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September 28, 2004

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Docket Control  
Arizona Corporation Commission  
1200 West Washington Street  
Phoenix, AZ 85007

2004 SEP 30 A 11: 27

AZ CORP COMMISSION  
DOCUMENT CONTROL

Dear Sir or Madam:

01051

I have agreed to serve as designated local counsel in Case No. T-0105B-03-0454 and Case No. T0000D-00-0672. Mr. Peter Q. Nyce, Jr. would be counsel pro hac vice in these actions.

In support of this action, enclosed is the original and 13 copies of the following documents for filing with the Arizona Corporation Commission:

- Motion and Consent of Local Counsel for Pro Hac Vice Admission of Peter Q. Nyce, Jr.
- Non-resident Attorney Pro Hac Vice Application for Peter Q. Nyce, Jr.
- Notice of Receipt of Complete Application from the State Bar of Arizona
- Two certificates of good standing for Peter Q. Nyce, Jr.
- Proposed order regarding the Pro Hac Vice Admission of Peter Q. Nyce, Jr.
- Commission's Official Service list (copies of the foregoing documents were sent by first class mail to all parties on the list)

If you have any questions, please contact me (520) 533-0623.

Sincerely,

Daniel D. Haws

Arizona Corporation Commission

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SEP 30 2004

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Daniel D. Haws  
OSJA, ATTN: ATZS-JAD  
USA Intelligence Center and Ft. Huachuca  
Ft. Huachuca, AZ 85613-6000  
(520) 533-0623  
013019

2004 SEP 30 A 11: 27

AZ CORP COMMISSION  
DOCUMENT CONTROL

BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF QWEST CORPORATION'S  
FILING OF RENEWED PRICE REGULATION  
PLAN.

) Case No. T-01051B-03-0454

)

)

)

IN THE MATTER OF THE INVESTIGATION OF  
THE COST OF TELECOMMUNICATIONS  
ACCESS.

) Case No. T-0000D-00-0672

)

) MOTION AND CONSENT OF

) LOCAL COUNSEL FOR

) PRO HAC VICE ADMISSION

) OF PETER Q. NYCE JR.

)

) JANE RODDA

) ADMINISTRATIVE LAW

) JUDGE

The above-named attorney, pursuant to Rule 33 (c) and (d) Rules of the Supreme Court, moves the court to admit Peter Q. Nyce Jr. as counsel pro hac vice in this action.

Pursuant to Rule 33 (d)3 (c) Rules of the Supreme Court, the following exhibits are attached hereto:

1. the original Verified Application;
2. the original Certificate(s) of Good Standing; and
3. the State Bar of Arizona Notice of Receipt.

Arizona Corporation Commission

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SEP 30 2004

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The filing fee as required by Rule 33(d) has been submitted to the State Bar of Arizona.

Daniel D. Haws hereby agrees to serve as designated local counsel of the subject case.

A proposed order admitting Peter Q. Nyce Jr. accompanies this motion.

DATED this 27<sup>th</sup> day of September 2004,



Daniel D. Haws

Copies of the foregoing mailed this 27<sup>th</sup> day September 2004,  
to:

Attached 4 page list of 74 parties; Docket No. T-0105B-03-0454 Et. Al.

By David L. Miller, Paralegal, OSA For Heaviness

DOCKET NO. T-01051B-03-0454 ET AL.

