

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

UM 1299

In the Matter of	)	
	)	
QWEST CORPORATION	)	ORDER
	)	
Petition to Abandon Local Exchange Services	)	
on the Beavercreek Exchange	)	

**DISPOSITION: MOTION FOR EXTENSION OF TIME TO COMPLY  
WITH ORDER NO. 04-225 GRANTED**

In 1997, Qwest Corporation (Qwest) transferred a geographic area in its Oregon City exchange to the Beaver Creek Cooperative Telephone (Beaver Creek) exchange. The transfer was based, in part, on Qwest’s mistaken belief it did not serve any customers in the geographic area. After it subsequently determined that it did, in fact, have a small number of customers in that area, Qwest and Beaver Creek entered into an agreement to allow Qwest to continue to serve these customers as an incumbent carrier.

In 2003, Qwest’s service to these customers, as an incumbent carrier, became an issue in interconnection proceedings between Qwest and Beaver Creek. Following an investigation, the Commission issued Order No. 04-225, which, among other things, required Qwest to discontinue service in the area as an incumbent carrier within three years (or by April 27, 2007).

Early this year, Qwest received approval from this Commission to abandon services in the transferred area prior to April 27, 2007. *See* OAR 860-032-0020(7). Qwest also sought approval from the Federal Communications Commission (FCC). Due to a procedural error with its FCC filing, however, Qwest was required to resubmit its application and does not expect to receive FCC approval until May 22, 2007, after the April 27<sup>th</sup> deadline set forth in Order No. 04-225.

To avoid abandoning service prior to FCC approval, Qwest seeks a brief modification of Order No. 04-225 to allow it until May 23, 2007, to discontinue service in the disputed area. Qwest adds that, while it has been working aggressively with affected customers to discontinue service, a total of 10 customers still obtain services directly or indirectly from Qwest. While it continues to seek to have all these area customers to terminate service as soon as possible, Qwest explains that it is concerned about disconnecting any customer prior to approval from the FCC.

For the reasons cited by Qwest, the request for extension of time is granted.

**ORDER**

IT IS ORDERED that Order No. 04-225 is modified to require Qwest Corporation to discontinue service in the affected area as an incumbent carrier no later than May 23, 2007. The remainder of the order is unchanged

Made, entered, and effective on APR 26 2007.



*Pat Power for*  
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Michael Grant  
Chief Administrative Law Judge

A party may request rehearing or reconsideration of this order pursuant to ORS 756.561. A request for rehearing or reconsideration must be filed with the Commission within 60 days of the date of service of this order. The request must comply with the requirements in OAR 860-014-0095. A copy of any such request must also be served on each party to the proceeding as provided by OAR 860-013-0070(2). A party may appeal this order by filing a petition for review with the Court of Appeals in compliance with ORS 183.480-183.484.