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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

COMMISSIONERS

DOCKETED

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ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

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

DOCKETED BY

IN THE MATTER OF THE APPLICATION OF
BCE NEXXIA CORPORATION FOR A
CERTIFICATE OF CONVENIENCE AND
NECESSITY TO PROVIDE FACILITIES-BASED
INTEREXCHANGE SERVICES AND PETITION
FOR COMPETITIVE CLASSIFICATION OF
PROPOSED SERVICES WITH THE STATE OF
ARIZONA.

DOCKET NO. T-04200A-03-0550

PROCEDURAL ORDER

BY THE COMMISSION:

On August 5, 2003, BCE Nexxia Corporation ("Applicant" or "BCE") submitted to the Arizona Corporation Commission ("Commission") an application for a Certificate of Convenience and Necessity ("Certificate") to provide facilities-based interexchange telecommunications services within the State of Arizona. The Application petitioned the Commission for determination that its proposed services should be classified as competitive.

On October 21, 2003, the Commission's Utilities Division Staff ("Staff") filed its Staff Report.

Accordingly, the matter should be set for hearing.

Pursuant to A.A.C. R14-3-101, the Commission now issues this Procedural Order to govern the preparation and conduct of this proceeding.

IT IS THEREFORE ORDERED that the hearing on the above application and petition of Applicant shall commence on **January 15, 2004 at 2:00 p.m.**, or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona 85007.

IT IS FURTHER ORDERED that Applicant shall publish notice of its filing and the hearing, as stated below, in a newspaper(s) of general circulation in every county in Arizona in which Applicant desires to provide service by November 21, 2003, and shall file Affidavits of Publication with the Commission no later than December 5, 2003.

1 **IN THE MATTER OF THE APPLICATION OF BCE NEXXIA CORPORATION**
2 **FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY**
3 **TO PROVIDE FACILITIES-BASED INTEREXCHANGE**
4 **TELECOMMUNICATIONS SERVICES AND PETITION FOR COMPETITIVE**
5 **CLASSIFICATION OF PROPOSED SERVICES**
6 **WITHIN THE STATE OF ARIZONA**
7 **Docket No. T-04200A-03-0550**

8 BCE Nexxia Corporation ("Applicant") has filed with the Arizona Corporation
9 Commission ("Commission") an application for a Certificate of Convenience and
10 Necessity ("Certificate") to provide competitive facilities-based interexchange
11 telecommunications services in the State of Arizona. Applicant will be required by
12 the Commission to provide this service under the rates and charges and terms and
13 conditions established by the Commission.

14 The application, report of the Commission's Utilities Division Staff, and any
15 written exceptions to the staff report prepared by the applicant are available for
16 inspection during regular business hours at the offices of the Commission located at
17 1200 West Washington Street, Phoenix, Arizona 85007, and at Applicant, [address].

18 Under appropriate circumstances, interested parties may intervene in the
19 proceedings and participate as a party. You may have the right to intervene in the
20 proceeding, or you may make a statement for the record. Intervention shall be in
21 accordance with A.A.C. R14-3-105, except that all motions to intervene must be filed
22 on or before December 31, 2003. Persons desiring to intervene must file a written
23 motion to intervene with the Commission and send such motion to the Company or its
24 counsel and to all parties of record, and which at the minimum, shall contain the
25 following:

26 1. The name, address, and telephone number of the proposed intervenor and of
27 any party upon whom service of documents is to be made if different than the
28 intervenor.

2. A short statement of the proposed intervenor's interest in the proceeding
(e.g. a customer of the company, a shareholder of the company, a competitor, etc.).

3. A statement certifying that a copy of the motion to intervene has been
mailed to the Company or its counsel and to all parties of record in the case.

A.A.C. R14-3-105 shall govern the granting of motions to intervene. The
granting of intervention, among other things, entitles a party to present sworn evidence
at the hearing and to cross-examine other witnesses. However, failure to intervene
will not preclude any interested person or entity from appearing at the hearing and
making a statement on their own behalf. The hearing is scheduled to commence on
January 15, 2004 at 2:00 p.m. at the Arizona Corporation Commission, 1200 West
Washington Street, Phoenix, Arizona 85007. Please check with the Commission for
any changes to the scheduled hearing date.

If you have any comments, mail them to:

The Arizona Corporation Commission
Attention Docket Control
re: BCE Nexxia Corporation
T-04200A-03-0550
1200 West Washington Street
Phoenix, Arizona 85007

1 If you have any questions about this application, or want information on
2 intervention, you may contact the Consumer Services Section of the Commission at
1200 West Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000.

3 The Commission does not discriminate on the basis of disability in admission
4 to its public meetings. Persons with a disability may request reasonable
5 accommodations such as sign language interpreter, as well as request this document in
6 an alternative format, by contacting Yvonne McFarlin, ADA Coordinator, voice phone
number 602/542-3931. Requests should be made as early as possible to allow time to
arrange the accommodation.

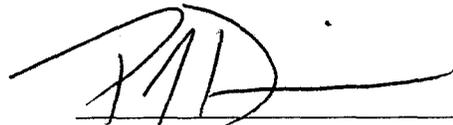
7 IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,
8 except that all motions to intervene must be filed on or before December 31, 2003.

9 IT IS FURTHER ORDERED that any objections to motions to intervene must be filed on or
10 before January 9, 2004.

11 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
12 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

13 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized
14 Communications) applies to this proceeding as the matter is not set for public hearing.

15 DATED this 27 day of October, 2003.

16 
17 _____
18 PHILIP J. DION III
19 ADMINISTRATIVE LAW JUDGE

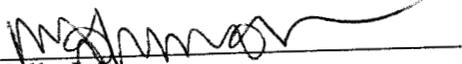
20 Copies of the foregoing mailed/delivered
21 this 27 day of October, 2003 to:

22 Matthew Vitale
23 Coudert Brother, LLP
24 1627 I Street NW
25 Washington, DC 20006-4007

26 Christopher Kempley, Chief Counsel
27 Legal Division
28 ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

Ernest Johnson, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

1 ARIZONA REPORTING SERVICE, INC.
2 2627 N. Third Street, Suite Three
3 Phoenix, Arizona 85004-1104

4 By: 
5 Molly Johnson
6 Secretary to Philip J. Dion III
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15
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 - Attach "Return Receipt Requested" on the flap.
 - The Return Receipt Fee will provide you with delivery.

1. Article Addressed to:
Matthew Vitale
Coudert Brother,
1627 I Street NW
Washington, DC

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Signature - (Addressee or Agent)

PS Form 3811 **T-04200A**

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PS FORM 3800 **T-04200A-03-0550**



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	RETURN RECEIPT FEE	\$ 0.00	
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REORDER FROM LASER SUBSTRATES INC 800-538-4900