1 THE PHONE COMPANY/NETWORK SERVICES OF  
NEW HOPE  
6805 ROUTE 202  
2 NEW HOPE PA 18938-0000

3 VERIZON SELECT SERVICES, INC.  
6665 N MACARTHUR BLVD, HQK02D84  
4 IRVING TX 75039-0000

5 OXO ARIZONA, INC.  
3930 E. WATKINS STE 200  
6 PHOENIX AZ 85034-

7 ALLIANCE GROUP SERVICES, INC.  
1221 POST ROAD EAST  
8 WESTPORT CT 06880-0000

9 ARCHTEL, INC.  
1800 WEST PARK DRIVE SUITE 250  
10 WESTBOROUGH MA 01581-0000

11 ERNEST COMMUNICATIONS, INC.  
6475 JIMMY CARTER BLVD SUITE 300  
12 NORCROSS GA 30071-0000

13 GLOBAL CROSSING TELECOMMUNICATIONS,  
INC.  
180 SOUTH CLINTON AVENUE  
14 ROCHESTER NY 14646-0000

15 MCI WORLDCOM NETWORK SERVICES, INC.  
201 SPEAR STREET, 9TH FLOOR  
16 SAN FRANCISCO CA 94105

17 NEXTLINK LONG DISTANCE SERVICES, INC.  
3930 E. WATKINS SUITE 200  
18 PHOENIX AZ 85034

19 NORTH COUNTY COMMUNICATIONS  
CORPORATION  
3802 ROSECRANS SUITE 485  
20 SAN DIEGO CA 92110-0000

21 ONE POINT COMMUNICATIONS  
TWO CONWAY PARK SUITE 300  
22 LAKE FOREST IL 60045

23 OPEX COMMUNICATIONS, INC.  
500 EAST HIGGINS ROAD STE 200  
24 ELK GROVE VILLAGE IL 60007-0000

25 PAC-WEST TELECOMM, INC.  
1776 W. MARCH LANE #250  
26 STOCKTON CA 95207

27 QWEST COMMUNICATIONS CORPORATION  
555 17TH STREET  
28 DENVER CO 80202-0000

SPECIAL ACCOUNTS BILLING GROUP, INC.  
1523 WITHORN LANE  
INVERNESS IL 60067-0000

TOUCH AMERICA  
130 N. MAIN STREET  
BUTTE MT 59701

VYVX, LLC  
ONE WILLIAMS CENTER, MD 29-1  
TULSA OK 74172

WESTERN CLEC CORPORATION  
3650 131ST AVE SE SUITE 400  
BELLEVUE WA 98006-0000

WILLIAMS LOCAL NETWORK, INC.  
ONE WILLIAMS CENTER, MD 29-1  
TULSA OK 74172

DARREN WEINGARD  
SPRINT COMMUNICATIONS  
1850 GATEWAY DR, 7TH FLOOR  
SAN MATEO CALIFORNIA 94404

CITIZENS TELECOMMUNICATIONS OF TUCSON,  
INC.  
201 SPEAR STREET, 9<sup>TH</sup> FLOOR  
SAN FRANCISCO, CA 94105

CITIZENS COMMUNICATIONS CO. OF THE  
WHITE MTS.  
4 TRIAD CENTER, STE. 200  
SALT LAKE CITY, UT 84180

BRIAN THOMAS  
TIME WARNER TELECOM  
520 SW 6<sup>TH</sup> AVENUE, STE. 300  
PORTLAND, OR 97204

ERIC HEATH  
SPRINT  
100 SPEAR STREET, STE. 930  
SAN FRANCISCO, CA 94105

STEVEN J. DUFFY  
ISAACSON & DUFFY  
3101 N. CENTRAL AVENUE, STE. 740  
PHOENIX, AZ 85012

ERNEST G. JOHNSON, DIRECTOR  
UTILITIES DIVISION  
ARIZONA CORPORATION COMMISSION  
1200 WEST WASHINGTON STREET  
PHOENIX, AZ 85007

