

Decision No. R24-0415-I

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

PROCEEDING NO. 23A-0197T

IN THE MATTER OF THE APPLICATION OF QWEST CORPORATION D/B/A CENTURYLINK QC FOR THE 2023 BASIC EMERGENCY SERVICE PROVIDER IMPROVEMENT PLAN

**INTERIM DECISION OF
ADMINISTRATIVE LAW JUDGE
ROBERT I. GARVEY
GRANTING MOTION TO MODIFY**

Mailed Date: June 13, 2024

I. STATEMENT

A. Procedural Background

1. On April 24, 2023, Lumen, doing business as, CenturyLink QC (CenturyLink) filed its application for 2023 Basic Emergency Service Provider Improvement Plan (Application). CenturyLink filed its Application pursuant to the Commission's Rules of Practice and Procedure, 4 *Code of Colorado Regulations* (CCR) 723-1-1000 *et seq.* and in response to Decision No. C23-0125 filed in Proceeding No. 22R-0122T on February 22, 2023 adopting amendments to 4 CCR 723-2-2143 (b) and Decision No. C23-0250-I filed in Proceeding No. 22R-0122T on April 19, 2023, extending the deadline for submission of 2023 improvement plans.

2. The entire procedural history of this proceeding is provided in previous decisions. It is repeated here only to the extent necessary to put the above captioned Decision in context.

3. On May 15, 2023, the Office of the Utility Consumer Advocate timely intervened of right.

4. On May 26, 2023, the Colorado Cable Telecommunications Association's Motion to Permissively Intervene was filed.

5. On May 26, 2023, the Boulder Regional Emergency Telephone Service Authority's, Douglas County Emergency Telephone Service Authority's, and El Paso Teller County Emergency Telephone Service Authority's Notice of Intervention as of Right, or in the Alternative, Motion for Permissive Intervention, and Request for Hearing was filed.

6. On May 26, 2023, the Colorado Council of Authorities, Inc.[s] Notice of Intervention as of Right, or, in the Alternative, Motion to Permissively Intervene was filed.

7. On May 26, 2023, the Larimer Emergency Telephone Authority's Notice of Intervention as of Right, or, in the Alternative, Motion to Permissively Intervene was filed.

8. By minute entry during the Commission's weekly meeting held on June 7, 2023, this matter was referred to an Administrative Law Judge (ALJ).

9. By Decision No. R23-0412-I, issued June 22, 2023, all interventions were granted and the parties to the proceeding were established.

10. On December 18, 2023, an Unopposed Motion for Late-Filed Intervention by Trial Staff of the Commission (Staff) and Waiver of Response Time (Unopposed Motion) was filed by Trial Staff of the Public Utilities Commission.

11. On May 20, 2024, by Decision R24-0334-I, a procedural schedule was adopted.

12. On June 4, 2024, Staff filed their Unopposed Motion to Modify Procedural Schedule and Waive Response Time (Motion to Modify).

II. MOTION TO MODIFY

13. In their Motion to Modify, Staff states that, after talks with CenturyLink, additional discovery will be provided by CenturyLink on June 6, 2024. Staff requests modification of the procedural schedule in order to have sufficient time to evaluate the additional discovery materials.

14. Staff requests the procedural schedule be modified as follows:

<u>Event</u>	<u>Current Deadline</u>	<u>New Deadline</u>
Answer Testimony	June 7, 2024	June 12, 2024
Prehearing Motions	June 14, 2024	June 17, 2024
Witness Order and Estimated Cross-Time	June 17, 2024	June 20, 2024
Stipulations and Settlement Agreements	June 17, 2024	June 20, 2024

15. Staff conferred with all other parties to this proceeding and there was no objection to the request.

III. CONCLUSION

16. Good cause is found to grant the Motion to Modify.

17. Response time to the Motion to Modify is waived.

IV. ORDER

It is Ordered That:

1. The Unopposed Motion to Modify Procedural Schedule (Motion to Modify) filed by Trial Staff of the Commission is granted.
2. The procedural schedule is modified consistent with the discussion above.
3. Response time to the Motion to Modify is waived.
4. This Decision is effective immediately.

(S E A L)



THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

ROBERT I. GARVEY

Administrative Law Judge

ATTEST: A TRUE COPY

A handwritten signature in cursive script that reads 'Rebecca E. White'.

Rebecca E. White,
Director