

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

ACN Communication Services, Inc. (U 6342 C),  
Covad Communications Co. (U 5752 C), and  
Vycera Communications, Inc. (U 5477 C),

Complainants,

vs.

Verizon California Inc. (U 1002 C),

Defendant.

Case 04-09-010  
(Filed September 7, 2004)

**CHIEF ADMINISTRATIVE LAW JUDGE'S RULING  
SHORTENING TIME TO RESPOND TO EMERGENCY MOTION**

On September 7, 2004, ACN Communication Services, Inc., Covad Communications Co., and Vycera Communications, Inc., (Complainants) filed their complaint against Verizon California Inc. (Verizon) alleging Verizon's anticipatory breach of its interconnection agreements with Complainants. On September 9, 2004, Complainants filed their motion for emergency relief, which sought a temporary restraining order and an order to show cause.

Complainants state that Verizon has announced that it will discontinue providing unbundled switching and access to "UNE-P dependent" line splitting arrangements on September 17, 2004. Complainants allege that they purchase these services from Verizon pursuant to interconnection agreements, and that discontinuing the services will violate the agreements. Complainants state that they meet the Commission's standards for injunctive relief, and they seek a

Commission order enjoining Verizon from discontinuing these services pending resolution of this complaint.

Pursuant to Rule 45(f) of the Commission's Rules of Practice and Procedure, a party has 15 days to respond to a motion "unless the administrative law judge sets a different date." To enable the Commission to obtain and consider Verizon's position in this matter prior to September 17, 2004, it is reasonable to shorten the time to respond to the emergency motion to five days from the date of filing, or to Tuesday, September 14, 2004, by 3 p.m.

All parties shall file and serve all documents according to the Commission's Rules of Practice and Procedure. In addition, electronic mail courtesy copies of all documents shall be provided to all parties, the Assigned Commissioner and Administrative Law Judge, and me on the date filed.

**IT IS SO RULED.**

Dated September 10, 2004, at San Francisco, California.

/s/ ANGELA K. MINKIN

Angela K. Minkin, Chief  
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 Chief Administrative Law Judge's Ruling Shortening Time to Respond to Emergency Motion on all parties of record in this proceeding or their attorneys of record.

Dated September 10, 2004, at San Francisco, California.

/s/ KE HUANG

Ke Huang

**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.