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FROM: Ernest G. ^{EGD}Johnson
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THRU: Wilfred Shand, Jr. ^{MR for WS}
Manager, Telecommunications & Energy Section
Utilities Division

Matthew Rowell ^{MR}
Chief, Telecommunications & Energy Section
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DATE: September 13, 2004

RE: STATUS REPORT IN THE MATTER OF THE APPLICATION OF COMTECH21,
LLC TO EXTEND THEIR CERTIFICATE OF CONVENIENCE AND NECESSITY
FOR RESOLD LONG DISTANCE (DOCKET NO. T-04080A-04-0034)

Arizona Corporation Commission
DOCKETED

SEP 13 2004

DOCKETED BY

On January 21, 2004, ComTech21, LLC ("ComTech21") filed an application to extend its Certificate of Convenience and Necessity ("CC&N") to include resold interexchange telecommunications services in Arizona. Arizona Corporation Commission Staff ("Staff") sent ComTech21 a Data Request via certified mail on January 22, 2004. The Data Request indicated the items in the application that were not sufficient and explained that a failure to respond would result in Staff recommending termination of ComTech21's application to provide resold interexchange service as per R14-2-1103(B)3 and R14-2-510(E)3.

On March 23, 2004, March 29, 2004, April 12, 2004 and May 7, 2004, ComTech21 submitted information to the Commission pertaining to Staff's January 22, 2004 Data Request.

On August 24, 2004, the Hearing Division of the Arizona Corporation Commission ("Hearing") issued a procedural order which ordered Staff to file a Status Report which sets forth its recommendation with regard to the action to be taken on ComTech21's application.

Because of the Legal Division's concerns regarding the implications of the Phelps Dodge Decision, Staff sent ComTech21 a Second Set of Data Requests concerning ComTech21's rates and how they are determined on September 9, 2004.

Because Staff has received a response to its First Set of Data Requests and has sent a Second Set of Data Requests to ComTech21, Staff recommends Docket Number T-04080A-04-0034 remain open.

Originator: Adam Lebrecht

Attachment: Original and Sixteen Copies

SERVICE LIST FOR: ComTech21, LLC

DOCKET NO. T-04240A-04-0115

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