

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

IC 16

NORTH COUNTY COMMUNICATIONS  
CORPORATION OF OREGON,  
Complainant,  
vs.  
QWEST CORPORATION d/b/a  
CENTURYLINK QC,  
Respondent.

NOTICE AND RULING

DISPOSITION: COMPLAINT TO STATE INTENTION TO PURSUE  
CLAIMS OR HAVE COMPLAINT DISMISSED

On September 22, 2016, the Public Utility Commission of Oregon held a telephone status conference in this docket. Representatives appeared on behalf of complainant and defendant. At the conference, the parties requested additional time to conduct discussions with respect to the remaining issues and possible resolution of the case. They were ordered to file a status report regarding their intentions with respect to the remainder of the proceedings no later than October 21, 2016. No status report was filed by that date.

Despite repeated attempts by the Commission, over more than three months subsequent to the date the report was due, to obtain a formal representation from the complainant as to its intentions to either prosecute or dismiss its complaint,<sup>1</sup> no response has been forthcoming.

The Commission therefore concludes that the complainant should be given one final opportunity to set forth its intentions with particularity in order to avoid dismissal of its complaint for failure to prosecute.

RULING

The complainant shall notify the Commission of its intention to prosecute its claims and propose a procedural schedule no later than February 28, 2017. If complainant fails to comply with this ruling, the complaint of North County Communications Corporation of Oregon against Qwest Corporation d/b/a CenturyLink QC shall be subject to dismissal with prejudice.

Dated this 9<sup>th</sup> day of February, 2017, at Salem, Oregon.



Allan J. Arlow  
Administrative Law Judge

<sup>1</sup> Repeated telephone calls to complainant have elicited statements about the difficulty in communicating with and reaching an understanding with defendant's counsel about the terms of settlement.