IN THE MATTER OF INVESTIGATION INTO QWEST CORPORATION'S COMPLIANCE WITH CERTAIN WHOLESALE PRICING REQUIREMENTS FOR UNBUNDLED NETWORK ELEMENTS AND RESALE DISCOUNTS.

BY THE COMMISSION:

By Procedural Order dated February 15, 2001, we established a schedule for filing testimony and set a date for the arbitration on Phase II of this proceeding. The arbitration is set to commence on July 9, 2001, with a pre-arbitration conference on June 28, 2001. By this Procedural Order we establish additional procedures for the conduct of this matter.

IT IS THEREFORE ORDERED that any substantive corrections, revisions, or supplements to pre-filed testimony shall be reduced to writing and filed no later than five days before the witness is scheduled to testify.

IT IS FURTHER ORDERED that the parties shall prepare a brief, written summary of the pre-filed testimony of each of their witnesses and shall file each summary at least two working days before the witness is scheduled to testify.

IT IS FURTHER ORDERED that copies of summaries should be served upon the Presiding Officer, the Commissioners, and the Commissioners' aides as well as the parties of record.

IT IS FURTHER ORDERED that discovery shall be as permitted by law and the rules and regulations of the Commission, except that: until June 15, 2001, responses to and any objections to discovery requests shall be made within 10 days\(^1\) of receipt; thereafter, responses to and objections to discovery requests shall be made within 5 days\(^1\); the response time may be extended by mutual agreement of the parties involved if the request requires an extensive compilation effort.

\(^1\) "Days" means calendar days.
IT IS FURTHER ORDERED that, in the alternative to filing a written motion to compel discovery, any party seeking discovery may telephonically contact the Commission's Hearing Division to request a date for a procedural hearing to resolve the discovery dispute; that upon such a request, a procedural hearing will be convened as soon as practicable; and that the party making such a request shall forthwith contact all other parties to advise them of the hearing date and shall at the hearing provide a statement confirming that the other parties were contacted.

IT IS FURTHER ORDERED that the Arbitrator(s) may rescind, alter, amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at arbitration.

DATED this 19th day of April, 2001.

JANE L. ROBDA
ARBITRATOR

Copies of the foregoing mailed/delivered this 19th day of April, 2001 to:

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The parties are encouraged to attempt to settle discovery disputes through informal, good-faith negotiations before seeking Commission resolution of the controversy.