPEN)	
NETWORK ARCHITECTURE, 4 CODE OF)	
COLORADO REGULATIONS 723-12.)	

PROCEDURAL ORDER

Mailing Date: October 23, 1992
Adopted Date: October 21, 1992

We had previously directed the Administrative Law Judge ("ALJ") in this case to conduct hearings regarding potential action the Commission might take on the issue of collocation. We are aware that the Administrative Law Judge has now concluded hearings in accordance with our directives. Since the conclusion of hearings before the ALJ, we have been informed that the Federal Communications Commission has initiated rulemaking which may affect our determinations in this matter. Specifically, the FCC has informed the public that it intends to initiate a rulemaking proceeding which will address collocation. The public notice issued by the FCC indicates that its eventual conclusions regarding collocation may preempt state commission, or, at the very least, will likely affect state regulation in this area.

In light of the FCC's stated intentions, we now direct the ALJ to receive further comment from the parties and, if necessary, to conduct further hearings, regarding the effect of the FCC's actions upon the present proceedings. In his recommendations to the Commission, the ALJ shall also address the issues raised by the FCC's proposed actions regarding collocation (e.g. The ALJ shall make recommendations as to whether the Commission should delay further proceedings in this matter pending the conclusion of FCC action).

THEREFORE THE COMMISSION ORDERS THAT:

1. The Administrative Law Judge shall take further comment from the parties and, if necessary, shall conduct further hearings regarding the effect of collocation proceedings pending before the Federal Communications Commission upon the present docket.
2. This order is effective on its mailing date.

ADOPTED IN OPEN MEETING ON October 21, 1992.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Commissioners