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**IN THE SUPREME COURT OF THE STATE OF IDAHO**

IDAHO TELEPHONE ASSOCIATION,  
CITIZENS TELECOMMUNICATIONS  
COMPANY OF IDAHO, CENTURYTEL OF  
IDAHO, CENTURYTEL OF THE GEM  
STATE, POTLATCH TELEPHONE  
COMPANY and ILLUMINET, INC.

Respondents,

vs.

QWEST CORPORATION,

Appellant.

Docket No. 30107 *02-11*  
DC Docket No. QW-T-~~03-01~~

**QWEST CORPORATION'S MOTION  
FOR EXTENSION OF TIME TO FILE  
APPELLANT'S BRIEF AND MOTION TO  
EXPEDITE DECISION THEREON**

**QWEST CORPORATION'S MOTION FOR EXTENSION OF TIME TO FILE  
APPELLANT'S BRIEF AND MOTION TO EXPEDITE DECISION THEREON**

COPY

1. Pursuant to Idaho Appellate Rules 34(e) and 46, Appellant Qwest Corporation (Qwest ), hereby moves for an extension of time in which to file its Appellant's brief, from February 18, 2004 to April 1, 2004. Idaho Appellate Rule 46 provides that "[t]he time prescribed by these rules ... may be enlarged by the Court or any Justice thereof for good cause shown upon the motion of a party." I.A.R. 46 (2003). Idaho Appellate Rule 34(e) requires a "clear showing of good cause" and an affidavit in support of the motion. I.A.R. 34(e) (2003). In accordance with Rule 34(e), Qwest submits the Affidavit of Charles W. Steese, dated January 26, 2004.

2. Qwest's Appellant's Brief is presently due on February 18, 2004. This is the first request for an extension of the deadline to file the Appellant's Brief; no previous requests were made and therefore none have been denied, nor denied in part.

3. Good cause exists for the extension that Qwest seeks. Qwest's lead counsel, Chuck Steese, is involved in a series of proceedings emanating from the Federal Communications Commission's triennial review decision. *In Re Review of the Section 251 Unbundling Obligations of Incumbent Local Exchange Carriers*, FCC 03-36A1 (Rel. Aug. 21, 2003) (the "Triennial Review Order"). These proceedings require several filings in each of ten states (Arizona, Colorado, Iowa, Minnesota, Nebraska, New Mexico, North Dakota, Oregon, Utah, and Washington) between now and the currently scheduled deadline for the Appellant's Brief in this case. Because the FCC specifically requires each of the state commissions to issue decisions from these proceedings on or before July 2, 2004 (see Triennial Review Order, at ¶417), those deadlines cannot be reset.

4. Between now and the due date for the Appellant's brief in this appeal (February 18, 2004), Mr. Steese is responsible for several sets of filings in each of the ten states, including

a filing due in each of ten states on February 17, 2004. These filings are expected to run several hundred pages long. In addition, Mr. Steese has hearings before state commissions for the entire first and third weeks of March (March 1-5, and March 15-19, 2004). Due to these filings and hearings for the proceedings related to the Triennial Review Order, Mr. Steese will have inadequate time to prepare the Appellant's Brief in this matter until after March 19, 2004. Because the Appellant's Brief requires presentation of complex telecommunications facts to the Court, Mr. Steese's participation in the briefing is essential. Qwest therefore requests an extension of the filing deadline for 42 calendar days, from February 18, 2004 to April 1, 2004.

5. *Furthermore, because the present deadline is only (approximately) three weeks out, Qwest moves the Court to expedite its decision on this Motion.*

6. Qwest's counsel conferred with counsel for Respondents Illuminet, Inc., Electric Lightwave, Inc., Citizens Telecommunications Co. of Idaho, and the Idaho Telephone Association, regarding this Motion. Opposing counsel did not determine whether the Respondents will oppose this Motion. The Respondents do not oppose Qwest's Motion to Expedite the Court's Decision on this Motion.

WHEREFORE, Appellant Qwest Corporation requests that the Court extend the deadline in which to file the Appellant's Brief, from February 18, 2004 to April 1, 2004, and that the Court expedite its ruling on this Motion.

RESPECTFULLY SUBMITTED this 26<sup>th</sup> day of January, 2004.

  
Mary S. Hobson  
Stoel Rives, LLP

Charles W. Steese  
Steese & Evans, P.C.

*Attorneys for Qwest Corporation*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 26<sup>th</sup> day of January, 2004, I served the **MOTION FOR EXTENSION TO FILE APPELLANT'S BRIEF AND MOTION TO EXPEDITE DECISION** as follows:

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Deputy Attorney General	<input checked="" type="checkbox"/>	U. S. Mail
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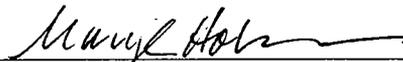
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