

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO

DOCKET NO. 04F-398T

IN THE MATTER OF THE COMPLAINT OF ESCHELON TELECOM OF COLORADO, INC., AND ILLUMINET, INC., COMPLAINANTS V. QWEST CORPORATION, RESPONDENT.

**INTERIM ORDER OF
ADMINISTRATIVE LAW JUDGE
WILLIAM J. FRITZEL
GRANTING JOINT MOTION FOR
AN ORDER ESTABLISHING A
NEW PROCEDURAL SCHEDULE,
AND TO VACATE THE
SEPTEMBER 28, 2004 HEARING
DATE, AND GRANTING MOTIONS
FOR ADMISSION *PRO HAC VICE***

Mailed Date: August 17, 2004

I. STATEMENT

1. On August 3, 2004, Illuminet, Inc. (Illuminet), filed Motions for Admission *Pro Hac Vice* of Attorneys Marc A. Paul, Alfred M. Mamlet, and Thomas J. Moorman.

2. Illuminet states that Marc A. Paul, Esq. is an attorney in good standing with the Bars of the State of Pennsylvania and the District of Columbia. Alfred M. Mamlet, Esq. and Thomas J. Moorman, Esq. are attorneys in good standing with the Bar of the District of Columbia.

3. The Motions for Admission *Pro Hac Vice* will be granted.

4. On August 6, 2004, Qwest Corporation (Qwest), Eschelon Telecom of Colorado, Inc. (Eschelon) and Illuminet (collectively Joint Movants) filed a Joint Motion for an Order Establishing a New Procedural Schedule and to Vacate the September 28, 2004 Hearing Date.

Joint Movants request an extension of time to and including August 23, 2004 for Qwest to file a motion to dismiss the complaint and an extension of time to and including September 23, 2004 for Eschelon and Illuminet to respond to the Motion to Dismiss. Joint Movants also request that the hearing currently scheduled for September 28, 2004 be vacated. Joint Movants propose that if the Motion to Dismiss is denied, a prehearing conference should be convened in order to establish a new procedural schedule for the hearing of this matter.

5. Good cause having been shown, the joint motion will be granted.

II. ORDER

A. **It Is Ordered That:**

1. The Motions for Admission *Pro Hac Vice* of Attorneys Marc A. Paul, Alfred M. Mamlet, and Thomas J. Moorman for permission to practice before the Commission in the instant docket are granted.

2. The joint motion of Qwest Corporation, Eschelon Telecom of Colorado, Inc., and Illuminet, Inc., for an order establishing a new procedural schedule and to vacate the September 28, 2004 hearing date is granted.

3. Qwest Corporation is granted an extension of time to and including August 23, 2004 to file a Motion to Dismiss the Complaint.

4. Eschelon Telecom of Colorado, Inc., and Illuminet, Inc., is granted an extension of time to and including September 23, 2004 to respond to the Motion to Dismiss.

5. The hearing currently scheduled for September 28, 2004 is vacated. A prehearing conference and a new hearing date, if needed, will be scheduled by separate order.

6. This Order is effective immediately.

THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF COLORADO

Administrative Law Judge