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EXCEPTION ¹²

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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 22 2001

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DOCKET NO. T-03258A-00-0326

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

16 IN THE MATTER OF THE APPLICATION
17 OF GTE COMMUNICATIONS
18 CORPORATION FOR AUTHORITY TO
19 OPERATE AS A PROVIDER OF
20 ALTERNATIVE OPERATOR SERVICES
21 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

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

11 Verizon Select Services Inc., fka GTE Communications Corporation (“Verizon”),
12 hereby submits its Exceptions to the Recommended Opinion and Order (“Recommended
13 Order”) filed in the above captioned matters on March 13, 2001. Verizon has discussed
14 its Exceptions with Arizona Corporation Commission (“Commission”) Utilities Division
15 Staff, which does not object to Verizon’s suggested changes to the Recommended Order.

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

19 At hearing, Staff and Verizon agreed that various filings related to the provision of
20 local exchange service should be triggered by the Commission’s approval of an
21 interconnection and/or resale agreement between Verizon and an incumbent local
22 exchange carrier (“ILEC”), or, alternatively, by its actual provision of local service, rather
23 than by entry of the Recommended Order. This concept is, in fact, adopted in Finding of
24 Fact No. 17(a), but was not reflected in Finding of Fact No. 17(h) [“FOF 17(h)”]. Since
25 911 service is almost universally provided by ILECs as part of their interconnection
26 and/or resale agreements with competitive carriers such as Verizon, and since Verizon
cannot, as a practical matter, begin providing local exchange service until it has an

1 interconnection and/or resale agreement, Verizon would be unable to comply with the
2 literal requirement of FOF 17(h). Verizon requests that FOF 17(h) be modified to read:
3 Verizon be ordered to certify, through the 911 service provider in the area in which it
4 intends to provide service, that all issues associated with the provision of 911 service have
5 been resolved with the emergency service providers within 30 days of the approval by the
6 Commission of an interconnection and/or resale agreement between Verizon and such 911
7 service provider(s).

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

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

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

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III. CONCLUSION

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

RESPECTFULLY SUBMITTED this 22nd day of March, 2001.

SNELL & WILMER

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

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