

ORIGINAL



BEFORE THE ARIZONA CORPORATION COMMISSION

25FD
Arizona Corporation Commission

COMMISSIONERS

RECEIVED
2005 MAY 25 A 10:45

DOCKETED

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

AZ CORP COMMISSION
DOCUMENT CONTROL

MAY 25 2005

DOCKETED BY	KA
-------------	----

IN THE MATTER OF THE APPLICATION OF
OCMC, INC. TO OBTAIN A CERTIFICATE OF
CONVENIENCE AND NECESSITY FROM ONE
CALL COMMUNICATIONS, INC. DBA
OPTICOM TO PROVIDE
TELECOMMUNICATIONS SERVICES AS A
PROVIDER OF RESOLD INTEREXCHANGE
SERVICES AND ALTERNATIVE OPERATOR
SERVICES WITHIN THE STATE OF ARIZONA.

DOCKET NO. T-04103A-02-0274
T-02565A-02-0274

PROCEDURAL ORDER

BY THE COMMISSION:

In Decision No. 67444 (December 3, 2004), the Arizona Corporation Commission (“Commission”) granted OCMC, Inc.’s (“OCMC”) application for authority to provide competitive resold interexchange and interLATA and intraLATA alternative operator services (“AOS”) subject to compliance with certain conditions.

Additionally, the Commission granted to OCMC a temporary waiver of the zero-minus rules as set forth in Arizona Administrative Code (“A.A.C.”) R14-2-1006.A for a period of six months. Decision No. 67444 ordered Staff to review OCMC’s performance during the pendency of the temporary waiver and provided that OCMC may file for a permanent waiver at the expiration of the six month period.

On April 28, 2005, OCMC filed a Request to Make Waiver Permanent, by which OCMC requested a permanent waiver of A.A.C. R14-2-1006.A based upon the fact that as of the date of its filing, it was unaware of any customer complaints in Arizona relating to its provision of zero-minus service. OCMC further indicated that it would file additional verification shortly before the June 3, 2005 expiration date.

IT IS THEREFORE ORDERED that Staff shall file a memorandum, which details not only its findings with regard to OCMC’s performance in providing zero-minus services during the past six months but also its recommendation with regard to granting OCMC’s request for a permanent waiver

1 of A.A.C. R14-2-1006.A based upon that performance on or before June 17, 2005.

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

4 DATED this 25th day of May, 2005.

5
6 

7 AMANDA POPE
8 ADMINISTRATIVE LAW JUDGE

9 Copies of the foregoing mailed/delivered
10 this 25 day of May, 2005 to:

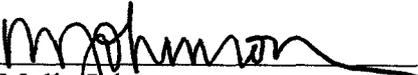
11 Michael Hallam, Esq.
12 Thomas Campbell, Esq.
13 40 North Central Ave.
14 Phoenix, Arizona 85004

15 Anne C. Bernard
16 General Counsel
17 One Call Communications, Inc. dba Opticom
18 801 Congressional Blvd.
19 Carmel, IN 46302

20 Laura Clore
21 Regulatory Manager
22 One Call Communications, Inc. dba Opticom
23 801 Congressional Blvd.
24 Carmel, IN 46032

25 Christopher Kempley, Chief Counsel
26 Legal Division
27 ARIZONA CORPORATION COMMISSION
28 1200 W. Washington Street
Phoenix, Arizona 85007

Ernest Johnson, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 W. Washington Street
Phoenix, Arizona 85007

26 By: 
27 Molly Johnson
28 Secretary to Amanda Pope