DECISION MEMORANDUM

TO:COMMISSIONER HANSEN

COMMISSIONER NELSON

COMMISSIONER SMITH

MYRNA WALTERS

TONYA CLARK

DON HOWELL

STEPHANIE MILLER

JOE CUSICK

DAVE SCHUNKE

DAVID SCOTT

WORKING FILE

FROM:WELDON STUTZMAN

DATE:MAY 22, 1997

RE:CASE NOS. USW-T-97-12/SPR-T-97-1

MOTION TO WITHDRAW PETITION FOR ARBITRATION BY SPRINT COMMUNICATIONS COMPANY.

Sprint Communications Company LP (Sprint) on April 25, 1997, filed a Petition for Arbitration with the Commission.  By its Petition, Sprint requested arbitration of disputed issues for interconnection with U S WEST Communications (U S WEST) so that Sprint could provide local exchange service in the areas served by U S WEST.  On May 21, 1997, Sprint filed a Motion to withdraw its Petition for Arbitration, and also filed a Stipulation and Agreement executed by Sprint and U S WEST.  In its Motion, Sprint states that the Stipulation and Agreement makes the Commission’s arbitration of disputed issues no longer necessary.  Sprint states that it and U S WEST will file a negotiated interconnection agreement within 60 days after the withdrawal of Sprint’s Petition for Arbitration is granted by the Commission.

Commission Rule of Procedure 67 permits a party to withdraw a pleading by filing a Notice of Withdrawal of the pleading with the Commission. Sprint’s Motion satisfies the requirements of Rule 67.

Commission Decision:

Should the Motion by Sprint for withdrawal of its Petition for Arbitration be granted?

Weldon Stutzman

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