

Decision No. R24-0924-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 24F-0470T

LARIMER EMERGENCY TELEPHONE AUTHORITY,

COMPLAINANT,

V.

QWEST CORPORATION DOING BUSINESS AS CENTURYLINK QC,

RESPONDENT.

**INTERIM DECISION
VACATING PREHEARING CONFERENCE**

Issued Date: December 17, 2024

I. STATEMENT

1. On October 30, 2024, the Larimer Emergency Telephone Authority (“LETA” or “Complainant”) filed a Complaint against Qwest Corporation, doing business as CenturyLink QC (“CenturyLink” or “Respondents”). That filing commenced this proceeding.

2. On November 5, 2024, Rebecca E. White, Director, served a copy of the Complaint together with an order requiring the Respondents to satisfy or answer said complaint within 20 days, in accordance with § 40-6-108, C.R.S. An evidentiary hearing was scheduled for January 13, 2024.

3. On November 6, 2024, the above captioned proceeding was referred by minute entry to an Administrative Law Judge (“ALJ”).

4. On November 22, 2024, CenturyLink filed its Unopposed Motion to Vacate the Procedural Schedule, Request a Prehearing Conference and Request a Waiver of Response Time (“Unopposed Motion”).

5. On December 3, 2024, by Decision No. R24-0888-I, the Unopposed Motion was granted and a prehearing conference was scheduled for January 13, 2025.

6. On December 11, 2024, LETA filed its Motion to Disqualify Administrative Law Judge Robert I. Garvey (“Motion to Disqualify”).

II. PREHEARING CONFERENCE

7. LETA states in its Motion to Disqualify that CenturyLink opposes the relief requested in the Motion to Disqualify and intends to file a response.

8. Under Rule 1400(b) of the Rules of Practice and Procedure, 4 *Code of Colorado Regulations* (“CCR”) 723-1, CenturyLink has 14 days or until December 25, 2024, to file a response to the Motion to Disqualify. Since December 25, 2024, is a day when the Commission is lawfully closed, any response shall be due by 5:00 pm on December 26, 2024. § 40-6-121, C.R.S.

9. The undersigned ALJ will be on a pre-planned vacation from December 25, 2024, until January 6, 2025.

10. To allow sufficient time to consider the Motion to Disqualify and any response, the prehearing conference scheduled for January 13, 2025, shall be vacated. The prehearing conference shall be rescheduled after a ruling on the Motion to Disqualify.

III. ORDER

It is Ordered That:

1. The remote prehearing conference scheduled for January 13, 2025, is vacated.
2. The prehearing conference shall be rescheduled after a ruling on the Motion to Disqualify Administrative Law Judge Robert I. Garvey, filed by Larimer Emergency Telephone Authority on December 12, 2024.
3. This Decision shall be effective immediately.

(S E A L)



ATTEST: A TRUE COPY

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

ROBERT I. GARVEY

Administrative Law Judge

Rebecca E. White,
Director