1  
 2 TIMOTHY BERG  
 3 TERESA DWYER  
 4 DARCY RENFRO  
 5 FENNEMORE CRAIG, P.C.  
 6 3003 NORTH CENTRAL AVE., SUITE 2600  
 7 PHOENIX, ARIZONA 85012-2913  
 8 ATTORNEYS FOR QWEST CORPORATION  
 9  
 10 TODD LUNDY  
 11 QWEST LAW DEPARTMENT  
 12 1801 CALIFORNIA STREET  
 13 DENVER, COLORADO 80202  
 14  
 15 SCOTT S. WAKEFIELD, CHIEF COUNSEL  
 16 RUCO  
 17 1110 WEST WASHINGTON, SUITE 220  
 18 PHOENIX, ARIZONA 85007  
 19  
 20 RICHARD S. WOLTERS  
 21 AT&T LAW DEPARTMENT  
 22 1875 LAWRENCE STREET, SUITE 1503  
 23 DENVER, CO 80202  
 24  
 25 JOAN S. BURKE  
 26 OSBORN MALEDON, P.A.  
 27 2929 NORTH CENTRAL AVENUE, SUITE 2100  
 28 PHOENIX, ARIZONA 85012-2794  
 ATTORNEYS FOR AT&T  
 THOMAS F. DIXON  
 WORLDCOM, INC.  
 707 17<sup>TH</sup> STREET, 39<sup>TH</sup> FLOOR  
 DENVER, COLORADO 80202  
 THOMAS H. CAMPBELL  
 MICHAEL T. HALLAM  
 LEWIS AND ROCA  
 40 N. CENTRAL AVENUE  
 PHOENIX, ARIZONA 85004  
 ATTORNEYS FOR WORLDCOM, INC.  
 MICHAEL W. PATTEN  
 ROSHKA HEYMAN & DEWULF PLC  
 400 EAST VAN BUREN STREET, SUITE 800  
 PHOENIX, ARIZONA 85004  
 MARK A. DINUNZIO  
 COX ARIZONA TELCOM, LLC  
 20401 NORTH 29<sup>TH</sup> AVENUE  
 PHOENIX, ARIZONA 85027

PETER Q. NYCE JR.  
 REGULATORY LAW OFFICE  
 U.S. ARMY LITIGATION CENTER  
 901 N. STUART STREET, SUITE 713  
 ARLINGTON, VA 22203-1644  
 RICHARD LEE  
 SNAVELY KING MAJOORS O'CONNOR & LEE,  
 INC.  
 1220 L STREET N.W., SUITE 410  
 WASHINGTON, DC 20005  
 JON POSTON  
 ACTS  
 6733 EAST DALE LANE  
 CAVE CREEK, AZ 85331  
 DEBORAH R. SCOTT  
 ASSOCIATE GENERAL COUNSEL  
 CITIZENS COMMUNICATIONS COMPANY  
 2901 NORTH CENTRAL AVENUE, STE. 1660  
 PHOENIX, AZ 85012  
 STEVEN W. CHEIFETZ  
 ROBERT J. METLI  
 CHEIFETZ & IANNITELLI, P.C.  
 3238 NORTH 16<sup>TH</sup> STREET  
 PHOENIX, AZ 85016  
 MARY B. TRIBBY  
 RICHARD S. WOLTERS  
 1875 LAWRENCE STREET, STE. 1575  
 DENVER, CO 80202  
 ATTORNEYS FOR AT&T COMMUNICATIONS  
 ACCIPITER COMMUNICATIONS INCORPORATED  
 2238 WEST LONE CACTUS DR., SUITE 100  
 PHOENIX, AZ 85027  
 ARIZONA TELEPHONE COMPANY  
 PO BOX 5158  
 MADISON, WI 53705-0158  
 CENTURYTEL OF THE SOUTHWEST, INC.  
 CENTURYTEL  
 P O BOX 4065  
 MONROE LA 71211-4065  
 CURT HUTTSELL  
 CITIZENS COMMUNICATIONS COMPANY OF  
 ARIZONA  
 4 TRIAD CENTER, SUITE 200  
 SALT LAKE CITY, UT 84180

DOCKET NO. T-01051B-03-0454 ET AL.

