

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

AR 464

In the Matter of a Proposed Rulemaking	)	PETITION FOR
to Adopt Rules for the Inclusion of	)	RECONSIDERATION OF
Government Human Services Information	)	RULING EXCLUDING
in Telephone Directories.	)	LATE-FILED COMMENTS

The City of Portland (“City”) respectfully submits this petition for reconsideration of the ruling of the Administrative Law Judge dated March 8, 2005 excluding from the record of this proceeding all comments filed with the Commission in this docket after the close of business on February 8, 2005.

Among other things, the effect of the subject ruling is to include in the formal record of this proceeding the supplemental comments of Qwest Corporation dated February 8, 2005, and to exclude the supplemental comments of the City filed February 16, 2005.

As the City documented in the City’s supplemental comments, the supplemental comments filed by Qwest Corporation dated February 8, 2005 are factually inaccurate in many key respects. The City’s supplemental comments documented the factual inaccuracies in Qwest’s supplemental comments.

The decision of the Administrative Law Judge in effect includes the factual inaccuracies submitted by Qwest in its supplemental comments as part of the formal record of this proceeding. As stated in the City’s supplemental testimony, the City believes that corrections of Qwest’s factual misstatements are necessary to avoid misleading the Commission in this proceeding.

The City respectfully requests that the Administrative Law Judge reconsider that portion of his March 8<sup>th</sup> ruling which excludes the supplemental comments filed February 16, 2005 by the City of Portland documenting the factual inaccuracies submitted by Qwest Corporation in its supplemental comments filed February 8, 2005.

It works substantial prejudice upon the City to have Qwest's erroneous statements entered into the record without the opportunity for correction. Surely, reconsidering the decision in order to ensure that the record of this proceeding is fair, factual, and accurate cannot be to any other party's prejudice.

Respectfully submitted,

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David C. Olson, Director  
Office of Cable Communications & Franchise Management  
City of Portland, Oregon

March 8, 2005