

ISSUED: April 20, 2004

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

UM 1100

In the Matter of the Investigation to	)	
Determine, Pursuant to Order of the	)	
Federal Communications Commission,	)	
Whether Impairment Exists in Particular	)	RULING
Markets if Local Circuit Switching for	)	
Mass Market Customers is No Longer	)	
Available as an Unbundled Network	)	
Element.	)	

DISPOSITION: MOTION GRANTED IN PART AND DENIED
IN PART; TEMPORARY SUSPENSION OF
PROCEEDINGS EXTENDED

On April 9, 2004, the Federal Communications Commission (FCC) filed an unopposed motion for a 45-day extension of the U.S. Court of Appeals for the District of Columbia Circuit's 60-day stay issued in its Opinion in *USTA v. FCC*. The Court granted the motion and extended the stay until June 15, 2004. On April 13, 2004, Qwest Corporation (Qwest) filed a Motion with the Commission asking for an additional 90-day suspension.

On April 16, 2004, a teleconference was held to discuss Qwest's Motion. The following parties participated: Qwest; AT&T Communications of the Pacific Northwest, Inc., and AT&T Local Services on behalf of TCG Oregon (collectively, AT&T); MCI Communications Inc. (formerly WorldCom, Inc.); Eschelon Telecom of Washington, Inc.; Integra Telecom of Oregon, Inc.; Covad Communications Company; Pac-West Telecomm, Inc.; Advanced Telecom Group, Inc.; McLeodUSA Telecommunications Services, Inc.; Time Warner Telecom of Oregon, Inc.; Global Crossing, Inc.; Northwest Competitive Communications Coalition; Citizens Utility Board and the Commission Staff. Sun River Telecom was present as an interested person.

In light of the Appellate Court's extension of the stay until June 15, 2004, we find it appropriate to continue to suspend the current schedule in this proceeding and to schedule a teleconference for June 17, 2004, to update the Commission as to the status of the discussions among the parties and their intentions with respect to the instant proceeding. The Notice for that teleconference shall be issued at a later date.

RULING

The Motion for Additional 90-Day Suspension filed by Qwest Corporation, Inc., is GRANTED to the extent indicated above and DENIED in all other respects. The proceedings in this docket REMAIN SUSPENDED.

Dated at Salem, Oregon, this 20th day of April, 2004.

Samuel J. Petrillo
Administrative Law Judge

Allan J. Arlow
Administrative Law Judge