

Decision No. R04-0949-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04B-160T

IN THE MATTER OF PETITION OF QWEST CORPORATION FOR ARBITRATION OF AN INTERCONNECTION AGREEMENT WITH COVAD COMMUNICATIONS COMPANY PURSUANT TO 47 U.S.C. § 252(B).

**INTERIM ORDER OF
ADMINISTRATIVE LAW JUDGE
MANA L. JENNINGS-FADER
GRANTING REQUEST AND
SHORTENING RESPONSE TIME**

Mailed Date: August 12, 2004

I. STATEMENT

1. On April 6, 2004, Qwest Corporation (Qwest) filed a Petition for Arbitration of an Interconnection Agreement with DIECA Communications, Inc., doing business as Covad Communications Company (Covad). Staff of the Commission intervened of right. Covad responded to the Petition.

2. Covad and Qwest filed post-hearing statements of position on July 9, 2004. No response to these statements of position was permitted.

3. On August 11, 2004, Qwest file a Motion to Strike Portions of Covad's Statement of Position and Request to Shorten Response Time or, in the Alternative, Motion for Leave to Reopen the Record to Respond to the New Evidence Presented by Covad and Request to Waive Response Time (Motion). On that same date Qwest served by electronic means a copy of the Motion on all parties.

4. The Commission must issue its decision in this matter on or before August 27, 2004. To accommodate this decision date, the Administrative Law Judge will grant the Request to Shorten Response Time and will shorten, to and including August 16, 2004, the response time to the Motion.¹

5. The parties received a copy of this Order by electronic mail on August 12, 2004.

II. ORDER

A. It Is Ordered That:

1. The time for responding to the Motion to Strike Portions of Covad's Statement of Position or, in the Alternative, Motion for Leave to Reopen the Record to Respond to the New Evidence Presented by Covad is shortened to and including August 16, 2004.

2. This Order is effective immediately.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Administrative Law Judge

¹ Covad is advised that this is the only opportunity Covad will have to respond to the Motion procedurally and substantively.