1 COPPER VALLEY TELEPHONE, INC.  
PO BOX 970  
WILLCOX AZ 85644-0000

2 MIDVALE TELEPHONE EXCHANGE  
3 PO BOX 7  
MIDVALE ID 83645-0000

4 NAVAJO COMMUNICATIONS COMPANY, INC.  
5 4 TRIAD CENTER, SUITE 200  
SALT LAKE CITY, UT 84180

6 QWEST CORPORATION  
7 3033 N 3RD STREET ROOM 1010  
PHOENIX AZ 85012

8 RIO VIRGIN TELEPHONE COMPANY  
9 RIO VIRGIN TELEPHONE & CABLEVISION  
PO BOX 189  
10 ESTACADA, OR 97023-0000

11 SOUTH CENTRAL UTAH TELEPHONE  
ASSOCIATION, INC.  
PO BOX 226  
12 ESCALANTE UT 84726-0000

13 SOUTHWESTERN TELEPHONE CO, INC.  
PO BOX 5158  
14 MADISON, WI 53705-0158

15 TABLE TOP TELEPHONE COMPANY, INC.  
600 N SECOND AVENUE  
16 AJO, AZ 85321-0000

17 VALLEY TELEPHONE COOPERATIVE INC.  
752 E MALLEY STREET P O BOX 970  
18 WILLCOX AZ 85644

19 VERIZON CALIFORNIA INC.  
ONE VERIZON WAY - CA500GCF  
20 THOUSAND OAKS CA 91362-3811

21 GREGORY HOFFMAN  
AT&T COMMUNICATIONS OF THE MOUNTAIN  
STATES, INC.  
22 795 FOLSOM STREET, ROOM 2159  
SAN FRANCISCO, CA 94107-1243

23 BROOKS FIBER COMMUNICATIONS OF  
TUCSON, INC.  
24 201 SPEAR STREET 9TH FLOOR  
SAN FRANCISCO CA 94105-

25 COMM SOUTH COMPANIES INC.  
2909 N. BUCKNER BLVD., STE. 800  
27 DALLAS TX 75228-0000

28

ELECTRIC LIGHTWAVE, INC.  
4 TRIAD CENTER, STE. 200  
SALT LAKE CITY UT 84180-

ESCHELON TELECOM OF ARIZONA, INC.  
730 SECOND AVENUE SOUTH SUITE 1200  
MINNEAPOLIS MN 55402-0000

GLOBAL CROSSING TELEMAGEMENT, INC.  
180 SOUTH CLINTON  
ROCHESTER NY 14646-0000

INTERMEDIA COMMUNICATIONS INC  
3608 QUEEN PALM DRIVE  
TAMPA, FL 33619-1311

LEVEL 3 COMMUNICATIONS, LLC  
1025 ELDORADO BLVD.  
BROOMFIELD CO 80021-

MAX-TEL COMMUNICATIONS, INC.  
105 N. WICKHAM, P. O. BOX 280  
ALVORD TX 76225-0000

MCIMETRO  
201 SPEAR STREET 9TH FLOOR  
SAN FRANCISCO CA 94105

METROPOLITAN FIBER SYSTEMS OF ARIZONA,  
INC.  
201 SPEAR STREET 9TH FLOOR  
SAN FRANCISCO CA 94105

NORTH COUNTY COMMUNICATIONS  
CORPORATION  
3802 ROSENCRANS, SUITE 485  
SAN DIEGO CA 92110-0000

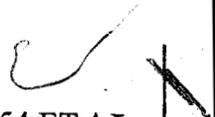
ONEPOINT COMMUNICATIONS  
TWO CONWAY PARK, 150 FIELD DR., STE. 300  
LAKE FOREST IL 60045-0000

RCN TELECOM SERVICES, INC.  
105 CARNEGIE CENTER  
PRINCETON NJ 08540-0000

REFLEX COMMUNICATIONS, INC.  
1601 5TH AVENUE, STE. 710  
SEATTLE WA 98101

RHYTHM LINKS, INC.  
9100 E. MINERAL CIRCLE  
ENGLEWOOD CO 80112-0000

SPRINT COMMUNICATIONS COMPANY L. P.  
6860 W. 115TH, MS:KSOPKD0105  
OVERLAND PARK KS 66211-



1 CHRISTOPHER KEMPLEY, CHIEF COUNSEL  
2 ARIZONA CORPORATION COMMISSION  
3 LEGAL DIVISION  
4 1200 WEST WASHINGTON  
5 PHOENIX, AZ 85007

