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BEFORE THE ARIZONA CORPORATION COMMISSION

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IN THE MATTER OF THE APPLICATION OF  
CONCERT COMMUNICATIONS SALES, LLC  
FOR A CERTIFICATE OF CONVENIENCE AND  
NECESSITY TO PROVIDE COMPETITIVE  
LOCAL EXCHANGE TELECOMMUNICATIONS  
SERVICES AS A RESELLER.

DOCKET NO. T-03731A-99-0224

IN THE MATTER OF THE APPLICATION OF  
CONCERT COMMUNICATIONS SALES, LLC  
FOR A CERTIFICATE OF CONVENIENCE AND  
NECESSITY TO PROVIDE COMPETITIVE  
INTERLATA/INTRALATA RESOLD  
TELECOMMUNICATIONS SERVICES EXCEPT  
LOCAL EXCHANGE SERVICES.

DOCKET NO. T-03731A-99-0234

PROCEDURAL ORDER

**BY THE COMMISSION:**

On April 26, 1999, Concert Communications Sales, LLC ("CCS" or "Applicant") submitted to Docket Control of the Arizona Corporation Commission ("Commission") an application for a Certificate of Convenience and Necessity ("Certificate") to provide competitive resold local exchange telecommunications services within the State of Arizona. The application was docketed on April 29, 1999. On May 4, 1999, CCS filed an application for a Certificate to provide competitive resold interLATA/intraLATA resold telecommunications services except local exchange services. These matters will be consolidated for purposes of this Procedural Order.

CCS has not filed affidavits that it published notice of its filing of either application in newspapers in all counties where service is to be provided pursuant to A.A.C. R14-2-1104 and R14-2-1105. On August 25, 1999, the Commission's Utilities Division Staff ("Staff") filed its Staff Reports in these matters.

Pursuant to A.R.S. § 40-282, the Commission may act on an application for a Certificate to provide resold telecommunications services without a hearing, or with a hearing if one is requested by any party.

1 Pursuant to A.A.C. R14-2-1106 and R14-2-1108, the Commission now issues this Procedural  
2 Order to govern the preparation and conduct of these proceedings.

3 IT IS THEREFORE ORDERED that Concert Communications Sales, LLC shall file written  
4 exceptions to the Staff Reports or a request that a hearing be set by December 10, 1999.

5 IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,  
6 except that all motions to intervene must be filed on or before December 10, 1999.

7 IT IS FURTHER ORDERED that if Concert Communications Sales, LLC did not publish  
8 notice of its filing pursuant to A.A.C. R14-2-1104 and R14-2-1105, it shall publish notice as stated  
9 below in newspapers in all counties where service will be provided by November 26, 1999, and file  
10 the affidavit of publication in each docket on or before December 10, 1999.

11 **NOTICE OF APPLICATION FOR A CERTIFICATE**  
12 **OF CONVENIENCE AND NECESSITY TO PROVIDE**  
13 **RESOLD LOCAL EXCHANGE AND INTERLATA/INTRALATA**  
14 **TELECOMMUNICATIONS SERVICES**  
15 **BY CONCERT COMMUNICATIONS SALES, LLC**

16 Concert Communications Sales, LLC ("CCS") has filed with the Arizona Corporation  
17 Commission ("Commission") applications for Certificates of Convenience and  
18 Necessity ("Certificate") to provide local exchange and interLATA/intraLATA resold  
19 telecommunications services in the State of Arizona. CCS will be required by the  
20 Commission to provide these services under the rates and charges and terms and  
21 conditions established by the Commission.

22 A.R.S. § 40-282 provides that the Commission may act on an application for a  
23 Certificate to provide resold telecommunications services without a hearing, or with a  
24 hearing, if one is requested by any party. CCS or any other party must request a  
25 hearing by December 10, 1999, or the Commission will rule on the applications  
26 without a hearing.

27 The applications, reports of the Commission's Utilities Division Staff, and any written  
28 exceptions to the Staff Reports 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 CCS, [address].

Under appropriate circumstances, interested parties may intervene in the proceedings  
and participate as a party. Intervention shall be in accordance with A.A.C. R14-3-105,  
except that all motions to intervene must be filed on or before December 10, 1999.  
You may have the right to intervene in the proceeding, or you may make a statement  
for the record. If you have any comments, mail them to:

26 ...  
27 ...  
28 ...

1 The Arizona Corporation Commission  
Attention Docket Control  
2 re: Concert Communications Sales, LLC  
T-03731A-99-0224 and 0234  
3 1200 West Washington Street  
Phoenix, Arizona 85007

4 All comments should be received by December 10, 1999.

5 If you have any questions about these applications or have any objections to their  
6 approval, you may contact the Consumer Services Section of the Commission at 1200  
West Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000.

7 The Commission does not discriminate on the basis of disability in admission to its  
8 public meetings. Persons with a disability may request a reasonable accommodation  
9 such as a sign language interpreter, as well as request this document in an alternative  
10 format, by contacting Cynthia Mercurio-Sandoval, ADA Coordinator, voice phone  
number 602/542-0838, E-mail csandoval@cc.state.az.us. Requests should be made as  
early as possible to allow time to arrange the accommodation.

11 IT IS FURTHER ORDERED that if Concert Communications Sales, LLC has already  
12 published notice pursuant to A.A.C. R14-2-1104 and R14-2-1105, it shall file an affidavit of  
13 publication in each docket on or before December 10, 1999.

14 IT IS FURTHER ORDERED that the time periods specified herein shall not be extended  
15 pursuant to Rule 6(a) or (e) of the Arizona Rules of Civil Procedure.

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

18 DATED this 9<sup>th</sup> day of November, 1999.

19   
20 BARBARA M. BEHUN  
HEARING OFFICER

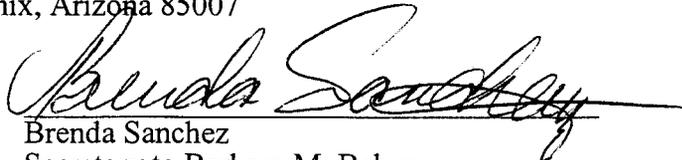
21  
22 Copies of the foregoing mailed/delivered  
this 7<sup>th</sup> day of November, 1999 to:

23 Joan M. Griffin  
24 KELLEY DRYE & WARREN, LLP  
1200 19<sup>th</sup> St., N.W., Suite 500  
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7  
8 By   
9 Brenda Sanchez  
Secretary to Barbara M. Behun

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