

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

<p>IN RE:</p> <p>DIGITAL TELECOMMUNICATIONS, INC.,</p> <p style="text-align:center">Complainant,</p> <p>vs.</p> <p>GOLDFIELD ACCESS NETWORK AND IOWA NETWORK SERVICES, INC.,</p> <p style="text-align:center">Respondents.</p>	<p style="text-align:center">DOCKET NO. FCU-04-2</p>
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ORDER REQUESTING STATUS REPORT

(Issued July 8, 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 relating to toll-free (8XX) calls for DTI's customers who have switched their local provider from Qwest Corporation (Qwest), the incumbent local exchange carrier (ILEC), to GAN, a competitive local exchange carrier (CLEC) that routes traffic through INS rather than Qwest. DTI requests that the Board establish a policy that would require CLECs, such as GAN, to route 8XX calls over existing incumbent facilities.

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 CLEC end office that is subtending the INS network, the IXC should be responsible for making arrangements for the delivery of that traffic.

On March 17, 2004, the Board issued an order docketing DTI's complaint for formal proceeding and requesting that GAN respond to the allegations set forth in DTI's complaint.

GAN filed a response to DTI's petition on March 25, 2004, stating that DTI does not have a direct connection to the local switch utilized by GAN, nor does DTI have a direct connection to the INS equal access tandem switch also used by GAN. GAN states that DTI does not seem to want to make any such connection to ensure proper routing of its customers' 8XX calls.

On April 6, 2004, Board staff met with representatives of DTI to attempt to facilitate a resolution in this matter. Following the April 6 meeting, Board staff was told by DTI that discussions between DTI and GAN were continuing and that the Board would be informed as to DTI's intention with respect to moving forward with the formal complaint process.

Since that time, Board staff has made several attempts to contact DTI regarding the status of negotiations between DTI, GAN, and INS, as well as DTI's intent to move forward with this proceeding, but has not received definitive information. Therefore, the Board will direct the parties submit to a joint report to the

Board regarding the status of this matter on or before July 19, 2004. If a joint status report is not possible, then each party is directed to submit an individual report on or before July 19, 2004.

IT IS THEREFORE ORDERED:

The parties shall submit a status report to the Board on or before July 19, 2004, as described in this order.

UTILITIES BOARD

/s/ Diane Munns

/s/ Mark O. Lambert

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

/s/ Elliott Smith

Dated at Des Moines, Iowa, this 8th day of July, 2004.