

BEFORE THE MINNESOTA PUBLIC UTILITIES COMMISSION

LeRoy Koppendrayner	Chair
Marshall Johnson	Commissioner
Ken Nickolai	Commissioner
Thomas Pugh	Commissioner
Phyllis A. Reha	Commissioner

In the Matter of the Commission Inquiry
Regarding Potential Proscribed Ex Parte
Contacts Regarding Commissioner Scott

ISSUE DATE: July 24, 2006

DOCKET NO. P-999/CI-05-1419

In the Matter of the Complaint of the
Minnesota Department of Commerce Against
Qwest Corporation Regarding Unfiled
Agreements

DOCKET NO. P-421/C-02-197

DOCKET NO. P-421/C-01-391

ORDER DENYING RECONSIDERATION

In the Matter of the Complaint of AT&T
Communications of the Midwest, Inc. against
Qwest Corporation

PROCEDURAL HISTORY

On June 30, 2006, the Commission issued its *Order Finding No Ex Parte Violations, Finding Code of Conduct Violations, Reexamining Penalty Determinations, and Shortening Reconsideration Period* in this case.

On July 10, 2006, Qwest Corporation filed a motion for reconsideration of that Order. Specifically, Qwest sought reconsideration of the Commission's decisions regarding the Unfiled Agreements case, Docket No. P-421/C-02-197, including the Commission's decision not to vacate and redeliberate its penalty determination.

On July 17, 2006, AT&T Communications of the Midwest, Inc. and Ms. Mary Tribby, filing jointly, filed an answer opposing the motion. On July 17, 2006, a coalition of competitive local exchange carriers¹ filed an answer supporting reconsideration.

On July 20, 2006, the motion came before the Commission.

¹ The coalition is made up of the following members: POPP.com, Inc.; DIECA Communications, Inc. d/b/a Covad Communications Company; Integra Telecom of Minnesota, Inc.; US Link, Inc. d/b/a TDS Metrocom; NorthStar Access, LLC; Otter Tail Telcom, LLC; and 702 Communications.

FINDINGS AND CONCLUSIONS

The Commission has reviewed the entire record and has considered the arguments made by all parties.

The Commission finds that Qwest's petition does not raise new issues, does not point to new and relevant evidence, does not expose errors or ambiguities in the original Order, and does not otherwise persuade the Commission that it should rethink its original decision. The Commission concludes that the original decision is the one most consistent with the facts, the law, and the public interest, and will therefore deny the petition for reconsideration.

The Commission will so order.

ORDER

1. Qwest Corporation's motion for reconsideration is hereby denied.
2. This Order shall become effective immediately.

BY ORDER OF THE COMMISSION

Burl W. Haar
Executive Secretary

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