

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Commission,) Application No. C-2516/
on its own motion, to investigate) PI-49
cost studies to establish Qwest)
Corporation's rates for)
interconnection, unbundled) PROGRESSION ORDER NO. 5
network elements, transport and)
termination and resale services.) Entered: October 4, 2001

BY THE COMMISSION:

O P I N I O N S A N D F I N D I N G S

This Progression Order is entered in part as a response to a Motion filed by ALLTEL Communications of the Midwest, Inc. (ALLTEL) in the above-captioned matter. On September 21, 2001, ALLTEL's Comments on Phase 3 Issues and Motion to Establish Phase 4 (ALLTEL's Motion) were filed. For further clarification of the parties' position on ALLTEL's Motion, a conference call was held on October 3, 2001. During the course of the conference call, the parties reached a consensus that if the Commission accepted rebuttal testimony for Phase 3 through October 12, 2001, a Phase 4 proceeding would not be necessary. For various reasons, the parties also requested that the hearing begin on October 16, 2001, at 10:00 a.m., rather than October 15, 2001. The parties on the call also requested that the Commission set a date upon which the proposed orders and post-hearing briefs should be due for Phase 2.

Being duly advised of the premises, the Commission makes the following findings:

1. Rebuttal testimony for Phase 3 issues will now be accepted on or before October 12, 2001.
2. The time frame for rebuttal testimony on nonrecurring costs will be extended to October 12, 2001.
3. The hearing on Phase 3 issues will begin on October 16, 2001. A post-hearing conference will be scheduled following the conclusion of the October 16, 2001, hearing.
4. Proposed orders and post-hearing briefs related to the Phase 2 hearing will be due on or before October 26, 2001.
5. Based upon the agreements reached by the parties and the findings herein, ALLTEL is permitted to withdraw its motion requesting to establish Phase 4.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the procedural schedule be modified as provided herein.

IT IS FURTHER ORDERED that based upon the agreements of the parties and findings herein that ALLTEL's Motion to Establish a Phase 4 is considered withdrawn.

IT IS FINALLY ORDERED that the Phase 3 hearing be rescheduled from October 15, 2001, to October 16, 2001, at 10:00 a.m.

MADE AND ENTERED at Lincoln, Nebraska this 4th day of October, 2001.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director