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MEMORANDUM

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AZ CORP COMMISSION
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TO: Docket Control

FROM: Ernest G. Johnson
Director
Utilities Division

THRU: Matthew Rowell
Chief, Telecommunications & Energy Section
Utilities Division

DATE: April 2, 2004

RE: IN THE MATTER OF THE APPLICATION OF EL PASO NETWORKS, LLC
REQUESTING CANCELLATION OF ITS CERTIFICATE OF CONVENIENCE &
NECESSITY TO PROVIDE COMPETITIVE RESOLD INTEREXCHANGE,
FACILITIES-BASED INTEREXCHANGE, RESOLD LOCAL AND FACILITIES-
BASED LOCAL EXCHANGE TELECOMMUNICATIONS SERVICES IN
ARIZONA. (DOCKET NO. T-03987A-04-0156)

Attached is the Staff Report of the application of El Paso Networks, LLC for cancellation of its Certificate of Convenience and Necessity ("CC&N"). Staff recommends cancellation of the CC&N.

Originator: Adam Lebrecht

Attachment: Original and Sixteen Copies

Arizona Corporation Commission
DOCKETED

MAR 30 2004

DOCKETED BY

STAFF REPORT
UTILITIES DIVISION
ARIZONA CORPORATION COMMISSION

EL PASO NETWORKS, LLC
DOCKET NO. T-03987A-04-0156

IN THE MATTER OF THE APPLICATION OF EL PASO NETWORKS, LLC FOR
CANCELLATION OF ITS CERTIFICATE OF CONVENIENCE AND NECESSITY TO
PROVIDE COMPETITIVE TELECOMMUNICATIONS SERVICES IN ARIZONA

STAFF ACKNOWLEDGEMENT

The Staff Report for El Paso Networks, LLC, Docket No T-03987A-04-0156, was the responsibility of the staff member listed below. Adam Lebrecht was responsible for the review and analysis of the Company's application to cancel its Certificate of Convenience and Necessity.

A handwritten signature in black ink, appearing to read 'AL', is positioned above a horizontal line.

ADAM LEBRECHT
Executive Consultant I

Introduction

On March 1, 2004, El Paso Networks, LLC ("El Paso Networks") filed an application with the Arizona Corporation Commission ("Commission") requesting approval to cancel its Certificate of Convenience and Necessity ("CC&N").

Background

On August 6, 2001, the Commission, in Decision No. 63930, originally granted a CC&N to El Paso Networks to provide resold long distance, facilities-based long distance, resold local and facilities-based local exchange service in Arizona.

El Paso Networks requests Commission approval to discontinue its authority to provide resold long distance, facilities-based long distance, resold local and facilities-based local exchange telecommunications services, abandon its CC&N and revoke its tariff in Arizona.

Staff Analysis

El Paso Networks filed its application to cancel its CC&N on March 1, 2004. El Paso Networks is no longer providing resold long distance, facilities-based long distance, resold local or facilities-based local exchange telecommunications services in Arizona and has no customers.

Consumer Services Staff has indicated that there are no open complaints, inquiries or opinions concerning El Paso Networks. El Paso Networks has informed Staff that all customer deposits and/or prepayments were reimbursed to the customers prior to its request to cancel its CC&N. Consequently, there is no risk that an advance, deposit and/or prepayment of funds from Arizona customers would be lost by canceling El Paso Networks' CC&N.

Since there are numerous other carriers offering similar services, Staff believes granting this application for cancellation of El Paso Networks' CC&N is in the public interest.

Recommendations

Staff recommends the cancellation of El Paso Networks' CC&N.

Upon cancellation of its CC&N, El Paso Networks will no longer be authorized to provide resold long distance, facilities-based long distance, resold local or facilities-based local exchange service in Arizona and therefore, will no longer be subject to the requirements of Decision No. 63930.

SERVICE LIST FOR: EL PASO NETWORKS, LLC

DOCKET NO. T-03987A-04-0156

Ms. Sharon Belcher
El Paso Global Networks
1001 Louisiana Street
Houston, Texas 77002

Mr. Ernest G. Johnson
Arizona Corporation Commission
Utilities Division
1200 West Washington
Phoenix, Arizona 85007

Mr. Christopher C. Kempley
Arizona Corporation Commission
Legal Division
1200 West Washington
Phoenix, Arizona 85007

Ms. Lyn Farmer
Chief Administrative Law Judge
Arizona Corporation Commission
Hearing Division
1200 West Washington
Phoenix, Arizona 85007

Adam

NEW APPLICATION



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RLEC, ILEC, R-LD,
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February 27, 2004

2004 MAR -1 P 2: 28

Via Certified Mail, #7003 2260 0003 0341 8380
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Mr. John Bostick, Director
Arizona Corporation Commission
Telecommunications Division
1200 W. Washington St.
Phoenix, AZ 85007

T-03987A-04-0156

Re: Surrender of Certificate of Convenience and Necessity

Dear Mr. Bostick:

El Paso Networks, LLC (the "Company") wishes to voluntarily surrender its Certificate of Convenience and Necessity, granted on August 6, 2001, in docket number T-03987A-01-0109, decision number 63930, without prejudice. The Company has not provided telecommunications services to customers in Arizona, nor does it have any loop, transport or switching facilities in the state.

Please let me know if you require further action on the Company's part. If I do not hear from you, I will assume that this letter effectuates the surrender.

Sincerely,

Sharon Belcher
Senior Paralegal
1001 Louisiana St.
Houston, TX 77002
Phone: (713) 420-7140
Fax: (713) 445-8242
E-mail: sharon.belcher@elpaso.com

cc: Bryan Neskora
Tony Sanna
Basil Nichols, Senior Counsel

9/15/04



T-03987A-04-0156

Fax Transmittal Coversheet

Date and Time: March 11, 2004, 1:43 PM

Pages Sent: 0 +coversheet

Name of Recipient: Adam

Company of Recipient: Arizona Corporation Commission

Complete Address:

Fax Number: 602-542-2129

Name of Sender: Sharon Belcher

Phone Number: 713-420-7140

Fax Number: 713-445-8242

Comments: Adam,

This is to confirm that neither El Paso Networks, LLC nor El Paso Global Networks Company collected deposits or pre-payments from customers in Arizona, therefore have no deposits nor pre-payments to return. Please let me know if you require additional information. Thank you for your assistance.

Sharon Belcher
Senior Paralegal
1001 Louisiana St.
Houston, TX 77002