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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

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KRISTIN K. MAYES

2004 SEP -3 A 10: 34

AZ CORP COMMISSION  
DOCUMENT CONTROL

Arizona Corporation Commission

DOCKETED

SEP - 3 2004

DOCKETED BY *CR*

DOCKET NO. T-04248A-04-0239

IN THE MATTER OF THE APPLICATION OF  
WWC LICENSE LLC ("WESTERN WIRELESS  
CORPORATION") FOR DESIGNATION AS AN  
ELIGIBLE TELECOMMUNICATIONS CARRIER  
AND REDEFINITION OF RURAL TELEPHONE  
COMPANY SERVICE AREA.

PROCEDURAL ORDER

BY THE COMMISSION:

On March 26, 2004, WWC License LLC dba CellularOne ("Western Wireless") filed the above-captioned application with the Arizona Corporation Commission ("Commission").

On August 17, 2004, Western Wireless filed a Request for Procedural Conference to address the timing and conduct of the proceeding in this docket. A procedural conference was held as scheduled on September 2, 2004. Western Wireless, Arizona Local Exchange Carriers Association ("ALECA"), Verizon California Inc. ("Verizon") and the Commission's Utilities Division Staff ("Staff") entered appearances through counsel. As of this date, neither ALECA nor Verizon have filed intervention requests in this docket.

At the procedural conference, Western Wireless stated that it has been complying with discovery requests from Staff in this matter, and requested the establishment of notice requirements and an intervention deadline.

Staff stated that it anticipated that it could file a Staff Report on the application within 120 days. ALECA stated that it anticipated that it could file initial comments on the application within 30 days, and that it could file a response to the Staff Report within approximately 30 days following that filing.

A hearing on the application has not been requested.

It is reasonable to establish notice requirements at this time that include procedural deadlines for requesting intervention and/or a hearing on the application; and to establish procedural deadlines for the filing of a Staff Report on the application, and the filing of responses thereto.

In order to assure that interested entities have notice of the application, Western Wireless should provide copies of the application to all carriers with wire centers located in the requested ETC

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1 service area; to any carrier holding an ETC designation in the requested ETC area or with an  
 2 application pending for an ETC designation in the requested ETC area; and to any Native American  
 3 communities within the requested area. Notice of the application should also be published in the  
 requested ETC designation area.

4 IT IS THEREFORE ORDERED that WWC License LLC dba CellularOne shall provide a  
 5 copy of its application, and of this Procedural Order, to all carriers with wire centers located in the  
 6 requested ETC service area; to any carrier holding an ETC designation in the requested ETC area or  
 7 with an application pending for an ETC designation in the requested ETC area; and to any Native  
 American communities within the requested area; via Certified U.S. Mail, by September 30, 2004.

8 IT IS FURTHER ORDERED that WWC License LLC dba CellularOne shall cause to be  
 9 published in newspapers of general circulation in the requested ETC service area, by September 30,  
 10 2004, public notice of its application in the following form:

11 **NOTICE OF THE APPLICATION OF WWC LICENSE LLC dba CELLULAR ONE**  
 12 **("WESTERN WIRELESS CORPORATION") FOR DESIGNATION AS AN**  
 13 **ELIGIBLE TELECOMMUNICATIONS CARRIER AND REDEFINITION OF**  
 14 **RURAL TELEPHONE COMPANY SERVICE AREA.**  
 15 **Docket No. T-04248A-04-0239**

16 WWC License LLC dba CellularOne ("Cellular One" or "Company") has filed  
 17 with the Arizona Corporation Commission ("Commission") an application for  
 18 designation as an Eligible Telecommunications Carrier ("ETC") for federal universal  
 service funding. By its application, Cellular One is seeking ETC designation as a  
 wireless provider in areas of Arizona served by Qwest Corporation in Somerton,  
 Wellton and Yuma, and in areas of Arizona served by Rio Virgin Telephone  
 Company, Inc., Southwestern Telephone Company, and Verizon California Inc.  
 Cellular One is also proposing that certain rural service areas of Verizon California,  
 Inc. be redefined for ETC purposes.

19 The application will be available for inspection during regular business hours  
 20 at the offices of the Commission located at 1200 West Washington Street, Phoenix,  
 Arizona 85007, and at the offices of the Applicant, [APPLICANT INSERT  
 ADDRESS].

21 Under appropriate circumstances, interested parties may intervene in this  
 22 proceeding and participate as a party. A.A.C. R14-3-105 governs the granting of  
 23 motions to intervene. Persons desiring to intervene must file a written motion to  
 24 intervene with the Commission and send such motion to the Company or its counsel  
 and to all parties of record no later than **October 29, 2004**. The motion to intervene  
 must contain the following:

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

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

1 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.

2 Intervention is not required to make comments on this application. If you have any  
3 comments, you may submit them via email (visit  
<http://www.cc.state.az.us/utility/cons/index.htm> for instructions), or mail them to:

4 The Arizona Corporation Commission  
5 Attention Docket Control  
6 re: WWC License LLC dba CellularOne  
7 Docket No. T-04248A-04-0239  
8 1200 West Washington Street  
9 Phoenix, Arizona 85007

10 If you have any questions about this application, or want further information  
11 on intervention, you may contact the Consumer Services Section of the Commission at  
12 1200 West Washington Street, Phoenix, Arizona 85007, visit the Arizona Corporation  
13 Commission's webpage at <http://www.cc.state.az.us/utility/forms/index.htm>, or call 1-  
800-222-7000.

14 The Commission does not discriminate on the basis of disability in admission  
15 to its public meetings. Persons with a disability may request reasonable  
16 accommodations such as a sign language interpreter, as well as request this document  
17 in an alternative format, by contacting Yvonne McFarlin, ADA Coordinator, voice  
18 phone number 602/542-3931, E-Mail [ymcfarlin@cc.state.az.us](mailto:ymcfarlin@cc.state.az.us). Requests should be  
made as early as possible to allow time to arrange the accommodation.

19 IT IS FURTHER ORDERED that WWC License LLC dba CellularOne shall file verification  
20 of the above-ordered mailing and publication as soon as practicable after mailing and publication  
21 have been completed.

22 IT IS FURTHER ORDERED that notice shall be deemed complete upon publication of same,  
23 notwithstanding the failure of an individual to read or receive the notice.

24 IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,  
25 except that all motions to intervene must be filed on or before October 29, 2004.

26 IT IS FURTHER ORDERED that any requests for a hearing shall be filed no later than  
27 October 29, 2004.

28 IT IS FURTHER ORDERED that Staff shall file a report on the application by December 31,  
2004.

IT IS FURTHER ORDERED that any responses to the Staff Report shall be filed no later than  
January 28, 2004.

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1 IT IS FURTHER ORDERED that the presiding Administrative Law Judge may rescind, alter,  
2 amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by  
3 ruling at hearing.

4 DATED this 3<sup>d</sup> day of September, 2004.

5  
6   
7 TEENA WOLFE  
8 ADMINISTRATIVE LAW JUDGE  
9

10 Copies of the foregoing mailed/delivered  
11 this 3 day of August, 2004 to:

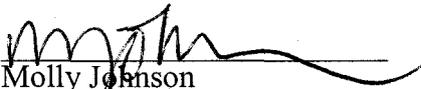
12 Philip R. Schenkenberg  
13 BRIGGS & MORGAN  
14 2200 First National Bank Bldg.  
15 St. Paul, MN 55101

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