

BEFORE THE PUBLIC UTILITY COMMISSION OF OREGON

IC 16

In the Matter of

NORTH COUNTY COMMUNICATIONS
CORPORATION OF OREGON,

Complainant,

v.

QWEST CORPORATION D/B/A
CENTURYLINK QC,

Defendant.

COMPLAINANT'S STATUS
REPORT AND PROPOSED
PROCEDURAL SCHEDULE -
FEBRUARY 28, 2017

In response to the February 9, 2017 Notice and Ruling of ALJ Arlow and the Public Utility Commission of Oregon ("Commission") regarding the above-captioned proceeding, North County Communications Corporation of Oregon ("NCC"), by and through its undersigned counsel, hereby submits this status report and proposed procedural schedule.

STATUS REPORT

NCC intends to pursue its claims in IC 16 against Qwest Corporation d/b/a CenturyLink QC "(CTL)". In an effort to reach settlement in this proceeding, undersigned counsel for NCC has contacted counsel for CTL by telephone and email on many occasions since the Commission held a status conference with the parties on September 22, 2016. CTL counsel has not returned the telephone calls or emails. Undersigned counsel has heard through second-hand sources, including Commission staff, that CTL does not wish to resolve this matter because it wants to pursue a matter between the parties and currently before the Arizona Corporation Commission ("ACC"): *North County Communications Corp. of Arizona v. Qwest*, Docket Nos. T-03335A-12-0368 and T-01051B-12-0368

While there may be similarities between IC 16 and the parties' dispute pending before the ACC, there is no reason for CTL to treat the proceedings as inextricably linked. To the contrary, the two matters are separate and distinct claims, and NCC is more than willing to settle IC 16. Apparently, CTL hopes to leverage its position in the ACC matter as a weapon against NCC in IC 16. With that in mind, it is disingenuous for CTL to suggest that NCC has been uncommunicative in this matter before the Commission. The opposite is true: CTL has disappeared in this case.

PROPOSED PROCEDUAL SCHEDULE

Although NCC would like to have settlement discussions with CTL, in the event the parties cannot resolve the matter or CTL continues to ignore NCC's requests to discuss the case and possible avenues for settlement, NCC proposes the following procedural schedule for this matter:

NCC files Motion for Summary Judgment	June 2, 2017
CTL responds to NCC Motion/files Cross-Motion for Summary Judgment (if applicable)	June 23, 2017
NCC responds to CTL Cross-Motion for Summary Judgment (if applicable)	July 14, 2017

Respectfully submitted this 28th day of February 28, 2017.

By: /s/R. Dale Dixon, Jr.
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CERTIFICATE OF SERVICE

IC 16

I hereby certify that on February 28, 2017, I served the foregoing

**COMPLAINANT'S STATUS REPORT AND PROPOSED PROCEDUAL
SCHEDULE - FEBRUARY 28, 2017**

in the above-listed docket on the following persons via electronic mail to the email addresses listed below:

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DATED this 28th day of February, 2017.

LAW OFFICES OF DALE DIXON

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