

Jim Jones (ISB #1136)
JIM JONES & ASSOCIATES
1275 Shoreline Lane
Boise, Idaho 83702-6870
Telephone: Boise (208) 385-9200

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2004 DEC 16 PM 4:34
IDAHO PUBLIC
UTILITIES COMMISSION

Attorney for Petitioners/Appellants

IN THE SUPREME COURT OF THE STATE OF IDAHO

IN THE MATTER OF THE JOINT)
PETITION OF ROBERT RYDER, d/b/a)
RADIO PAGING SERVICE, JOSEPH B.)
MCNEAL, d/b/a PAGEDATA AND)
INTERPAGE OF IDAHO, AND)
TEL-CAR, INC., FOR DECLARATORY)
ORDER AND RECOVERY OF)
OVERCHARGES FROM U.S. WEST)
COMMUNICATIONS INC.,)

Docket No. 29175

ROBERT RYDER, d/b/a RADIO)
PAGING SERVICE, et al.,)

Petitioners/Appellants,)

MOTION FOR EXTENSION

vs.)

IDAHO PUBLIC UTILITIES)
COMMISSION,)

Respondent on Appeal,)

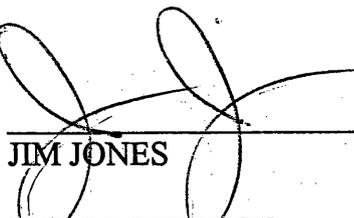
and)

QWEST CORPORATION,)

Respondent-Respondent on)
Appeal.)

COMES NOW counsel for Petitioners/Appellants, Robert Ryder, d/b/a Radio Paging Service, and Joseph B. McNeal, d/b/a PageData and InterPage of Idaho, who move the Court for entry of an order, pursuant to IAR 34(e), extending the due date for the reply/response brief of Petitioners/Appellants for a period of 10 days. Appellants' brief is due on December 20, 2004. A 10-day extension would change the due date to December 30, 2004. Grounds for this motion are set forth in the accompanying Affidavit of Jim Jones.

DATED this 15th day of December, 2004.



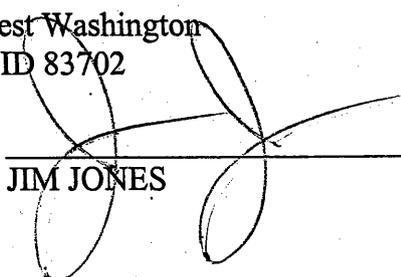
JIM JONES

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 15th day of December, 2004, I caused to be served a true and correct copy of the foregoing MOTION OF EXTENSION by depositing the same in the United States mail, postage prepaid, in an envelope addressed to the following:

WILLIAM J. BATT
Marshall, Batt & Fisher
P.O. Box 1308
Boise, ID 83701

DON HOWELL
Idaho Public Utilities Commission
472 West Washington
Boise, ID 83702



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vs.)

IDAHO PUBLIC UTILITIES)
COMMISSION,)

Respondent on Appeal,)

and)

QWEST CORPORATION,)

Respondent-Respondent on)
Appeal.)

**AFFIDAVIT IN SUPPORT OF
MOTION FOR EXTENSION**

STATE OF IDAHO)
 : ss
County of Ada)

JIM JONES, being duly sworn, deposes and says:

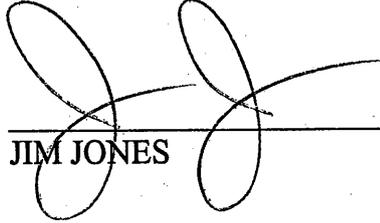
1. I am counsel of record for the Appellants in the above-entitled matter.
2. The due date of Appellants' reply/response brief is December 20, 2004.
3. An extension was previously requested by Appellants on January 8, 2004.

Shortly thereafter, the case was remanded to the Idaho Public Utilities Commission for further proceedings. Appellants requested an extension after the remand for their initial brief and the same was granted.

4. An extension of the filing date for Appellants' reply/response brief is necessary because proceedings are still on-going with regard to an issue involved in the appeal. It is anticipated that an additional order will be issued by the Idaho Public Utilities Commission sometime this week bearing on the question of whether Respondent Qwest Corporation is entitled to an option as to whether to make a cash refund or issue a billing credit. In addition, the Commission may require or encourage a mediation session. One of the Appellants, Tel-Car, Inc., has entered into a settlement agreement with Qwest and there is some potential of resolving the claims of either or both of the other Appellants.

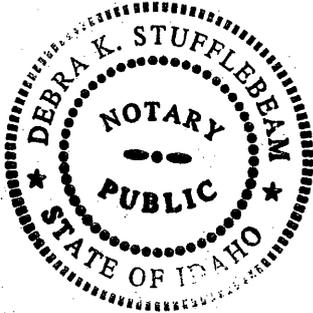
5. Ten (10) additional days would permit the Commission to issue its order and allow the Appellants to prepare their reply/response brief to include issues addressed in the order, as well as providing an additional opportunity for the parties to resolve the claims of the two remaining Appellants.

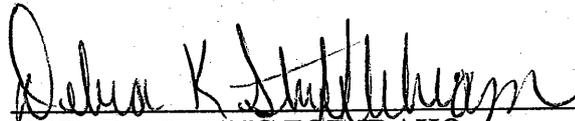
6. Both the counsel for the Commission and for Qwest Corporation have been informed of this motion. The counsel for the Commission has no objection. Counsel for Qwest Corporation does not support the request.



JIM JONES

SUBSCRIBED AND SWORN to before me this 15th day of December, 2004.





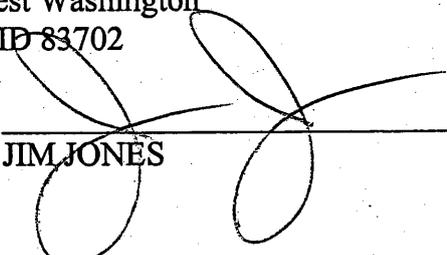
NOTARY PUBLIC FOR IDAHO
Residing at: Caldwell, Idaho
My Commission Expires: 8/29/08

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I HEREBY CERTIFY that on this 15th day of December, 2004, I caused to be served a true and correct copy of the foregoing AFFIDAVIT IN SUPPORT OF MOTION FOR EXTENSION by depositing the same in the United States mail, postage prepaid, in an envelope addressed to the following:

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