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August 29, 2005

AZ CORP COMMISSION
DOCUMENT CONTROL

2005 AUG 29 P 3:01

RECEIVED

Mr. Robert Timothy Sefton
Invivo
300 East Maple Road, Suite 270
Birmingham, Michigan 48009

RE: Staff's Letter of Insufficiency and First Set of Data Requests Vivo Communications-AZ,
LLC
Docket No. T-03973A-05-0591

Dear Mr. Sefton:

On August 15, 2005, Vivo Communications-AZ, LLC ("Vivo") filed an application to cancel its Certificate of Convenience and Necessity ("CC&N") to discontinue telecommunication services in the State of Arizona. The application is not yet sufficient. This data request lists the information Staff needs to complete its analysis of your application. Please treat this, as Staff's first set of data requests to the Applicants in the above-referenced matter.

For purposes of this data request set, the words "Vivo," "Applicants", "the Company", "you", and "your" refer to Vivo Communications-AZ, LLC and any representative, including every person and/or entity acting with, under the control of, or on behalf of Vivo Communications-AZ, LLC. For each answer, please identify by name, title, and address each person providing information that forms the basis for the response provided.

These data requests are continuing, and your answers or any documents supplied in response to these data requests should be supplemented with any additional information or documents that come to your attention after you have provided your initial responses.

Please provide Docket Control with the information being requested within **10 days** of the date of this letter. Mail an original plus 13 copies to Docket Control, Arizona Corporation Commission, 1200 W. Washington Street, Phoenix, AZ 85007-2927. If no response is received or all deficiencies are not remedied within 60 days, Staff will recommend that the application be terminated as per Rule R14-2-1103(B)3 and R14-2-510(E)3. If the application is terminated, the Applicant cannot provide the same telecommunications services in Arizona for which it is currently applying, until such time as a new application is filed with and approved by the Commission.

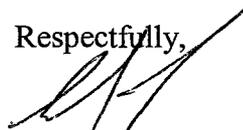
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Remember that information submitted for a CC&N will be made a part of the public record (including financial statements). Any information designated as confidential will not be accepted by Docket Control. If you have any questions, please contact me at (602) 364-0235. Thank you for your prompt response to this request.

Respectfully,



Adam Lebrecht

Executive Consultant I

Utilities Division

Enclosure(s)

CC: Docket Control Center (Original and Sixteen Copies)

STAFFS FIRST SET OF DATA REQUESTS FOR
VIVO COMMUNICATION-AZ, LLC
DOCKET NO. T-03973A-05-0591

Please make sure each numbered item and each part of the item is answered completely. In order for Staff to continue with its review of this application, the following information must be submitted:

1. Please indicate the service(s) the Applicant wishes to cancel its authority to provide. Also, please indicate the Decision Numbers granting the authority to provide those services.
2. Please indicate if the Applicant's performance bond (if required) is still valid.
3. Please indicate if the Applicant has ever collected advances, deposits and/or prepayments.
4. Please indicate when (year and month) the Applicant discontinued providing the services indicated in question No. 1.
5. Please indicate the number of residential and business customers the Applicant had in the Applicant's last month of providing service.
6. Please indicate if customers were notified of the Applicants' discontinuance of service. Please provide a copy of the customer notification sent and indicate the date it was sent. If no notice was sent, please explain why.
7. Please indicate if there are any affiliates of the Applicant currently offering telecommunications service in Arizona.
8. Please indicate any other states the Applicant is currently providing the telecommunications services indicated in question No. 1.
9. Please provide a copy of the affidavit of publication indicating that the Applicant has published legal notice of the application to cancel service in all of the counties affected by this application. Refer to Arizona Administrative Code R14-2-1107(B).