

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>MCI, INC.,</p> <p style="padding-left: 100px;">Respondent.</p>	<p style="text-align:center">DOCKET NO. FCU-05-65</p>
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ORDER REGARDING POST-HEARING EXHIBITS

(Issued August 31, 2006)

The hearing for this case was held on August 1, 2006. At the hearing, MCI's witness Ms. Lichtenberg referred to a number of industry standards, rules, FCC orders, guidelines, and agreements between telephone companies. Some of these were in exhibits filed prior to the hearing, and some were not. At the hearing, MCI, Inc. (MCI) agreed to file post-hearing exhibits with the items referred to that had not been included in a previously-filed exhibit. MCI was instructed to include only the relevant pages of the items and not to include extraneous information. (Tr. 276-9.)

On August 23, 2006, MCI filed post-hearing Exhibits SL-107, SL-108, and SL-109. Exhibits SL-107 and SL-108 appear to comply with the instruction and MCI states they contain only relevant portions of two FCC orders: the FCC's TRRO Order (Docket No. FCC-04-290) and Qwest's 271 Order (Docket No. FCC-02-332). Exhibit

SL-109 does not appear to comply with the instruction and contains an entire document entitled "Qwest Communications OSS Evaluation Final Report Version 2.0," which MCI states is the "third party testing referenced in the 271 Order." MCI does not explain why it included the entire report in the exhibit, and it is not clear what pages of the document contain information relevant to this case and why the information is relevant.

IT IS THEREFORE ORDERED:

In its post-hearing briefs, MCI must explain why it included the entire report in Exhibit SL-109, what pages of the document contain relevant information, why the information is relevant, and must refer to specific relevant pages of Exhibit SL-109 if it is using Exhibit SL-109 to support its case, and in particular, the testimony of Ms. Lichtenberg.

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 31st day of August, 2006.