

Decision No. R04-0039-I

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

DOCKET NO. 03M-505T

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IN THE MATTER OF THE PETITION OF CENTURYTEL OF EAGLE, INC. FOR  
SUSPENSION OF CERTAIN LNP REQUIREMENTS.

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**INTERIM ORDER OF  
ADMINISTRATIVE LAW JUDGE  
DALE E. ISLEY  
VACATING HEARING AND  
ALTERNATIVE PROCEDURAL SCHEDULE**

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Mailed Date: January 12, 2004

**I. STATEMENT**

1. The captioned petition of CenturyTel of Eagle, Inc. (CenturyTel), was filed with the Colorado Public Utilities Commission on November 20, 2003.

2. Public notice of the petition was provided on November 26, 2003. Voicestream PCS II Corporation, doing business as T-Mobile USA, Inc., AT&T Wireless Services of Colorado, LLC, AT&T Wireless PCS, LLC, Fort Collins-Loveland Cellular Telephone Company, and Greeley Cellular Telephone Company have filed timely interventions.

3. On December 31, 2003, the undersigned administrative law judge issued an Order establishing alternative procedural schedules governing this matter. *See*, Decision No. R03-1463-I. The first schedule contemplated resolution of the subject petition on a no-hearing, summary judgment basis. It was to be triggered by the filing of an agreed statement of material undisputed facts on or before January 9, 2004. The second “alternative schedule” contemplated the filing of testimony and a hearing on January 29, 2004. The alternative schedule was to apply in the event the parties failed to submit the agreed statement of material undisputed facts.

4. On January 9, 2004, the parties submitted a pleading entitled “Agreed Statement of Material Facts of the Parties.” That pleading indicates that it has been submitted pursuant to Decision No. R03-1463-I. Accordingly, it is presumed that the parties agree that the facts set forth therein are material, are undisputed, and are all the facts necessary for a complete resolution of the petition submitted by CenturyTel in this docket.

5. By virtue of the foregoing, the alternative procedural schedule established by Ordering paragraphs A.4. through A.11. of Decision No. R03-1463-I is now moot and may be vacated.

## **II. ORDER**

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

1. The alternative procedural schedule established by Ordering paragraphs A.4. through A.11. of Decision No. R03-1463-I, including the hearing scheduled for January 29, 2004, is vacated.

2. This Order shall be effective immediately.

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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Administrative Law Judge