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AZ CORP COMMISSION
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BEFORE THE ARIZONA CORPORATION COMMISSION

MARC SPITZER
Chairman
WILLIAM A. MUNDELL
Commissioner
JEFF HATCH-MILLER
Commissioner
MIKE GLEASON
Commissioner
KRISTIN K. MAYES
Commissioner

Arizona Corporation Commission
DOCKETED

JAN - 6 2004

DOCKETED BY *CM*

UTILITIES DIVISION STAFF)
Complainant,)
v.)
ESCHELON TELECOM OF)
ARIZONA, INC.)
Respondent.)

Docket No. T-03406A-03-0888

**MOTION AND CONSENT
OF LOCAL COUNSEL FOR PRO
HAC VICE ADMISSION OF
DENNIS D. AHLERS**

Thomas H. Campbell, pursuant to Rule 33(c) and (d) Rules of the Supreme Court, moves the Commission Hearing Division to admit Dennis D. Ahlers as counsel pro hac vice in this action.

Pursuant to Rule 33(c) and (d) Rules of the Supreme Court, the following exhibits are attached hereto:

1. the original Verified Application;
2. the original Certificate of Good Standing; and
3. the State Bar of Arizona Notice of Receipt of Complete Application.

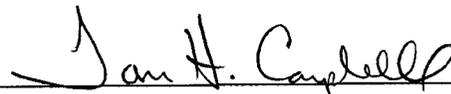
The filing fee as required by Rule 33(d) has been submitted to the State Bar of Arizona.

Thomas H. Campbell hereby agrees to serve as designated local counsel for the subject case.

A proposed order admitting Dennis D. Ahlers accompanies this motion.

RESPECTFULLY SUBMITTED this 5th day of January, 2004.

LEWIS AND ROCA LLP



Thomas H. Campbell
Michael T. Hallam
40 N. Central Avenue
Phoenix, Arizona 85004

Attorneys for Eschelon Telecom of Arizona, Inc.

ORIGINAL and thirteen (13) copies
of the foregoing filed this 5th day of
January, 2004, with:

The Arizona Corporation Commission
Utilities Division – Docket Control
1200 W. Washington Street
Phoenix, Arizona 85007

COPIES of the foregoing
hand-delivered this 5th day of January, 2004, to:

Jane Rodda, Administrative Law Judge
Hearing Division
Arizona Corporation Commission
1200 W. Washington Street
Phoenix, Arizona 85007

1 Gary H. Horton, Legal Division
2 Arizona Corporation Commission
3 1200 W. Washington Street
4 Phoenix, Arizona 85007

4 Ernest G. Johnson, Director
5 Utilities Division
6 Arizona Corporation Commission
7 1200 W. Washington Street
8 Phoenix, Arizona 85007

8
9 COPY of the foregoing mailed
10 this 5th day of January, 2004, to:

10 Timothy Berg
11 Theresa Dwyer
12 Fennemore Craig, P.C.
13 3003 N. Central Avenue
14 Suite 2600
15 Phoenix, Arizona 85012

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Betty J. Griffin

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For Official Use Only
App# <u>1005806</u>
Pro Hac ID # <u>P150007</u>

**NONRESIDENT ATTORNEY
PRO HAC VICE APPLICATION**

Name: Dennis D. Ahlers
 Residence Address: 2411 East 114th Street, Burnsville, MN 55337
 Office Address: 730 Second Avenue South, Suite 1200, Minneapolis, MN 55402
 Telephone: 612-436-6249 Fax: 612-436-6816

Title of cause or case where applicant seeks to appear: Utilities Division Staff v. Eschelon Communications, Inc.
 Docket Number: T-00000A-03-0888
 Court, Board, or Administrative Agency: Arizona Corporation Commission
 Party on whose behalf applicant seeks to appear: Eschelon Telecom, Inc.

Courts to Which Applicant Has Been Admitted:	Date of Admission:	Bar Number:
<u>Minnesota Supreme Court</u>	<u>02/10/1984</u>	<u>0154386</u>
<u>U.S. District Court, MN</u>	<u>01/09/1989</u>	-----
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Applicant is a member in good standing in such courts.

Applicant is not currently disbarred or suspended in any court.

Applicant is / is not (select one) currently subject to any pending disciplinary proceeding or investigation by any court, agency or organization authorized to discipline attorneys at law.

Jurisdiction(s) Where Discipline Matter Pending:	Nature of Matter Under Investigation:	Name / Address of Disciplinary Authority:
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Applicant has / has not (select one) been disciplined by any court, agency or organization authorized to discipline attorneys at law.