ARIZONA REPORTING SERVICE, INC  
2627 N. THIRD STREET, SUITE THREE  
PHOENIX, ARIZONA 85004-1103

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Daniel D. Haws  
OSJA, ATTN: ATZS-JAD  
USA Intelligence Center and Ft. Huachuca  
Ft. Huachuca, AZ 85613-6000  
(520) 533-0623  
013019

BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF QWEST CORPORATION'S ) Case No. T-01051B-03-0454  
FILING OF RENEWED PRICE REGULATION )  
PLAN. )  
)  
IN THE MATTER OF THE INVESTIGATION OF ) Case No. T-0000D-00-0672  
THE COST OF TELECOMMUNICATIONS )  
ACCESS. ) ORDER RE:  
) PRO HAC VICE ADMISSION  
) OF PETER Q. NYCE JR.  
)  
) JANE RODDA  
) ADMINISTRATIVE LAW  
) JUDGE

Based upon the Motion for Admission Pro Hac Vice of Peter Q. Nyce Jr. and the consent to appear as local counsel by Daniel D. Haws, it is hereby ordered that Peter Q. Nyce Jr. (not) be admitted pro hac vice as counsel for the U.S. Department of Defense & Federal Executive Agencies in the above entitled matter.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2004.

Jane Rodda  
Administrative Law Judge

Copies of the foregoing mailed/Hand-delivered this \_\_\_\_\_ day of \_\_\_\_\_, 2004  
to:





For Official Use Only
App# <u>1001318</u>
Pro Hac ID # <u>P153033</u>

**NONRESIDENT ATTORNEY  
PRO HAC VICE APPLICATION**

Name: Peter Q. Nyce Jr.  
 Residence Address: 1700 Varnum St. NW  
Washington, DC 20011

Office Address: Regulatory Law Office  
US Army Litigation Center  
901 N. Stuart St. Ste, 713  
Arlington, VA 22203-1837

Telephone: (703) 696-1644

Fax: (703) 696-2960

Title of cause or case where applicant seeks to appear: In The Matter Of Qwest Corporation's Filing Of Renewed Price Regulation Plan

Docket Number: T-01051B-03-0454

Court, Board, or Administrative Agency: The Arizona Corporation Commission

Party on whose behalf applicant seeks to appear: The U.S. Department of Defense and All Other Federal Executive Agencies

Courts to Which Applicant Has Been Admitted:  
Court of Appeals of Maryland  
District of Columbia Court of Appeals

Date of Admission:  
June 15, 1961  
March 15, 1962

Bar Number:  
Not Applicable  
923011

\_\_\_\_\_  
 \_\_\_\_\_  
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 \_\_\_\_\_

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Applicant is a member in good standing in such courts.

Applicant is not currently disbarred or suspended in any court.

Applicant  is /  is not (select one) currently subject to any pending disciplinary proceeding or investigation by any court, agency or organization authorized to discipline attorneys at law.

Jurisdiction(s) Where  
 Discipline Matter Pending:

Nature of Matter  
 Under Investigation:

Name / Address of  
 Disciplinary Authority:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

Applicant  has /  has not (select one) been disciplined by any court, agency or organization authorized to discipline attorneys at law.

