

BEFORE THE PUBLIC UTILITY COMMISSION

OF OREGON

ORDER

On September 14, 2001, the Commission issued Order No. 01-810 in docket UT 125, Phase II. On January 8, 2002, the Commission issued Order No. 02-009, denying NPCC's application for reconsideration in that docket. Among other things, those orders hold that Qwest's PAL rates do not violate either the FCC's "new services test" or §276 of the Act. NPCC's complaint and request for declaratory ruling is therefore moot and should be dismissed.

ORDER

IT IS ORDERED that the complaint and request for declaratory ruling filed by the Northwest Public Communications Council against Qwest Corporation is dismissed.

Made, entered, and effective _____.

Roy Hemmingway
Chairman

Lee Beyer
Commissioner

Joan H. Smith
Commissioner

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 to a court pursuant to applicable law.