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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

2005 MAR 23 P 2:24

JEFF HATCH-MILLER, Chairman
WILLIAM A. MUNDELL
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KRISTIN K. MAYES

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF TELIGENT SERVICES,
INC.'S NOTIFICATION OF A PROPOSED
TRANSACTION WHEREBY TELIGENT
SERVICES, INC. WILL TRANSFER ITS LONG
DISTANCE CUSTOMER BASE AND
ASSOCIATED CUSTOMER ACCOUNT
INFORMATION TO STARTEC GLOBAL
LICENSING COMPANY

DOCKET NO. T-03761A-04-0710
T-03794A-04-0710

SECOND PROCEDURAL ORDER

DOCKETED

MAR 23 2005

DOCKETED BY [Signature]

BY THE COMMISSION:

On September 30, 2004, Startec Global Licensing Company ("Startec") and Teligent Services, Inc. ("Teligent") (collectively, the "Parties") filed a Joint Notification of Proposed Transfer of Long Distance Customer Accounts ("Notification"), which indicated that Teligent intended to transfer its long distance customer base and associated customer account information to Startec. The Notification indicated that transfer of Teligent's Certificate of Convenience and Necessity is not contemplated and not required given Startec's authority to provide resold interexchange telecommunications services in Arizona pursuant to Decision No. 63370 (February 16, 2001).

On October 29, 2004, the Commission's Utilities Division Staff ("Staff") filed its Staff Report, which recommended approval of the customer base transfer and a waiver of A.A.C. R14-2-1904 and R14-2-1905.

By Procedural Order dated December 7, 2004, Staff was ordered to submit an Addendum to its Staff Report setting forth its position with regard to (1) the statutory authority or Commission rule, if any, pursuant to which Commission approval of the transfer of a customer base is required; and (2) the extent to which R14-2-1107 applies to the transfer of a customer base.

On December 27, 2004, Staff filed an Addendum to its October 29, 2004 Staff Report by which Staff indicated that: (1) the transfer of a customer base does not require Commission approval as a transfer of assets; (2) a waiver of A.A.C. R14-2-1904 and 1905 is necessary to effectuate the

1 transfer of a customer base and should be approved in this matter; and (3) the transfer of a customer
2 base does not qualify as a discontinuance of service or abandonment of a service area such that
3 A.A.C. R14-2-1107 does not apply.

4 On February 23, 2005, Teligent filed in this docket notification of its voluntary surrender of
5 its CC&N to provide local and long distance telecommunications services in the State of Arizona
6 given the cessation of Arizona operations subsequent to the transfer of its long distance customer
7 base to Startec.

8 Consequently, it is appropriate to render a Commission decision on Teligent's request to
9 cancel its Arizona CC&N as a part of this docket, which addresses the underlying transaction
10 prompting the request to cancel.

11 IT IS THEREFORE ORDERED that Staff shall submit a response to Teligent's February 23,
12 2005 filing on or before April 6, 2005.

13 IT IS FURTHER ORDERED that Staff's response shall detail not only its recommendation
14 with regard to the cancellation of Teligent's Arizona CC&N but also the manner in which Teligent
15 has either satisfied the requirements set forth in A.A.C. R14-2-1107 or whether and why any of the
16 provisions of that rule should be waived in this matter.

17 DATED this 23rd day of March, 2005.

18 
19 AMANDA POPE
20 ADMINISTRATIVE LAW JUDGE

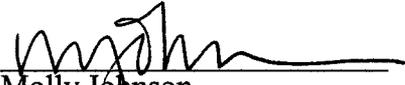
21 Copies of the foregoing mailed/delivered
22 this 23rd day of March, 2005 to:

23 Catherine Wang
24 Grace R. Chiu
25 Swidler Berlin Shereff Friedman, LLP
26 3000 K. Street NW, Suite 300
27 Washington, DC 20007

28 James Morgan
Corporate Counsel
Startec Global Communications Corporation
1151 Seven Locks Road
Potomac, MD 20854

1 Christopher Kempley, Chief Counsel
2 Legal Division
3 ARIZONA CORPORATION COMMISSION
4 1200 West Washington Street
5 Phoenix, AZ 85007

6 Ernest G. Johnson, Director
7 Utilities Division
8 ARIZONA CORPORATION COMMISSION
9 1200 West Washington Street
10 Phoenix, AZ 85007

11 By: 
12 Molly Johnson
13 Secretary to Amanda Pope
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