

STATE OF IOWA  
DEPARTMENT OF COMMERCE  
UTILITIES BOARD

IN RE:  IOWA TELECOMMUNICATIONS SERVICES, INC., d/b/a IOWA TELECOM	DOCKET NO. INU-01-1
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**ORDER SHORTENING TIME FOR RESPONSES**

(Issued November 21, 2001)

On August 9, 2001, Iowa Telecommunications Services, Inc., d/b/a Iowa Telecom (Iowa Telecom), filed a petition for determination of effective competition and deregulation pursuant to Iowa Code § 476.1D (2001). The Utilities Board (Board) subsequently docketed the matter as a formal notice and comment proceeding and established a procedural schedule.

On November 20, 2001, the Consumer Advocate Division of the Department of Justice (Consumer Advocate) filed a motion for supplemental counterstatements, alleging that Iowa Telecom failed to submit all of its evidence and argument in its initial statement and instead withheld most of its evidence and argument for its reply statement, effectively denying the other parties a fair opportunity to respond. Consumer Advocate argues that due process requires that the Board permit Consumer Advocate and all participants other than Iowa Telecom to file supplemental counterstatements of position, responding to Iowa Telecom's reply

statement. This would require revising the procedural schedule and delaying the oral presentation in this matter to sometime in January 2002.

The oral presentation is currently scheduled for December 11 and 12, 2001. To allow the Board to rule on Consumer Advocate's motion at the earliest possible time, and thereby preserve as many options as possible, the Board is issuing this order to shorten the time for other participants to respond to Consumer Advocate's motion. Any participant that desires to respond to Consumer Advocate's motion, either in support or opposition, must file an original and ten copies of its response with the Board by noon on Tuesday, November 27, 2001, and serve copies of its response on the other parties by facsimile transfer or by electronic mail. Board staff asked Consumer Advocate to fax courtesy copies of its motion to all participants on November 20, 2001, so the participants should already have the motion in their possession.

**IT IS THEREFORE ORDERED:**

1. Any interested person may file, on or before noon on November 27, 2001, a response to the "Motion For Supplemental Counterstatements" filed by Consumer Advocate on November 20, 2001.

2. In addition to the regular U.S. mail service of this Board order, the Executive Secretary is directed to fax a copy of this order to counsel for each of the participants on the day this order is issued.

**UTILITIES BOARD**

/s/ Diane Munns

/s/ Mark O. Lambert

ATTEST:

/s/ Judi K. Cooper  
Executive Secretary

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Dated at Des Moines, Iowa, this 21st day of November, 2001.