

AUG 2 2 14 PM '04

ARKANSAS PUBLIC SERVICE COMMISSION

IN THE MATTER OF LEVEL 3 COMMUNICATIONS,)
 LLC'S PETITION FOR ARBITRATION PURSUANT)
 TO SECTION 252 (b) OF THE COMMUNICATIONS)
 ACT OF 1934, AS AMENDED BY THE)
 TELECOMMUNICATIONS ACT OF 1996, AND THE)
 APPLICABLE STATE LAWS FOR RATES, TERMS,)
 AND CONDITIONS OF INTERCONNECTION WITH)
 SOUTHWESTERN BELL TELEPHONE, L.P. D/B/A)
 SBC ARKANSAS)

FILED

DOCKET NO. 04-099-U
 ORDER NO. 3

ORDER

A prehearing telephone conference was held in this docket on Thursday, July 29, 2004 to develop a procedural schedule. The parties provided a schedule which contained an agreed hearing date and dates for testimony by each party, and the parties agreed to provide a Joint Decision Points List.

The parties indicated that they currently have similar arbitration proceedings pending in Wisconsin, Kansas, Nevada, California, Indiana, Michigan, Connecticut, Illinois, Texas, Ohio and Oklahoma. As a result, the parties desire to coordinate the state commission schedules which requires an extension of the schedule for this docket beyond the nine month deadline for state commission resolution of arbitration proceedings established in 47 U.S.C. § 252(b)(4)(C). The parties therefore agreed that the nine month deadline for this proceeding ends April 15, 2005. The parties agreed by a previous stipulation that the last day for filing a petition for arbitration under 47 U.S.C. § 252(b)(1) would be June 15, 2004. The dates for testimony, hearing and the filing of a Joint Decision Points List recommended by the parties are accepted and additional dates for surrebuttal testimony and briefs are hereby established.

The filing schedule for this docket is established as follows;

August 16, 2004 - Joint Decision Points List by both parties;

September 7, 2004 - Level 3 Communications LLC Initial Testimony;

September 22, 2004 - Southwestern Bell Telephone, L.P. Rebuttal Testimony;

October 6, 2004 - Level 3 Communications LLC Surrebuttal Testimony;

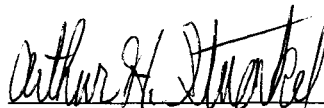
January 14, 2005 - Initial Briefs by both parties;

January 28, 2005 - Reply Briefs by both parties.

A public hearing in this docket is hereby scheduled for Wednesday, December 1, 2004 at 9:00 a.m. in Hearing Room One, Arkansas Public Service Commission Building, 1000 Center Street, Little Rock, Arkansas.

BY ORDER OF THE PRESIDING OFFICER PURSUANT TO DELEGATION.

This 2nd day of August, 2004.

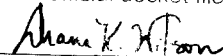


Arthur H. Stuenkel
Presiding Officer



Diana K. Wilson
Secretary of the Commission

I hereby certify that the following order issued by the Arkansas Public Service Commission has been served on all parties of record this date by the U.S. mail with postage prepaid, using the address of each party as indicated in the official docket file.



Diana K. Wilson

Secretary of the Commission
Date

8-2-2004