

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 02C-577T

IN THE MATTER OF AN INVESTIGATION OF COMPETITIVE LOCAL EXCHANGE CARRIERS AND EMERGING COMPETITIVE TELECOMMUNICATIONS SERVICE PROVIDERS CONCERNING ALLEGED VIOLATIONS OF COLORADO REVISED STATUTES AND COMMISSION RULES OF PRACTICE AND PROCEDURE RELATING TO THE FILING OF ANNUAL REPORTS BY PUBLIC UTILITIES.

**ORDER DENYING MOTION FOR
ENLARGEMENT OF TIME**

Mailed Date: April 9, 2003
Adopted Date: April 9, 2003

I. BY THE COMMISSION

A. Statement

1. This matter comes before the Commission for consideration of the Motion for Enlargement in Time in Which to Notify Customers and File Confirmation Pursuant to Decision No. C03-0308 by DMJ Communications, Inc. (DMJ). The motion requests an extension of time within which to comply with certain orders issued by the Commission in Decision No. C03-0308 (Decision). Specifically, the Decision directed DMJ to send notice to its customers regarding termination of service by DMJ, and to file an affidavit with the Commission by a date certain confirming the issuance of the notice to customers. Now being duly advised, we deny the motion for the reasons set forth here.

2. The Decision stated that the Commission itself would send notice to customers regarding termination of service by DMJ, if DMJ failed to issue the required notice. We are now directing Commission Staff to forthwith send notice to customers consistent with the Decision. Since the Commission itself will send notice to customers, there is no further need for DMJ to

send the notice required in the Decision. We now rule that DMJ need not send notice to customers as directed in the Decision; therefore, the extension of time requested in the motion is unnecessary.

II. ORDER

A. The Commission Orders That:

1. The Motion for Enlargement in Time in Which to Notify Customers and File Confirmation Pursuant to Decision No. C03-0308 by DMJ Communications, Inc., is denied as unnecessary. The requirement in Decision No. C03-0308 that DMJ Communications, Inc., send notice to customers is modified consistent with the above discussion.

2. This Order is effective on its Mailed Date.

B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING April 9, 2003.

(S E A L)



ATTEST: A TRUE COPY

Bruce N. Smith

Bruce N. Smith
Director

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

GREGORY E. SOPKIN

POLLY PAGE

JIM DYER

Commissioners