

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION  
COMMISSION

WASHINGTON UTILITIES AND	)	
TRANSPORTATION COMMISSION,	)	DOCKET NO. UT-011329
	)	
Complainant,	)	
	)	
v.	)	FOURTH SUPPLEMENTAL
	)	ORDER MODIFYING AND
	)	CLARIFYING PREHEARING
QWEST CORPORATION,	)	CONFERENCE ORDER
	)	
Respondent.	)	
.....)	)	

**BACKGROUND.** On September 27, 2001, the Commission filed a complaint against Qwest Corporation (Qwest) alleging violations of RCW 80.36.100, RCW 80.36.130, RCW 80.36.150, RCW 80.36.170, RCW 80.36.150, RCW 80.36.180, and WAC 480-80-330 in connection with Qwest’s Centrex customer loyalty program.

On October 22, 2001, the Commission convened a prehearing conference for the purpose of receiving petitions to intervene, requests for triggering the discovery rule, and requests for entering a protective order, to set a procedural schedule, and attend to any other procedural matters. On December 14, 2001, the Commission entered a Prehearing Conference Order memorializing matters addressed during the conference.

On December 19, 2001, Commission Staff filed an Objection to Prehearing Conference Order and a Petition For Clarification of Prehearing Conference Order.

**STAFF’S OBJECTION TO PREHEARING CONFERENCE ORDER.** Staff objects to the hearing date of April 25, 2002, as set forth in the Prehearing Conference Order. Staff represents that Staff informed Judge Caillé that the witness for Commission Staff is not available for hearing on that date. Staff supports its representation with the Declaration of Shannon E. Smith.

**COMMISSION DECISION.** The Declaration of Shannon E. Smith accurately portrays the e-mail communication to Judge Caillé and the parties. The original date for the hearing, April 2, 2002, agreed to by the parties at the prehearing conference had to be rescheduled due to a subsequent conflict with a Commissioner’s schedule. Selection of the April 25, 2002, date for the hearing was an oversight.

Accordingly, the Prehearing Conference Order dated December 14, 2001, is modified to reflect the new hearing dates of **May 15-16, 2002.**

**PETITION FOR CLARIFICATION.** Staff requests clarification of the Prehearing Conference Order with respect to the stipulation of Qwest to the admission of Exhibit 511C from Docket Nos. UT-003022/003040 in this docket. Staff asserts that the Order is unclear as to whether that document is admitted in this docket. Staff requests clarification that the document is admitted.

**COMMISSION DECISION.** The Commission clarifies the Prehearing Conference Order of December 14, 2001, to reflect the admission of Exhibit 511C from Docket Nos. UT-003022/003040 in this docket. The exhibit is received in this docket as **Exhibit 1.**

Dated at Olympia, Washington, and effective this        th day of January 2002.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

KAREN M. CAILLÉ  
Administrative Law Judge

