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ARIZONA CORPORATION COMMISSION  
UTILITIES DIVISION  
1200 W. WASHINGTON STREET  
PHOENIX, AZ 85007

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2002 DEC 26 P 1:49

AZ CORP COMMISSION  
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Letter of Non-Compliance

December 26, 2002

Arizona Corporation Commission

DOCKETED

DEC 26 2002

Mr. Daniel A. Lutzick  
La Posada Hotel, LLC  
303 East 2nd Street  
Winslow, Arizona 86047



RE: DOCKET NO. T-03976A-01-0012      DECISION NO. 63606

Dear Mr. Lutzick:

This notice will inform you that La Posada Hotel, LLC has not met certain compliance requirements ordered by the Commission in the above-referenced Decision. In that Decision, the Commission conditioned approval of the application on La Posada Hotel, LLC filing certain documents with the Commission within a specific time period as described on the enclosed Compliance Delinquencies Report.

As a result of this non-compliance, the Certificate of Convenience and Necessity did not issue to La Posada Hotel, LLC and is void. If La Posada Hotel, LLC intends to provide service in the future within Arizona, it must file a new application for a certificate of convenience and necessity.

If you believe this to be in error, or, if I can answer any questions, please contact me at 602-542-0818.

Sincerely,

Patrick C. Williams  
Manager, Compliance and Enforcement  
Utilities Division

enclosure

cc: Docket Control, with fifteen copies

# Compliance Delinquencies Report

Report Date: December 26, 200

COMPANY: La Posada Hotel, LLC  
DOCKET NO. T-03976A-01-0012  
DECISION NO. 63606 DECISION DATE: 4/24/2001

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COMPLIANCE ACTION: Certificate is conditioned on Company filing within 18 months of the date the Company first provides service, Fair Value Rate Base information which shall include a dollar amount representing the total revenue for the first twelve months of telecommunications service provided to Arizona customers following certification, adjusted to reflect the maximum rates that the Company requests in its tariff. This adjusted total revenue figure could be calculated as the number of units sold for all services offered times the maximum charge per unit. Also file Fair Value Rate Base information detailing the total actual operating expenses for the first twelve months of telecommunications service provided to Arizona customers by the Company following certification. Also file information which includes a description and value of all assets, including plant, equipment, and office supplies to be used to provide telecommunications service to Arizona customers for the first twelve months following Certification. Failure of the Company to timely file sufficient information for a fair value finding and analysis and recommendation of permanent tariffs shall result in the expiration of the Certificate of Convenience and Necessity and the tariffs.

COMPLIANCE DUE DATE: 12/25/2002 OR,

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