



BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

-----	In the Matter of	-----)	
		)	
	PACIFIC LIGHTNET, INC.	)	Docket No. 03-0197
		)	
	Petition for Arbitration Pursuant	)	Order No. 20400
	To 47 U.S.C. § 252(b) of	)	
	Interconnection Rates, Terms, and	)	
	Conditions with Verizon Hawaii Inc.)	)	
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ORDER

I.

By a petition filed on July 10, 2003 ("PLNI's Petition"), PACIFIC LIGHTNET, INC. ("PLNI") petitions the commission for arbitration of certain rates, terms, and conditions for interconnection with VERIZON HAWAII INC. ("Verizon Hawaii"), pursuant to Hawaii Administrative Rules ("HAR") §§ 6-80-6(2) and 6-80-53 and 47 U.S.C. § 252(b).

PLNI served copies of the petition on Verizon Hawaii and the Division of Consumer Advocacy, Department of Commerce and Consumer Affairs ("Consumer Advocate"). By Preliminary Statement of Position filed on August 11, 2003, the Consumer Advocate informed the commission that it will not participate in the instant docket, but requested that it continue to be served with copies of all documents filed with respect to this docket.

On August 4, 2003, Verizon Hawaii filed its response to PLNI's Petition, urging the commission to adopt Verizon Hawaii's proposed language on the outstanding arbitration issues and reject

PLNI's proposed alternative language. On August 4, 2003, Verizon Hawaii also filed a Motion to Appear on Behalf of Verizon Hawaii ("Motion to Appear") and affidavits of attorneys Kimberly A. Newman, Thomas C. Singher, and Michael J. Walsh (collectively "Out-of-State Attorneys"), requesting that the Out-of-State Attorneys be allowed to participate in the representation of Verizon Hawaii in the instant docket, pursuant to HAR §§ 6-61-12(a) and (b)(2).

## II.

### A.

To assist in the efficient disposition of the instant proceeding, we find it necessary to establish procedures and a schedule. Thus, we conclude that PLNI and Verizon Hawaii should meet informally to determine the procedures and schedule with respect to this proceeding, to be set forth in a stipulated prehearing order that shall be submitted for commission approval within 15 days from the date of this order. In the alternative, if the parties are unable to stipulate to such order, we conclude that each party shall submit a proposed prehearing order for the commission's consideration within 15 days from the date of this order.

### B.

HAR § 6-61-12(b)(2) allows, at the commission's discretion, an attorney who is not authorized to practice law in

the State of Hawaii but who associates with a member in good standing of the bar of the State of Hawaii in the presentation of a specific proceeding.

Upon review, the commission finds that the Out-of-State Attorneys should be allowed to participate in the representation of Verizon Hawaii in the instant docket. Accordingly, the commission concludes that Verizon Hawaii's Motion to Appear should be granted.

### III.

#### THE COMMISSION ORDERS:

1. PLNI and Verizon Hawaii shall meet informally to determine the procedures and schedule with respect to this proceeding, to be set forth in a stipulated prehearing order. The stipulated prehearing order shall be submitted for commission approval within 15 days of this order. If the parties to this docket are unable to stipulate to such an order, each party shall submit a proposed prehearing order for the commission's consideration by the same date.


2. Verizon Hawaii's Motion to Appear is granted.

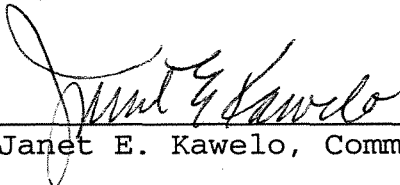
3. In accordance with HAR § 6-61-21(b), PLNI and Verizon Hawaii shall continue to serve two copies of any document filed with the commission upon the Consumer Advocate.

DONE at Honolulu, Hawaii this 28th day of August,  
2003.

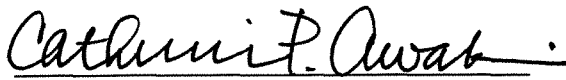
PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By   
Carlito P. Caliboso, Chairman

By   
Wayne H. Kimura, Commissioner

By   
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:

  
Catherine P. Awakuni  
Commission Counsel

03-0197.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 20400 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

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Karen Higashi

DATED: August 28, 2003