

STATE OF IOWA  
DEPARTMENT OF COMMERCE  
UTILITIES BOARD

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| <p>IN RE:</p> <p>DIGITAL TELECOMMUNICATIONS, INC.,</p> <p style="padding-left: 100px;">Complainant,</p> <p style="padding-left: 100px;">vs.</p> <p>GOLDFIELD ACCESS NETWORK AND<br/>IOWA NETWORK SERVICES, INC.,</p> <p style="padding-left: 100px;">Respondents.</p> | <p>DOCKET NO. FCU-04-2</p> |
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**ORDER DOCKETING FOR FORMAL PROCEEDING AND  
REQUESTING RESPONSE**

(Issued March 17, 2004)

On January 16, 2004, Digital Telecommunications, Inc. (DTI), filed with the Utilities Board (Board) a formal complaint against Goldfield Access Network (GAN) and Iowa Network Services, Inc. (INS), pursuant to Iowa Code § 476.11 (2003). Specifically, DTI's complaint involves problems that it has experienced which are related to toll-free (8XX) calls for customers who have switched their local provider from Qwest Corporation (Qwest) to GAN, a competitive local exchange carrier (CLEC) that routes traffic through INS rather than Qwest, the incumbent local exchange carrier (ILEC). DTI requests that the Board establish a policy that would require CLECs, such as GAN, to route 8XX calls over existing incumbent facilities. The complaint has been identified as Docket No. FCU-04-2.

INS responded to the complaint on February 18, 2004. In its response, INS asserted the position that if an interexchange carrier (IXC) such as DTI wishes to receive traffic from an ILEC or a CLEC end office subtending the INS network, the IXC should be responsible for making arrangements for the delivery of that traffic.

GAN has not responded to DTI's complaint.

The Board has reviewed DTI's complaint and INS's response and finds that there is sufficient information to warrant further investigation in this matter. The Board will delay establishing a procedural schedule until March 26, 2004, and direct GAN to respond to the issues raised in DTI's petition.

**IT IS THEREFORE ORDERED:**

1. The complaint filed by Digital Telecommunications, Inc., on January 18, 2004, identified as Docket No. FCU-04-2, is granted and docketed for formal proceeding.
2. Goldfield Access Network is directed to file a response to the petition filed by Digital Telecommunications, Inc., on or before March 26, 2004.

**UTILITIES BOARD**

/s/ Diane Munns

/s/ Mark O. Lambert

ATTEST:

/s/ Sharon Mayer  
Executive Secretary, Assistant to

/s/ Elliott Smith

Dated at Des Moines, Iowa, this 17<sup>th</sup> day of March, 2004.