

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

<p>IN RE:</p> <p>OFFICE OF CONSUMER ADVOCATE,</p> <p style="padding-left: 100px;">Complainant,</p> <p style="padding-left: 100px;">vs.</p> <p>TELSEVEN, L.L.C.,</p> <p style="padding-left: 100px;">Respondent.</p>	<p>DOCKET NO. FCU-05-52</p>
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ORDER SUSPENDING PROCEDURAL SCHEDULE

(Issued December 20, 2005)

On December 1, 2005, the Consumer Advocate Division of the Department of Justice filed prefiled direct testimony of Ms. Linda Heady, the complaining customer in this case, and a request that Ms. Heady be connected to the hearing by telephone conference call because she planned to be out of state on the scheduled hearing date and would not return to Iowa until April 2006. Telseven, L.L.C., declined to consent to this request.

On December 19, 2005, counsel for the parties contacted the undersigned and jointly requested that the procedural schedule be suspended, the hearing be postponed until after Ms. Heady returns to the state, and that the hearing be held in Ottumwa where Ms. Heady resides so she can appear as a witness in person. This request should be granted.

IT IS THEREFORE ORDERED:

1. The procedural schedule established in this case by order issued November 10, 2005, is suspended and the hearing previously set for January 24, 2006, is cancelled. The parties shall file a mutually agreeable recommended procedural schedule within 30 days of the date of issuance of this order.

2. Once the parties file the recommended procedural schedule, the undersigned will issue a notice of hearing that provides, among other things, that the hearing will be held in Ottumwa, Iowa, on a date after Ms. Heady returns to the state, and that Ms. Heady will appear as a witness at the hearing in person.

UTILITIES BOARD

/s/ Amy L. Christensen
Amy L. Christensen
Administrative Law Judge

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

Dated at Des Moines, Iowa, this 20th day of December, 2005.