

Decision No. C23-0250-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 22R-0122T

IN THE MATTER OF THE PROPOSED AMENDMENTS TO RULES IN 4 CODE
OF COLORADO REGULATIONS 723-2 MODIFYING THE COMMISSION
RULES REGARDING BASIC EMERGENCY NETWORK RELIABILITY.

**INTERIM COMMISSION DECISION GRANTING MOTION
FOR EXTENSION OF TIME TO FILE APPLICATION
REQUIRED BY 4 CCR 723-2-2143(B)
AND WAIVING RESPONSE TIME**

Mailed Date: April 19, 2023
Adopted Date: April 19, 2023

I. BY THE COMMISSION

A. Statement, Findings and Conclusions

1. On December 22, 2022, through Decision No. R22-0811, amendments to rules in 4 *Code of Colorado Regulations* (CCR) 723-2, Rules Regulating Telecommunications Services and Providers of Telecommunications Services, were adopted. These rules were effective March 30, 2023, following publication in *The Colorado Register* on March 10, 2023.

2. On February 22, 2023, through Decision No. C23-0125, the Commission, on its own motion, waived Rule 2143(b), which requires a Basic Emergency Service Provider (BESP) to file an improvement plan as an Application with the Commission by February 15, 2023. The Decision extended the time to file the Application to April 3, 2023, acknowledging that the rules would not be effective before February 15, 2023.

3. On April 7, 2023, Lumen d/b/a CenturyLink QC (CenturyLink) filed a motion for extension of time to file the improvement plan application and a request to waive response time to the motion (Motion). The Motion proposes a new deadline to file the application through and including April 24, 2023.

4. In requesting the extension, CenturyLink states that the improvement plan application is not yet complete because it is awaiting decisions by the National Telecommunications and Information Administration (NTIA) concerning federal funding of proposed projects. CenturyLink states that it has submitted three projects in Colorado that would benefit Public Safety Answering Points in Colorado. CenturyLink states that the approval or denial of these projects by NTIA will require changes to the improvement plan.

5. Additionally, CenturyLink requests that response to the Motion be waived. CenturyLink states that given the short nature of the extension requested, allowing responses to the Motion would have little benefit and only serve to extend the order addressing the Motion.

6. The Motion for extension of time filed by CenturyLink states good cause. Granting the Motion will not prejudice any party. The date by which CenturyLink must file the improvement plan application required by Rule 2143(b) will be extended to and including April 24, 2023.

II. ORDER

A. It Is Ordered That:

1. The Motion for extension of the time by Lumen d/b/a CenturyLink QC (CenturyLink) to file an improvement plan application as required by 4 *Code of Colorado Regulations* 723-2-2143(b), Rules Regulating Telecommunications Services and Providers of Telecommunications Services, on February 7, 2023 (Motion), is granted.

2. Response time to the Motion is waived.
3. On or before April 24, 2023, CenturyLink must file with the Commission an improvement plan application pursuant to Rule 2143(b).
4. This Decision is effective immediately.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING
April 19, 2023.**

(S E A L)



ATTEST: A TRUE COPY

G. Harris Adams,
Interim Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

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Commissioners