

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

FOR THE MINNESOTA PUBLIC UTILITIES COMMISSION

In the Matter of a Commission Initiated
Investigation into U S WEST
Communications, Inc.'s Costs Related
to Provision of Line Sharing Service.

**THIRD
PREHEARING ORDER**

This matter is before Administrative Law Judge Steve M. Mihalchick on U S WEST's renewed Motion to Compel and other issues

MOTION TO COMPEL

It appears that certain CLECs either don't have the documents requested or are very reluctant to provide them. Given the fact that few, if any, CLECs have good numbers for likely volumes of orders and length of use, and given the quickly approaching deadline for filing the direct testimony and cost study proposals, a different approach is appropriate. Therefore it is ordered that:

1. U S WEST may use its own best estimates for order volumes and longevity in its cost models and testimony.
2. The CLECs shall have the burden of proof to demonstrate that the U S WEST estimates are wrong.
3. This Order does not imply any finding or conclusion at this time that OSS modification costs are recoverable at all or that the U S WEST cost study is otherwise appropriate.
4. U S WEST's Motion to Compel is DENIED.

SCHEDULE

5. Since February 21, 2000, is a State holiday, direct testimony and cost study proposals will be due February 22, 2000.

PARTIES

6. McCloudUSA Telecommunications Services, Inc., is added as a party.

Dated this 16th day of February 2000.

STEVE M. MIHALCHICK
Administrative Law Judge