

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

U.S. TelePacific Corp. (U-5721-C),

Complainant,

vs.

Verizon California, Inc. (U-1002-C),

Defendant.

Case 03-06-034  
(Filed June 30, 2003)

**ADMINISTRATIVE LAW JUDGE'S RULING  
SETTING PREHEARING CONFERENCE AND  
DIRECTING PARTIES TO MEET AND CONFER BEFOREHAND**

A prehearing conference (PHC) is set as follows:

**Tuesday, September 23, 2003, 10:00 a.m.  
Commission Hearing Room  
505 Van Ness Avenue  
San Francisco, CA 94102**

Authorized representatives of U.S. TelePacific Corp. (TelePacific) and Verizon California, Inc. (Verizon) are directed to meet and confer in good faith before the PHC so as to be better prepared to address the following matters:

1. Prospects for settlement of the dispute (i.e., the alleged breach by Verizon of the interconnection agreement and resulting debt to TelePacific of some \$201,800).
2. Whether facts material to resolution of the complaint are disputed or not. (See Verizon's Answer to Factual Allegations,

paragraphs 6, 7, 8, 9, which suggests factual differences may exist.)

3. If material facts are not in dispute, the schedule for resolving the complaint via procedures analogous to summary judgment and the particulars of that process, including:
  - Joint statement of stipulated facts;
  - Concurrent pleadings (e.g., cross-motions for summary judgment, oppositions, replies) using common briefing outline.
4. Offset Issues:
  - Does TelePacific concede that it owes Verizon some \$745,000 as alleged in the Fifth Affirmative Defense of Verizon's Answer?
  - Has Verizon filed any action against TelePacific at the Commission or elsewhere for the purposes of adjudicating its right to this sum?

**IT IS RULED** that:

1. A Prehearing Conference (PHC) is set at the time and place indicated herein.
2. Authorized representatives of each party shall meet and confer in good faith prior to the PHC, as directed herein.

Dated September 10, 2003, at San Francisco, California.

/s/ JEAN VIETH  
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Jean Vieth  
Administrative Law Judge

**CERTIFICATE OF SERVICE**

I certify that I have by mail, and by electronic mail to the parties to which an electronic mail address has been provided, this day served a true copy of the original attached Administrative Law Judge’s Ruling Setting Prehearing Conference and Directing Parties to Meet and Confer Beforehand on all parties of record in this proceeding or their attorneys of record.

Dated September 10, 2003, at San Francisco, California.

/S/ HELEN FRIEDMAN  
Helen Friedman

**N O T I C E**

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to ensure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

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The Commission’s policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.