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EXCEPTION 12

ORIGINAL

BEFORE THE ARIZONA CORPORATION COMMISSION

1
2 WILLIAM A. MUNDELL
3 Chairman
4 JIM IRVIN
5 Commissioner
6 MARC SPITZER
7 Commissioner

Arizona Corporation Commission

DOCKETED

MAR 23 2001

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RECEIVED

7 IN THE MATTER OF THE APPLICATION
8 OF GTE COMMUNICATIONS
9 CORPORATION FOR A COMPETITIVE
10 CERTIFICATE OF PUBLIC
11 CONVENIENCE AND NECESSITY
12 AUTHORIZING INTER-EXCHANGE
13 FACILITIES-BASED SERVICES AND THE
14 CONSTRUCTION AND OPERATION OF A
15 COMPETITIVE INTER-EXCHANGE
16 LONG DISTANCE
17 TELECOMMUNICATIONS SYSTEM
18 THROUGHOUT THE STATE OF
19 ARIZONA

DOCKET NO. T-03258A-00-0326

0325

15 IN THE MATTER OF THE APPLICATION
16 OF GTE COMMUNICATIONS
17 CORPORATION FOR AUTHORITY TO
18 OPERATE AS A PROVIDER OF
19 ALTERNATIVE OPERATOR SERVICES
20 STATEWIDE IN ARIZONA

DOCKET NO. T-03258A-97-0568 ✓

19 IN THE MATTER OF THE APPLICATION
20 OF GTE COMMUNICATIONS
21 CORPORATION FOR A COMPETITIVE
22 CERTIFICATE OF PUBLIC
23 CONVENIENCE AND NECESSITY
24 AUTHORIZING LOCAL EXCHANGE
25 SERVICES VIA RESALE AND THE
26 CONSTRUCTION AND OPERATION OF A
COMPETITIVE LOCAL EXCHANGE
TELECOMMUNICATIONS SYSTEM
THROUGHOUT THE CURRENT LOCAL
EXCHANGE OPERATING AREAS IN THE

DOCKET NO. T-03258A-97-0545

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1 STATE OF ARIZONA OF US WEST
2 COMMUNICATIONS, INC.; AND
3 CITIZENS UTILITIES COMPANY AND
AFFILIATES

4 IN THE MATTER OF THE APPLICATION
5 OF GTE COMMUNICATIONS
6 CORPORATION FOR A CERTIFICATE OF
7 PUBLIC CONVENIENCE AND
NECESSITY TO PROVIDE COMPETITIVE
INTRASTATE TELECOMMUNICATIONS
SERVICES AS A RESELLER

DOCKET NO. T-03258A-96-0492

8
9 **AMENDED EXCEPTIONS TO THE RECOMMENDED OPINION**
10 **AND ORDER OF VERIZON SELECT SERVICES INC.**

11 Verizon Select Services Inc., fka GTE Communications Corporation (“Verizon”),
12 hereby submits its Amended Exceptions to the Recommended Opinion and Order
13 (“Recommended Order”) filed in the above captioned matters on March 13, 2001. These
14 exceptions are identical to those filed March 22, 2001, excepting for the correction of
15 certain typographical and formatting errors. As noted in the March 22nd filing, Verizon
16 had discussed its original Exceptions with Arizona Corporation Commission
17 (“Commission”) Utilities Division Staff (“Staff”), which does not object to Verizon’s
18 suggested changes to the Recommended Order.

19
20 **I. FINDING OF FACT NO. 17(h) IN THE RECOMMENDED ORDER**
21 **IS INCONSISTENT WITH STAFF’S RECOMMENDATIONS HEREIN**
AND WITH THE OTHER FINDINGS OF THE RECOMMENDED ORDER

22 At hearing, Staff and Verizon agreed that various filings related to the provision of
23 local exchange service should be triggered by the Commission’s approval of an
24 interconnection and/or resale agreement between Verizon and an incumbent local
25 exchange carrier (“ILEC”), or, alternatively, by its actual provision of local service, rather
26 than by entry of the Recommended Order. This concept is, in fact, adopted in Finding of

1 Fact No. 17(a), but was not reflected in Finding of Fact No. 17(h) ["FOF 17(h)"]. Since
2 911 service is almost universally provided by ILECs as part of their interconnection
3 and/or resale agreements with competitive carriers such as Verizon, and since Verizon
4 cannot, as a practical matter, begin providing local exchange service until it has an
5 interconnection and/or resale agreement, Verizon would be unable to comply with the
6 literal requirement of FOF 17(h). Verizon requests that FOF 17(h) be modified to read:

7 Verizon be ordered to certify, through the 911 service provider
8 in the area in which it intends to provide service, that all issues
9 associated with the provision of 911 service have been
10 resolved with the emergency service providers within 30 days
11 of the approval by the Commission of an interconnection
12 and/or resale agreement between Verizon and such 911
13 service provider(s).

14 **II. FINDING OF FACT NO. 18(a)**

15 Finding of Fact No. 18(a) ["FOF 18(a)"] provides for the filing of Verizon's
16 consolidated long-distance and AOS tariff, as modified by the Recommended Order,
17 within 30 days of the effective date of the Recommended Order. No filing date is set for
18 Verizon's local exchange tariff. Consistent with the balance of the Recommended Order,
19 Verizon suggests the following additional sentence be added to FOF 18(a):

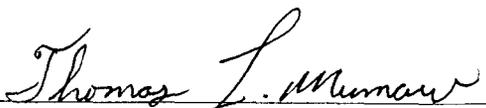
20 Verizon shall file its authorized local exchange tariff, as
21 modified herein, within 30 days of the Commission's approval
22 of an interconnection and/or resale agreement between
23 Verizon and an incumbent local exchange carrier.

24 **III. CONCLUSION**

25 Verizon is gratified to finally receive a favorable Recommended Order in this
26 proceeding. With the minor changes noted above, both of which are acceptable to Staff,
Verizon urges the Commission's adoption of the Recommended Order.

1 RESPECTFULLY SUBMITTED this 23rd day of March, 2001.

2 SNELL & WILMER

3
4 By 
5 Thomas L. Mumaw, Esq

6 Attorneys for Verizon Select Services Inc.

7 ORIGINAL AND TEN (10) copies
8 filed this 23rd day of March, 2001, with:

9 Docket Control
10 Arizona Corporation Commission
11 1200 West Washington Street
12 Phoenix, Arizona 85007

13 COPIES mailed/hand delivered/faxed this
14 22nd day of March 2001, to:

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16 Administrative Law Judge
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