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EXECUTIVE SECRETARY

WILLIAM A. MUNDELL
CHAIRMAN
JIM IRVIN
COMMISSIONER
MARC SPITZER
COMMISSIONER

OPEN MEETING ITEM

ARIZONA CORPORATION COMMISSION

2001 MAR 28 P 3: 10

Arizona Corporation Commission

DOCKETED

AZ CORP COMMISSION
DOCUMENT CONTROL

DATE: March 28, 2001

DOCKET NOS: T-03767A-01-0014

MAR 28 2001

TO ALL PARTIES:

DOCKETED BY [Signature]

Enclosed please find the recommendation of Administrative Law Judge Jane Rodda. The recommendation has been filed in the form of an Order on:

PRISM ARIZONA OPERATIONS, LLC
(RESELLER)

Pursuant to A.A.C. R14-3-110(B), you may file exceptions to the recommendation of the Administrative Law Judge by filing an original and ten (10) copies of the exceptions with the Commission's Docket Control at the address listed below by **4:00** p.m. on or before:

APRIL 6, 2001

The enclosed is NOT an order of the Commission, but a recommendation of the Administrative Law Judge to the Commissioners. Consideration of this matter has tentatively been scheduled for the Commission's Working Session and Open Meeting to be held on:

APRIL 17, 2001 AND APRIL 18, 2001

For more information, you may contact Docket Control at (602)542-3477 or the Hearing Division at (602)542-4250.

[Signature]

BRIAN C. McNEIL
EXECUTIVE SECRETARY

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 WILLIAM A. MUNDELL
CHAIRMAN

3 JIM IRVIN
COMMISSIONER

4 MARC SPITZER
COMMISSIONER

5
6 IN THE MATTER OF THE APPLICATION OF
PRISM ARIZONA OPERATIONS, LLC. FOR
7 CANCELLATION OF ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY TO PROVIDE
8 COMPETITIVE FACILITIES-BASED AND
RESOLD LOCAL EXCHANGE AND
9 INTEREXCHANGE TELECOMMUNICATIONS
SERVICES

DOCKET NO. T-03767A-01-0014

DECISION NO. _____

ORDER

10 Open Meeting
11 April 17 and 18, 2001
Phoenix, Arizona

12 **BY THE COMMISSION:**

13 Having considered the entire record herein and being fully advised in the premises, the
14 Arizona Corporation Commission ("Commission") finds, concludes, and orders that:

15 **FINDINGS OF FACT**

16 1. Prism Arizona Operations, LLC ("Prism" or "Applicant") has a Certificate of
17 Convenience and Necessity ("Certificate") to provide competitive facilities-based and resold local
18 exchange and interexchange telecommunications services in the State of Arizona pursuant to
19 Decision No. 62725 (June 30, 2000).

20 2. On January 5, 2001, Prism filed with Docket Control of the Commission an
21 application requesting cancellation of the Certificate.

22 3. Pursuant to Commission rules, the Commission may grant the application without a
23 hearing.

24 4. On January 19, 2001, the Commission's Utilities Division Staff ("Staff") filed a Staff
25 Report recommending approval of Prism's application for cancellation of its Certificate of
26 Convenience and Necessity without a hearing.

27 **CONCLUSIONS OF LAW**

28 1. Applicant is a public service corporation within the meaning of Article XV of the

1 Arizona Constitution and A.R.S. §§ 40-281 and 40-282.

2 2. The Commission has jurisdiction over Applicant and the subject matter of the
3 application.

4 3. The cancellation of Applicant's Certificate is in the public interest.

5 4. Staff's recommendation in Findings of Fact No. 4 is reasonable and should be
6 adopted.

7 **ORDER**

8 IT IS THEREFORE ORDERED that the application of Prism Arizona Operations, LLC for
9 the cancellation of the Certificate of Convenience and Necessity to provide competitive facilities-
10 based and resold local exchange and interexchange telecommunications services shall be, and the
11 same is hereby approved.

12 IT IS FURTHER ORDERED that this Decision shall become effective immediately.

13 BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

14
15
16 CHAIRMAN

COMMISSIONER

COMMISSIONER

17
18 IN WITNESS WHEREOF, I, BRIAN C. McNEIL, Executive
19 Secretary of the Arizona Corporation Commission, have
20 hereunto set my hand and caused the official seal of the
21 Commission to be affixed at the Capitol, in the City of Phoenix,
22 this ____ day of _____, 2001.

23 _____
BRIAN C. McNEIL
EXECUTIVE SECRETARY

24 DISSENT _____

25 SG:mlj

1 SERVICE LIST FOR:

PRISM ARIZONA OPERATIONS, LLC

2 DOCKET NO.

T-03767A-01-0014

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4 Prism Arizona Operations, LLC
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