

Decision No. R04-0645-I

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO**

DOCKET NO. 04M-129T

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IN THE MATTER OF BIG SANDY TELECOM INC.'S PETITION FOR SUSPENSION OF  
LNP REQUIREMENTS.

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DOCKET NO. 04M-131T

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IN THE MATTER OF COLUMBINE TELEPHONE COMPANY'S PETITION FOR  
SUSPENSION OF LNP REQUIREMENTS.

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DOCKET NO. 04M-138T

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IN THE MATTER OF AGATE MUTUAL TELEPHONE COOPERATIVE ASSOCIATION'S  
PETITION FOR SUSPENSION OF LNP REQUIREMENTS.

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DOCKET NO. 04M-137T

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IN THE MATTER OF EASTERN SLOPE RURAL TELEPHONE ASSOCIATION'S PETITION  
FOR SUSPENSION OF LNP REQUIREMENTS.

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DOCKET NO. 04M-130T

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IN THE MATTER OF SUNFLOWER TELEPHONE COMPANY, INC.'S PETITION FOR  
SUSPENSION OF LNP REQUIREMENTS.

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**INTERIM ORDER OF  
ADMINISTRATIVE LAW JUDGE  
DALE E. ISLEY  
SETTING PRE-HEARING CONFERENCE**

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Mailed Date: June 15, 2004

**I. STATEMENT**

1. The captioned proceedings were commenced on March 19 and 24, 2004, when Sunflower Telephone Company, Inc., Eastern Slope Rural Telephone Association, Agate Mutual Telephone Cooperative Association, Columbine Telephone Company, and Big Sandy Telecom, Inc., filed petitions with the Colorado Public Utilities Commission (Commission) requesting suspension of the wireline-to-wireless local number portability requirements imposed by the Federal Communications Commission.

2. By decisions mailed on June 9 and 10, 2004, the Commission referred these matters to the undersigned administrative law judge (ALJ) for an expedited hearing.<sup>1</sup> See, Decision Nos. C04-0621, C04-0626, C04-0627, C04-0620, and C04-0622. These decisions direct the ALJ, after comment from the parties, to consider consolidating these five proceedings for hearing purposes.

3. On June 14, 2004, the ALJ informally requested that the parties advise him of their availability for a pre-hearing conference to be held on or before June 25, 2004. The advisements provided by the parties indicate that June 25, 2004, is the only mutually available date for such a conference. Therefore, a pre-hearing conference will be scheduled on that date by the Order that follows.

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<sup>1</sup> These decisions indicate that the Commission will be entering initial decisions in these matters pursuant to § 40-6-109(6), C.R.S.

4. The pre-hearing conference will potentially deal with all issues contemplated by 4 *Code of Colorado Regulations* 723-1-79(b)(5) including, without limitation, consolidation, identification of issues to be addressed in these proceedings, the resolution of any pending motions, the timing and scope of discovery, the desirability of submitting testimony and exhibits in electronic form, and the establishment of a procedural schedule, including deadlines for the filing of answer, rebuttal and/or cross-answer testimony and exhibits, motions, statements of position, and hearing dates.

5. In order to assist the ALJ, the parties are urged to confer prior to commencement of the pre-hearing conference in an attempt to reach agreement on a procedural schedule that will facilitate issuance of an initial Commission decision in these matters on or before September 15, 2004 (*i.e.*, one that will result in completion of the hearing no later than August 13, 2004).

## II. **ORDER**

### A. **It Is Ordered That:**

1. A pre-hearing conference is scheduled in this matter as follows:

DATE: June 25, 2004

TIME: 10:00 a.m.

PLACE: Commission Hearing Room  
1580 Logan Street, OL2  
Denver, Colorado

2. This Order shall be effective immediately.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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Administrative Law Judge