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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

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- MARC SPITZER, Chairman
- WILLIAM A. MUNDELL
- JEFF HATCH-MILLER
- MIKE GLEASON
- KRISTIN K. MAYES

AZ CORP COMMISSION DOCUMENT CONTROL

DOCKETED BY	<i>CR</i>
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IN THE MATTER OF THE APPLICATION OF SOUTHWESTERN BELL COMMUNICATIONS SERVICES, INC. DBA SBC LONG DISTANCE FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE FACILITIES-BASED INTEREXCHANGE SERVICES IN THE STATE OF ARIZONA AND PETITION FOR COMPETITIVE CLASSIFICATION OF PROPOSED SERVICES.

DOCKET NO. T-03346A-04-0413

PROCEDURAL ORDER

BY THE COMMISSION:

On June 3, 2004, Southwestern Bell Communications Services, Inc. dba SBC Long Distance ("Applicant" or "SBC") submitted to the Arizona Corporation Commission ("Commission") an application for a Certificate of Convenience and Necessity ("Certificate") to provide facilities-based interexchange telecommunications services within the State of Arizona. The application petitioned the Commission for determination that its proposed services should be classified as competitive.

On October 29, 2004, the Commission's Utilities Division Staff ("Staff") filed a Staff Report recommending approval of SBC's application subject to certain conditions.

Accordingly, the matter should be set for hearing.

Pursuant to A.A.C. R14-3-101, the Commission now issues this Procedural Order to govern the preparation and conduct of this proceeding.

IT IS THEREFORE ORDERED that the hearing on the above application and petition of Applicant shall commence on **February 1, 2005 at 10:00 a.m.**, or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona 85007.

IT IS FURTHER ORDERED that Applicant shall publish notice of its filing and the hearing, as stated below, in a newspaper(s) of general circulation in every county in Arizona in which Applicant desires to provide service by December 20, 2004, and shall file Affidavits of Publication with the Commission no later than January 17, 2005.

1 **IN THE MATTER OF THE APPLICATION OF SOUTHWESTERN BELL**
2 **COMMUNICATIONS SERVICES, INC. DBA SBC LONG DISTANCE FOR A**
3 **CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE**
4 **FACILITIES-BASED INTEREXCHANGE SERVICES AND PETITION FOR**
 COMPETITIVE CLASSIFICATION OF PROPOSED SERVICES
 WITHIN THE STATE OF ARIZONA

Docket No. T-03346A-04-0413

5 Southwestern Bell Communications Services, Inc. dba SBC Long Distance
6 ("Applicant") has filed with the Arizona Corporation Commission ("Commission") an
7 application for a Certificate of Convenience and Necessity ("Certificate") to provide
8 competitive facilities-based interexchange telecommunications services in the State of
 Arizona. Applicant will be required by the Commission to provide this service under
 the rates and charges and terms and conditions established by the Commission.

9 The application, report of the Commission's Utilities Division Staff, and any
10 written exceptions to the staff report prepared by the applicant are available for
 inspection during regular business hours at the offices of the Commission located at
 1200 West Washington Street, Phoenix, Arizona 85007, and at Applicant, [address].

11 Under appropriate circumstances, interested parties may intervene in the
12 proceedings and participate as a party. You may have the right to intervene in the
13 proceeding, or you may make a statement for the record. Intervention shall be in
14 accordance with A.A.C. R14-3-105, except that all motions to intervene must be filed
15 on or before January 10, 2005. Persons desiring to intervene must file a written
 motion to intervene with the Commission and send such motion to the Company or its
 counsel and to all parties of record, and which at the minimum, shall contain the
 following:

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

18 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.).

19 3. A statement certifying that a copy of the motion to intervene has been
20 mailed to the Company or its counsel and to all parties of record in the case.

21 A.A.C. R14-3-105 shall govern the granting of motions to intervene. The
22 granting of intervention, among other things, entitles a party to present sworn evidence
23 at the hearing and to cross-examine other witnesses. However, failure to intervene
24 will not preclude any interested person or entity from appearing at the hearing and
 making a statement on their own behalf. The hearing is scheduled to commence on
 February 1, 2005 at 10:00 a.m. at the Arizona Corporation Commission, 1200 West
 Washington Street, Phoenix, Arizona 85007. Please check with the Commission for
 any changes to the scheduled hearing date.

25 If you have any comments, mail them to:

26 The Arizona Corporation Commission
27 Attention Docket Control
28 re: Southwestern Bell Communications Services, Inc. dba SBC Long Distance
 T-03346A-04-0413

1200 West Washington Street
Phoenix, Arizona 85007

If you have any questions about this application, or want information on intervention, you may contact the Consumer Services Section of the Commission at 1200 West Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000.

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodations such as sign language interpreter, as well as request this document in an alternative format, by contacting Linda Hogan, ADA Coordinator, voice phone number 602-542-3931. Requests should be made as early as possible to allow time to arrange the accommodation.

IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105, except that all motions to intervene must be filed on or before January 10, 2005.

IT IS FURTHER ORDERED that any objections to motions to intervene must be filed on or before January 25, 2005.

IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized Communications) applies to this proceeding as the matter is now set for public hearing.

DATED this 1st day of November, 2004.


AMANDA POPE
ADMINISTRATIVE LAW JUDGE

Copies of the foregoing mailed/delivered this 1st day of November, 2004 to:

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4 By: 
5 Molly Johnson
6 Secretary to Amanda Pope
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