

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>AT&amp;T COMMUNICATIONS OF THE MIDWEST, INC.,</p> <p style="padding-left: 100px;">Respondent.</p>	<p style="text-align:center">DOCKET NO. C-06-402</p>
---	--

---

**ORDER GRANTING RECONSIDERATION**

(Issued February 8, 2008)

On February 6, 2007, pursuant to Iowa Code §§ 476.3 and 476.103, the Consumer Advocate Division of the Department of Justice (Consumer Advocate) filed with the Utilities Board (Board) a petition for a proceeding to consider a civil penalty for an alleged cramming violation committed by AT&T Communications of the Midwest, Inc. (AT&T). On December 21, 2007, the Board issued an order denying the petition.

On January 10, 2008, Consumer Advocate filed a motion for reconsideration. AT&T filed a response on January 24, 2008, and Consumer Advocate filed a reply on January 28, 2008.

The Board will consider the motion for reconsideration to be the equivalent of a request for rehearing. Pursuant to Iowa Code § 476.12, if the Board does not grant or refuse an application for rehearing within 30 days of filing, the application is deemed to be refused. Rather than allow this motion to be denied by operation of law, the Board will grant the motion at this time solely for purposes of further consideration.

**IT IS THEREFORE ORDERED:**

The "Motion For Reconsideration" filed by the Consumer Advocate Division of the Department of Justice on January 10, 2008, is granted solely for purposes of further consideration.

**UTILITIES BOARD**

/s/ John R. Norris

/s/ Krista K. Tanner

ATTEST:

/s/ Judi K. Cooper  
Executive Secretary

/s/ Darrell Hanson

Dated at Des Moines, Iowa, this 8<sup>th</sup> day of February, 2008.