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MEMORANDUM

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AZ CORP COMMISSION
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TO: Docket Control
Arizona Corporation Commission

FROM: Deborah R. Scott
Director
Utilities Division *Deborah R. Scott*

DATE: October 30, 2000

RE: IN THE MATTER OF THE TERMINATION OF THE APPLICATION OF
EZTEL NETWORK SERVICES, L.L.C. FOR A CERTIFICATE OF
CONVENIENCE AND NECESSITY. (DOCKET NO. T-03833A-00-0062)

Attached is the Staff Report for the above referenced application. Staff is recommending termination of the CC&N without a hearing.

Originator: Rodney Moore

Attachment: Original and Ten Copies

STAFF REPORT
UTILITIES DIVISION
ARIZONA CORPORATION COMMISSION

EZTEL NETWORK SERVICES, L.L.C.

DOCKET NO. T-03833A-00-0062

IN THE MATTER OF THE TERMINATION OF THE APPLICATION OF
EZTEL NETWORK SERVICES, L.L.C.
FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY

October 30, 2000

STAFF ACKNOWLEDGEMENT

The Staff member designated below contributed elements of this Staff Report.

A handwritten signature in cursive script that reads "Rodney Moore". The signature is written in black ink and is positioned above a horizontal line.

Rodney L. Moore
Auditor III

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Introduction:

On January 28, 2000, ezTel Network Services, L.L.C. ("ezTel" or "Applicant") filed with the Commission an Application for a Certificate of Convenience and Necessity ("Certificate").

Background and Staff Analysis:

ezTel was sent a Data Request on June 20, 2000, for additional information missing from the Application. On August 9, 2000, a letter and the previously requested information were docketed in the form of Data Requests. This letter and attached Data Requests required the Applicant to submit responses to the Docket Control Center within 71 days. ezTel was notified in the correspondence that failure to respond within 71 days of the date on this letter would result in Staff's recommendation that the Application be terminated.

Since ezTel failed to respond to these Data Requests within 71 days (October 19, 2000), Staff believes that termination of this application for a Certificate is in the public interest.

Recommendations:

Staff recommends termination of ezTel's application for a Certificate of Convenience and Necessity, without prejudice.