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AFF REPORT ✓

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BEFORE THE ARIZONA CORPORATION COMMISSION FEB 20 4:19

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WILLIAM MUNDELL  
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COMMISSIONER

MARC SPITZER  
COMMISSIONER

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APPLICATION OF OPTEL (ARIZONA)  
TELECOM, INC. TO DISCONTINUE  
LOCAL EXCHANGE SERVICE AREA

DOCKET NO. T-03365A-01-0072

NOTICE OF FILING AFFIDAVIT OF PUBLICATION

OpTel (Arizona) Telecom, Inc. ("OpTel") hereby submits a copy of the affidavit of publication from *The Arizona Republic* in verification that OpTel public notice in this matter was published in this newspaper on January 22, 2001.

DATED this 2<sup>nd</sup> day of February, 2001.

LEWIS and ROCA, LLP

Thomas H. Campbell  
Michael T. Hallam  
40 N. Central Avenue  
Phoenix, AZ 85004  
(602) 262-5723  
(602) 734-3841

- AND -

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(214) 634-3800  
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Attorneys for OpTel (Arizona), Telecom,  
Inc.

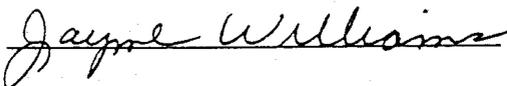
6 ORIGINAL and ten (10) copies  
7 of the foregoing application filed  
8 this 2<sup>nd</sup> day of February, 2001, with:

8 The Arizona Corporation Commission  
9 Utilities Division – Docket Control  
10 1200 W. Washington Street  
11 Phoenix, Arizona 85007

11 Copy of the foregoing hand-delivered  
12 this 2<sup>nd</sup> day of February, 2001, to:

12 Christopher Kempley, Chief Counsel  
13 Legal Department  
14 Arizona Corporation Commission  
15 1200 W. Washington Street  
16 Phoenix, Arizona 85007

15 Elena Zestrijan  
16 Utilities Division  
17 Arizona Corporation Commission  
18 1200 W. Washington Street  
19 Phoenix, Arizona 85007

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**PUBLIC NOTICE OF FILING OF OPTEL (ARIZONA) TELECOM, INC. TO DISCONTINUE LOCAL EXCHANGE SERVICE AREA**

On January 22, 2001, Optel (Arizona) Telecom, Inc. (Company) filed an application and petition with the Arizona Corporation Commission (Commission) to discontinue Company's local exchange service to affected customers within its certificated area as granted in Decision NO. 69790. As required by A.A.C. R14-2-1107, the Application explains that Company has determined that it is no longer economically feasible to continue providing residential telephone services to the multi-family residential properties it serves in the greater Phoenix area. Additionally, the Company verifies in the Application that all affected customers have been notified of the proposed discontinuance and that all affected customers will have access to an alternative local exchange provider, namely Qwest Corporation. Any deposits collected by the Company will be applied at set forth in the Company's Arizona tariff and any refunds due will be sent approximately thirty (30) days after service has been discontinued. The Company's application is available for inspection during regular business hours at the offices of the Arizona Corporation Commission in Phoenix, Arizona at 1200 West Washington Street and at Optel (Arizona) Telecom, Inc., 1111 W. Mockingbird Lane, Dallas, Texas 75247, (214) 834-3844.

Pursuant to A.A.C. R14-2-1107(B), interested persons shall have thirty (30) days from the publication of this notice to file objections to the Application, to request a hearing, and to submit a motion to intervene in the proceeding. Intervention shall be permitted to any person entitled by law to intervene and having a direct and substantial interest in this matter. Persons desiring to intervene must file a written motion to intervene with the Commission, which motion should be sent to the Company or its counsel and to all parties of record, and which, at the minimum, shall contain the following:  
1. The name, address, and telephone number of the proposed intervenor and of any party upon whom service of documents is to be made if different than the 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.  
The granting of motions to intervene shall be governed by A.A.C. R14-2-1108. The granting of intervention, among other things, entitles a party to present sworn evidence at hearing and to cross-examine other witnesses. If no objection to the Application is made, the Commission may grant the Application without a hearing.  
If you have any questions concerning this application, or want information on intervention, you should contact Optel (Arizona) Telecom, Inc. at the address and telephone number listed above or the Consumer Services Section of the Commission by calling 1-800-222-7000.  
#1090-January 29, 2001

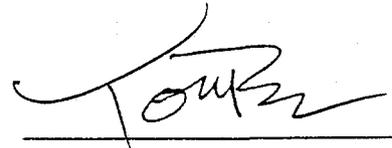
# THE ARIZONA REPUBLIC

STATE OF ARIZONA }  
COUNTY OF MARICOPA } SS.

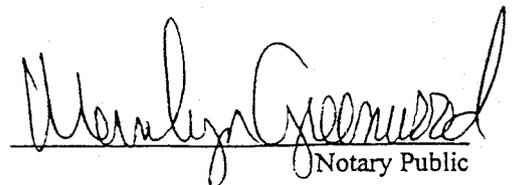
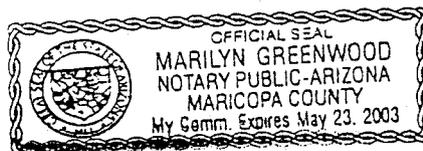
TOM BIANCO, being first duly sworn, upon oath deposes and says: That he is the legal advertising manager of the Arizona Business Gazette, a newspaper of general circulation in the county of Maricopa, State of Arizona, published at Phoenix, Arizona, by Phoenix Newspapers Inc., which also publishes The Arizona Republic, and that the copy hereto attached is a true copy of the advertisement published in the said paper on the dates as indicated.

The Arizona Republic

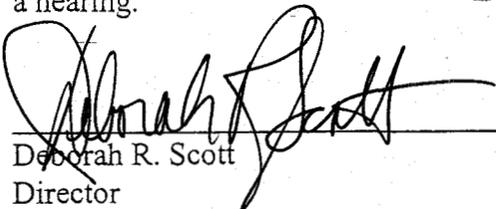
January 29, 2001



Sworn to before me this  
31<sup>TH</sup> day of  
January A.D. 2001

  
Notary Public

The Applicant has filed an application for approval of the cancellation of its Certificate of Convenience and Necessity. The Applicant has published in The Arizona Business Gazette on January 22, 2001 a Public Notice of discontinuation of local exchange service. A copy of notarized article is on file. Therefore, Staff recommends that the application be approved without a hearing.

  
\_\_\_\_\_  
Deborah R. Scott  
Director  
Utilities Division

Date: February 9, 2001

Originator: Elena Zestrijan\_\_\_\_\_