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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

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

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AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF
THE J. RICHARD COMPANY, LLC FOR A
CERTIFICATE OF CONVENIENCE AND
NECESSITY TO PROVIDE RESOLD LONG
DISTANCE, RESOLD LOCAL EXCHANGE AND
FACILITIES-BASED LOCAL EXCHANGE
TELECOMMUNICATIONS SERVICES IN THE
STATE OF ARIZONA AND PETITION FOR
COMPETITIVE CLASSIFICATION OF
PROPOSED SERVICES.

DOCKET NO. T-04257A-04-0335

PROCEDURAL ORDER

BY THE COMMISSION:

In Decision No. 67588 (February 15, 2005), the Arizona Corporation Commission ("Commission") granted the application of The J. Richard Company, dba Live Wire Phone Company ("Live Wire") to provide resold long distance, resold local exchange, and facilities-based local exchange telecommunications services within the State of Arizona, subject to certain conditions.

Specifically, Live Wire was ordered to procure and docket proof of a performance bond equal to \$135,000 the earlier of 365 days from the effective date of the Order or 10 days prior to the commencement of service.

On March 11, 2005, Live Wire filed a Motion for Alternative ("Motion") by which it requested approval to utilize an irrevocable letter of credit in the amount of \$135,000 as issued by Bank of America in lieu of satisfying the performance bond requirement set forth in Decision No. 67588.

To date, Staff has not filed a response to Live Wire's Motion.

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Arizona Corporation Commission
DOCKETED

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1 IT IS THEREFORE ORDERED that Staff shall file a response to Live Wire's Motion on or
2 before April 1, 2005, which sets forth its recommendation with regard to Live Wire's request to
3 utilize an irrevocable letter of credit in lieu of the established requirement for procurement of a
4 performance bond.

5 DATED this 22nd day of March, 2005.


AMANDA POPE
ADMINISTRATIVE LAW JUDGE

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9 Copies of the foregoing mailed/delivered
this 22 day of March, 2005 to:

10 James R. Beaver
11 The J. Richard Company, LLC
12 dba Live Wire Phone Company
13 4607 E. Molly Lane
Cave Creek, AZ 85331

14 Thomas H. Campbell
15 Michael T. Hallam
16 LEWIS AND ROCA
40 North Central Avenue
Phoenix, AZ 85004

17 Christopher Kempley, Chief Counsel
18 Legal Division
19 ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

20 Ernest G. Johnson, Director
21 Utilities Division
22 ARIZONA CORPORATION COMMISSION
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23
24
25 By: 
Molly Johnson
26 Secretary to Amanda Pope
27
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