

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Investigation Regarding Intrastate Access :
Charges and IntraLATA Toll Rates of Rural :
Carriers, and the Pennsylvania Universal : I-00040105
Service Fund :

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PREHEARING CONFERENCE ORDER

On December 20, 2004, the Commission entered an Order in the above-captioned case instituting an investigation into whether there should be further intrastate access charge reductions and intraLATA toll rate reductions in the service territories of rural incumbent local exchange carriers. Your company or client has been identified as an entity which may have an interest in this investigation. An in-person prehearing conference is scheduled for **Wednesday, February 16, 2005 in Hearing Room 1** of the Commonwealth Keystone Building, Harrisburg Pennsylvania. Please be advised of the following:

1. This prehearing conference will not be postponed or rescheduled absent good cause and agreement of the parties. Requests for changes in future hearings or other deadlines must be submitted in writing no later than five (5) days prior to the scheduled event, and must be sent to me after contacting parties of record. The correct address is: Administrative Law Judge Susan D. Colwell, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg PA 17105-3265.

2. Please review the regulation pertaining to prehearing conferences, 52 Pa. Code § 5.222, and in particular subsection (d), which provides, in part:

(d) Participants and counsel will be expected to attend the conference fully prepared for useful discussion of all problems involved in the proceeding, both procedural and substantive, and fully authorized to make commitments with respect thereto. The preparation should include, among other things, advance study of all relevant materials, and advance informal communication between the participants, including requests for additional data and information, to the extent it appears feasible and desirable.

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3. Each entity wishing to participate in this investigation must file an entry of appearance with the Commission's Secretary, one copy to me, on or before **Friday, February 5, 2005**. Any entity which has not filed an entry of appearance on or before that date will be dropped from the service list. Please include your e-mail address on your entry of appearance if you have one.

4. Each party must prepare and distribute a prehearing memorandum to each entity on the new service list on or before Friday, February 11, 2005. The new service list will be e-mailed to those parties who enter an appearance and provide an e-mail address on **Wednesday, February 9, 2005**. The new service list will be sent by first-class mail to those parties who do not provide an e-mail address. The prehearing memorandum must set forth the issues you intend to present, and a listing of your proposed witnesses and the subject of their testimony.


5. Please review the regulations regarding discovery, particularly 52 Pa. Code § 5.331(b), which provides that “[p]articipants shall endeavor to initiate discovery as early in the proceedings as reasonably possible,” and 52 Pa. Code § 5.322, which encourages participants to exchange information on an informal basis. Cooperation is key to building a solid record.

6. Pursuant to 52 Pa. Code §§ 1.21 and 1.22, you may represent yourself if you are an individual, or you may have an attorney represent you. However, if you are a partnership, corporation, trust, association or governmental agency or subdivision, you must have an attorney represent you in this proceeding. Unless you are an attorney, you may not represent someone else.

7. You must serve me directly with a copy of any document that you file in this proceeding. If you send me any correspondence or document, you must send a copy to all other parties.

8. Be prepared to schedule the submission of testimony, the date of the hearings and briefing at the prehearing conference. Parties may discuss this prior to the prehearing conference and propose a schedule at that time.

Dated: January 13, 2005


Susan D. Colwell
Administrative Law Judge