In the preceding three (3) years, applicant has filed applications to appear as counsel under Rule 33, Arizona Rules of Supreme Court in the following:

Title of Matter:	Docket #:	Court or Agency:	Application Granted? (Y/N)
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Name of local counsel: Daniel D. Haws  
State Bar of Arizona Number: 013019  
Address: OSJA  
Attn: ATZS-JAD  
USA Intelligence Center & Fort Huachuca  
Fort Huachuca, AZ 85613-6000

Telephone : (520) 533-0623 Fax: (520) 533- 1113

Name(s) of each party in this cause and name and address of all counsel of record:

Party:	Counsel of Record:	Address:
<u>See Attached</u>	_____	_____
<u>Service List</u>	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Applicant is including with this application a nonrefundable application fee, payable to the State Bar of Arizona, in the amount of \$369.75.

This case or cause  is /  is not (select one) a related or consolidated matter for which applicant has previously applied to appear pro hac vice in Arizona. If this matter is a related or consolidated with any previous application, applicant certifies the following:

Applicant certifies the following:

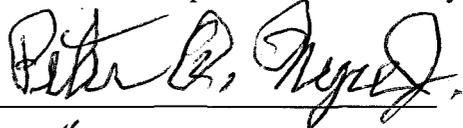
1. Applicant shall be subject to the jurisdiction of the courts and agencies of the State of Arizona and to the State Bar of Arizona with respect to the law of this state governing the conduct of attorneys to the same extent as an active member of the State Bar of Arizona, as provided in Rule 46(b) Rules of the Supreme Court.
2. Applicant will review and comply with appropriate rules of procedure as required in the underlying cause.
3. Applicant understands and shall comply with the standards of conduct required of members of the State Bar of Arizona.

Verification

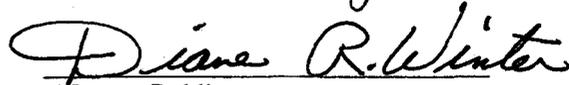
STATE OF Virginia  
County of Arlington ss.

I, the Applicant, swear that all statements in the application are true, correct and complete to the best of my knowledge and belief.

Dated: 8/26/2004

Applicant's signature 

SUBSCRIBED AND SWORN TO before me this 26<sup>th</sup> day of Aug, 2004, by  
Peter Q. Nyce, Jr.  
Name of Applicant

  
Notary Public

**NOTE – As the application requires original signatures of the applicant and notary, this application cannot be filed electronically. Please submit all documents and fees by mail to:**

State Bar of Arizona  
Pro Hac Vice  
111 West Monroe, Suite 1800  
Phoenix, AZ 85003

For further information, please contact our Resource Center at 602-340-7239.

**Court of Appeals  
of Maryland**

Annapolis, MD



**CERTIFICATE OF GOOD STANDING**

STATE OF MARYLAND, ss:

I, Alexander L. Cummings, Clerk of the Court of Appeals of Maryland,  
do hereby certify that on the 15th day of June, 1961,

**PETER Q. NYCE, JR.**

---

having first taken and subscribed the oath prescribed by the Constitution and  
Laws of this State, was admitted as an attorney of said Court, is now in good  
standing, and as such is entitled to practice law in any of the Courts of said  
State, subject to the Rules of Court.

**In Testimony Whereof,** I have hereunto set  
my hand as Clerk, and affixed the Seal of the  
Court of Appeals of Maryland, this 15th  
day of July, 2004.

*Alexander L. Cummings*

---

Clerk of the Court of Appeals of Maryland



District of Columbia Court of Appeals  
Committee on Admissions  
500 Indiana Avenue, N.W. — Room 4200  
Washington, D. C. 20001  
202 / 879-2710

I, GARLAND PINKSTON, JR., Clerk of the District of Columbia Court of Appeals, do hereby certify that

PETER Q. NYCE, JR.

---

was on the 15<sup>TH</sup> day of MARCH, 1962

duly qualified and admitted as an attorney and counselor and entitled to practice before this Court and is, on the date indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have hereunto subscribed my name and affixed the seal of this Court at the City of Washington, D.C., on July 19, 2004.

GARLAND PINKSTON, JR., CLERK

By: \_\_\_\_\_

*G. Jackson*  
Deputy Clerk