

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska        ) Application No. C-3345/NUSF-42  
Public Service Commission, on        ) PI-93  
its own motion, seeking to         )  
investigate Qwest's Switched        ) HEARING OFFICER ORDER  
Access Charge Rates.                 ) Entered: May 12, 2005

BY THE HEARING OFFICER:

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

On May 12, 2005 the Hearing Officer held a procedural conference at the request of Qwest Corporation. Jill Vinjamuri Gettman and Timothy Goodwin appeared for Qwest. Steven Seglin appeared for MCI. Paul Schudel appeared for the ALLTEL Affiliates. Shana Knutson appeared for the Commission staff.

After much discussion on how to efficiently proceed in this docket, counsel for Qwest, MCI, and the Alltel Affiliates all stipulated to file a brief and participate in oral argument on the following legal issue:

Whether the Access Tariff Amendment filed by Qwest Corporation with the Nebraska Public Service Commission on December 20, 2004, was unlawfully implemented in violation of Commission orders or rules and regulations.

Counsel for Qwest, MCI and the Alltel Affiliates stipulated that briefs on this issue would be filed with the Commission on or before May 23, 2005 at 10:00 a.m. These briefs must also be served on the following persons electronically before 10:00 a.m. on May 23, 2005:

For Qwest Corporation:

Tim Goodwin        [Tim.Goodwin@qwest.com](mailto:Tim.Goodwin@qwest.com)  
Jill Gettman        [jill.gettman@kutakrock.com](mailto:jill.gettman@kutakrock.com)

For the Alltel Affiliates:

Paul Schudel       [pschudel@woodsaitken.com](mailto:pschudel@woodsaitken.com)  
James Overcash     [jovercash@woodsaitken.com](mailto:jovercash@woodsaitken.com)

For MCI:

Steve Seglin       [SGS@crosbylawfirm.com](mailto:SGS@crosbylawfirm.com)  
Leslie Lehr        [llehr@comcast.net](mailto:llehr@comcast.net)

For the Commission:

Shana Knutson [shana.knutson@psc.ne.gov](mailto:shana.knutson@psc.ne.gov)

An oral argument will be held on May 24, 2005 at 2:30 p.m. in the Commission Hearing Room on the briefed issue.

Until the briefed issue is resolved by the Commission, discovery is hereby suspended. All other prehearing deadlines outlined in the April 18, 2005, Prehearing Conference Order are also suspended. The Hearing Officer will schedule a subsequent procedural conference, if necessary, after the Commission rules on the issues briefed and argued. However, for the present time, the Commission will keep July 13, 14 and 15, 2005 reserved for the hearing.

O R D E R

IT IS THEREFORE ORDERED by the Hearing Officer that the schedule outlined herein be and it is hereby adopted.

MADE AND ENTERED at Lincoln, Nebraska this 12<sup>th</sup> day of May, 2005.

NEBRASKA PUBLIC SERVICE COMMISSION

BY: \_\_\_\_\_  
Hearing Officer