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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

COMMISSIONERS

2005 MAY 16 P 2:15

DOCKETED

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

AZ CORP COMMISSION  
DOCUMENT CONTROL

MAY 16 2005

DOCKETED BY [Signature]

IN THE MATTER OF THE APPLICATION OF  
COPPER VALLEY TELEPHONE COMPANY TO  
EXTEND ITS CERTIFICATE OF  
CONVENIENCE AND NECESSITY.

DOCKET NO. T-02727A-03-0161

PROCEDURAL ORDER

**BY THE COMMISSION:**

On March 17, 2003, Copper Valley Telephone Company ("CVTC") filed an application with the Arizona Corporation Commission ("Commission") requesting an extension of its Certificate of Convenience and Necessity ("Certificate").

By Procedural Order dated May 7, 2003, Qwest Corporation ("Qwest") was granted intervention in the above captioned matter.

By Joint Filing dated April 28, 2005, CVTC and Qwest requested that certain sections of land located in Qwest's service territory be deleted therefrom and added to the territory included in CVTC's Certificate for its Elfrida Exchange. Additionally, CVTC and Qwest requested that a hearing in this matter be expedited.

On May 9, 2005, the Commission's Utilities Division Staff ("Staff") filed a letter notifying CVTC that its application is sufficient.

Accordingly, the matter should be set for hearing.

IT IS THEREFORE ORDERED that the hearing on the above application shall commence on **July 5, 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, by June 3, 2005, 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, and shall file Affidavits of Publication with the Commission no later than June 17, 2005.

**IN THE MATTER OF THE APPLICATION OF COPPER VALLEY TELEPHONE  
COMPANY FOR AN EXTENSION OF ITS CERTIFICATE OF CONVENIENCE  
AND NECESSITY IN COCHISE COUNTY**

**Docket No. T-02727A-03-0161**

Copper Valley Telephone Company ("Applicant") has filed with the Arizona Corporation Commission ("Commission") an application for an extension of its Certificate of Convenience and Necessity ("Certificate") to provide in Cochise County, 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.

The application, report of the Commission's Utilities Division Staff, and any 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].

Under appropriate circumstances, interested parties may intervene in the proceedings and participate as a party. You may have the right to intervene in the proceeding, or you may make a statement for the record. Intervention shall be in accordance with A.A.C. R14-3-105, except that all motions to intervene must be filed on or before June 20, 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:

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

2. A short statement of the proposed intervenor's interest in the proceeding (e.g. a customer of the Applicant, a shareholder of the Applicant, a competitor, etc.).

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

A.A.C. R14-3-105 governs the granting of motions to intervene. The granting of intervention, among other things, entitles a party to present sworn evidence at the hearing and to cross-examine other witnesses. However, failure to intervene will not preclude any interested person or entity from appearing at the hearing and making a statement for the record in this proceeding. The hearing is scheduled to commence on **July 5, 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.

If you have any comments, mail them to:

The Arizona Corporation Commission  
Attention Docket Control  
re: Copper Valley Telephone Company  
T-02727A-03-0161  
1200 West Washington Street  
Phoenix, Arizona 85007

1 If you have any questions about this application, or want information on  
2 intervention, you may contact the Consumer Services Section of the Commission at  
3 1200 West Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000.

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

10 IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,  
11 except that all motions to intervene must be filed on or before June 20, 2005.

12 IT IS FURTHER ORDERED that any objections to motions to intervene must be filed on or  
13 before June 27, 2005.

14 IT IS FURTHER ORDERED that Staff shall file its Staff Report and/or testimony and  
15 associated exhibits on the application by June 17, 2005.

16 IT IS FURTHER ORDERED that CVTC shall file any objections to the Staff Report and/or  
17 any rebuttal testimony by June 27, 2005.

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

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

22 DATED this 16<sup>th</sup> day of May, 2005.

23   
24 AMANDA POPE  
25 ADMINISTRATIVE LAW JUDGE

26 Copies of the foregoing mailed/delivered  
27 this 16 day of May, 2005 to:

28 Jeffrey W. Crockett  
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13 Legal Division  
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15 Phoenix, AZ 85007

16 Ernest Johnson, Director  
17 Utilities Division  
18 1200 West Washington  
19 Phoenix, AZ 85007

20 ARIZONA REPORTING SERVICE, INC.  
21 2627 N. Third Street, Ste. Three  
22 Phoenix, AZ 85004-1104

23 By:

24   
25 Molly Johnson  
26 Secretary to Amanda Pope  
27  
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