

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: LEVEL 3 COMMUNICATIONS, LLC, Petitioner, vs. QWEST CORPORATION, Respondent.	DOCKET NO. ARB-05-4
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**ORDER DOCKETING PETITION FOR ARBITRATION AND
SCHEDULING TELEPHONE CONFERENCE**

(Issued June 13, 2005)

On June 3, 2005, Level 3 Communications, LLC (Level 3), filed a petition with the Utilities Board (Board) requesting the Board arbitrate certain terms and conditions of a proposed interconnection agreement between Level 3 and Qwest Corporation (Qwest). The petition was filed pursuant to the provisions of Board rules 199 IAC 38.4(3) and 38.7(3) and § 252(b) of the Communications Act of 1934, as amended by the Telecommunications Act of 1996, Pub. L. No. 101-104, 110 Stat. 56 (1996) (hereinafter referred to as the "Act"). The petition has been identified as Docket No. ARB-05-4.

Paragraph 38.7(3)"f" of the Board's rules requires the Board docket a petition for arbitration. Paragraph 38.7(3)"c" normally provides 25 days for a non-petitioning

party to the negotiation to file a response to the petition. Paragraph 38.7(3)"g" requires the Board to schedule a conference among the parties within 15 days of the Board's receipt of the petition and to hold that conference within 40 days of the filing of the petition. The purpose of the conference is to plan an arbitration hearing date, clarify the issues to be resolved, identify additional information needed to reach a decision on the issues, schedule production of documents and other information, discuss or rule on any other procedural matters, and consider any other matters that will expedite the arbitration process.

In compliance with the procedure established in the Board's rules, the Board is docketing Level 3's petition for arbitration. Because the petition for arbitration was filed on the last possible day permitted by law, the Board will set an accelerated date for filing an initial answer to the petition and for the telephone conference so as to ensure sufficient time for the Board to consider all of the issues. The purpose of the telephone conference will be to discuss the matters detailed above. Board staff will contact the parties with the necessary information for participation in the telephone conference.

IT IS THEREFORE ORDERED:

1. The petition for arbitration filed by Level 3 Communications, LLC, on June 3, 2005, is docketed for consideration by the Board.

2. A telephone conference call is scheduled for 10:30 a.m. on June 16, 2005. Board staff will contact the parties with the necessary information for participation in the telephone conference.

3. An initial response to the petition for arbitration shall be filed on or before June 17, 2005. Qwest Corporation may supplement its response within the 25-day response period allowed by 199 IAC 38.7(3)"c," but the initial response should be as complete as possible.

UTILITIES BOARD

/s/ John R. Norris

/s/ Diane Munns

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

/s/ Elliott Smith

Dated at Des Moines, Iowa, this 13th day of June, 2005.