

Decision No. R25-0254-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
LIFTING STAY AND SETTING PREHEARING
CONFERENCE**

Issued Date: April 4, 2025

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 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 order 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”).

7. On December 18, 2024, by Decision No. R24-0924-I, the prehearing conference scheduled for January 13, 2024, was vacated due to the pending Motion to Disqualify.

8. On December 26, 2024, CenturyLink filed its Response to Lamar Emergency Telephone Authority’s Motion to Disqualify Administrative Law Judge Robert I. Garvey.

9. On January 17, 2025, LETA filed its Motion to Set Prehearing Conference to Establish Procedural Schedule and Shorten Response Time (“Motion to Set Prehearing Conference”).

10. On January 21, 2025, LETA filed its Motion to Compel Discovery Responses from Qwest Corporation doing business as CenturyLink QC and Shorten Response Time (“Motion to Compel”).

11. On January 24, 2025, by Decision No. R25-0056-I, the Motion to Disqualify was denied and a prehearing conference was scheduled for February 11, 2025.

12. On January 28, 2025, CenturyLink filed its Motion for a Protective Order.

13. On January 29, 2025, LETA filed its Request for the Full Commission Review of the Interim Decision Denying LETA’s Motion to Disqualify Administrative Law Judge Robert I. Garvey (“Request for Full Commission Review”).

14. On January 30, 2025, CenturyLink and LETA filed their Joint Motion for Redaction of a Map from Public Record (“Joint Motion”).

15. On January 30, 2025, by Decision No. R25-0071-I, the prehearing conference scheduled for February 11, 2025, was vacated, the Joint Motion was granted, and the proceeding was stayed pending a resolution on the Request for Full Commission Review.

16. On January 31, 2025, LETA filed its Motion to Compel Discovery Responses from Qwest Corporation doing business as CenturyLink QC and Shorten Response Time.

17. On March 26, 2025, by Decision No. C25-0214, the Commission denied LETA’s requested relief in LETA’s Request for Commission Review.

II. LIFTING STAY

18. On January 30, 2025, the undersigned ALJ, *sua sponte*, stayed all actions in the above captioned proceeding pending the resolution of LETA’s Request for Full Commission Review.

19. The undersigned ALJ believed that any rulings made during the pendency of the Request for Full Commission Review could be subject to change or appeal. To avoid the potential waste of the time and resources, the matter was stayed on January 30, 2025, pending a ruling by the Commission on the Request for Commission Review.

20. On March 26, 2025, the Commission denied the relief requested by LETA in the Request for Commission Review, therefore the stay may be lifted, and the above-captioned proceeding may move forward.

III. PREHEARING CONFERENCE

21. To move this proceeding forward a remote prehearing conference shall be held.

22. At the prehearing conference the parties should be prepared to discuss any pending motions, a procedural schedule and a date for an evidentiary hearing.

23. The parties are encouraged to confer on these matters prior to the prehearing conference.

IV. ORDER

1. The stay on the above caption proceeding is lifted and the proceeding may move forward.

2. A remote prehearing conference in this proceeding is scheduled as follows:

DATE: April 28, 2025

TIME: 11:00 a.m.

PLACE: Join by videoconference using Zoom

3. Participants in the hearing may not distribute the hearing link, access, or ID code to anyone not participating in the hearing. Participants may not appear in person at the Commission for the above-scheduled hearing. Instead, they must participate in the hearing from remote locations, consistent with the requirements of this Decision.

4. The Parties shall be held to the advisements in this Decision.

5. This Decision shall be 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