In the preceding three (3) years, applicant has filed applications to appear as counsel under Rule 33, Arizona Rules of Supreme Court in the following:

Title of Matter:	Docket #:	Court or Agency:	Application Granted? (Y/N)
<u>Eschelon of AZ v. Qwest</u>	<u>T-01051B-03-0668</u>	<u>AZ Corp. Commission</u>	<u>Y</u>
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Name of local counsel: Thomas H. Campbell
State Bar of Arizona Number: 006312
Address: 40 North Central Avenue, Phoenix, AZ 85004-4429

Telephone : 602-262-5723 Fax: 602-634-3841

Name(s) of each party in this cause and name and address of all counsel of record:

Party:	Counsel of Record:	Address:
<u>ACC</u>	<u>Gary H. Horton</u>	<u>1200 W. Washington Street, Phoenix, AZ 85007</u>
<u>ACC</u>	<u>Ernest Johson</u>	<u>1200 W. Washington Street, Phoenix, AZ 85007</u>
<u>ACC</u>	<u>Christopher Kempley</u>	<u>1200 W. Washington Street, Phoenix, AZ 85007</u>
<u>Qwest</u>	<u>Timothy Berg</u>	<u>3003 N. Central Ave., Suite 2600, Phoenix, AZ 85012</u>

Applicant is including with this application a nonrefundable application fee, payable to the State Bar of Arizona, in the amount of \$348.50.

This case or cause is / is not (select one) a related or consolidated matter for which applicant has previously applied to appear pro hac vice in Arizona. If this matter is a related or consolidated with any previous application, applicant certifies the following:

Applicant certifies the following:

1. Applicant shall be subject to the jurisdiction of the courts and agencies of the State of Arizona and to the State Bar of Arizona with respect to the law of this state governing the conduct of attorneys to the same extent as an active member of the State Bar of Arizona, as provided in Rule 46(b) Rules of the Supreme Court.
2. Applicant will review and comply with appropriate rules of procedure as required in the underlying cause.
3. Applicant understands and shall comply with the standards of conduct required of members of the State Bar of Arizona.

Verification

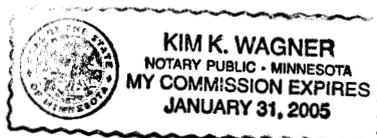
STATE OF MINNESOTA
County of HENNEPIN) ss.

I, the Applicant, swear that all statements in the application are true, correct and complete to the best of my knowledge and belief.

Dated: 12/17/03

Applicant's signature Dennis D. Ahle

SUBSCRIBED AND SWORN TO before me this 17th day of December, 2003 by
Dennis Ahlers
Name of Applicant



Kim K. Wagner
Notary Public

**STATE OF MINNESOTA
IN SUPREME COURT**

Certificate of Good Standing

This is to certify that the following attorney is in good standing.

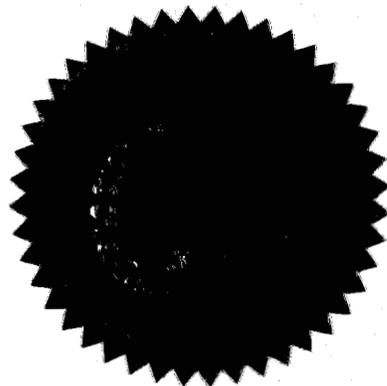
DENNIS D AHLERS

was duly admitted to practice as an attorney and counselor at law in all the courts of this state on

February 10, 1984

Given under my hand and seal of this court on

November 21, 2003



Frederick K. Grittner

Frederick K. Grittner
Clerk of Appellate Courts

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BEFORE THE ARIZONA CORPORATION COMMISSION

MARC SPITZER
Chairman
WILLIAM A. MUNDELL
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MIKE GLEASON
Commissioner
KRISTIN K. MAYES
Commissioner

UTILITIES DIVISION STAFF)
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Complainant,)
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v.)
)
ESCHELON TELECOM OF)
ARIZONA, INC.)
)
Respondent.)
_____)

Docket No. T-03406A-03-0888

**ORDER FOR PRO HAC VICE
ADMISSION OF
DENNIS D. AHLERS**

Based upon the motion for admission Pro Hac Vice of Dennis D. Ahlers and the consent to appear as local counsel by Thomas H. Campbell,

IT IS HEREBY ORDERED that Dennis D. Ahlers be admitted Pro Hac Vice as counsel for Eschelon Telecom of Arizona, Inc. in the above-entitled matter.

DATED this ____ day of January, 2004.

Jane Rodda
Administrative Law Judge