

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the Nebraska ) Application No. C-3345/NUSF-  
Public Service Commission, on ) 42/PI-93  
its own motion, seeking to )  
investigate Qwest's Switched ) HEARING OFFICER ORDER  
Access Charge Rates. ) Entered: May 11, 2005

BY THE HEARING OFFICER:

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

This matter comes before the Commission on the May 6, 2005 Motion of Qwest Corporation requesting the Commission set a procedural conference before having an oral argument on the Staff's Motion for Interim Relief Pending Investigation (Staff Motion) which was filed on April 18, 2005. On May 2, 2005, the Alltel Affiliates filed a Response to the Staff Motion. On May 6, 2005, MCI filed a Response to the Staff Motion. On May 10, 2005 Qwest filed a Response to the Staff Motion and MCI filed a Brief in Support of the Staff Motion.

The Hearing Officer makes no determination on the merits of Qwest's arguments in its Motion for Procedural Schedule or in its Response to the Staff Motion. However, the Hearing Officer finds that a procedural conference should be held in order to schedule a hearing on the issues raised by Alltel and MCI in their response motions as they raise threshold issues which should be determined by the Commission first. This hearing should be held at the earliest practicable date. In addition, the Hearing Officer will use the procedural conference to address whether it will be necessary to change any of the deadlines listed in the Prehearing Conference Order entered on April 18, 2005.

O R D E R

IT IS THEREFORE ORDERED by the Hearing Officer in this matter that a procedural conference be held on May 12, 2005 at 10:00 a.m. in the Commission Library.

IT IS FURTHER ORDERED that the oral argument and it is hereby changed to a hearing scheduled on a date to be determined at the procedural conference.

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MADE AND ENTERED at Lincoln, Nebraska this 11<sup>th</sup> day of May,  
2005.

NEBRASKA PUBLIC SERVICE COMMISSION

By:   
Hearing Officer