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

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Letter of Non-Compliance

AZ CORP COMMISSION
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August 09, 2002

Arizona Corporation Commission
DOCKETED

AUG 09 2002

Mr. Charles R. Combs
Affordable Voice Communications, Inc.
1000 North Main Street
Las Cruces, New Mexico 88001-1126

RE: DOCKET NO. T-03995A-01-0145 DECISION NO. 63910

DOCKETED BY	<i>CAZ</i>
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Dear Mr. Combs:

This notice will inform you that Affordable Voice Communications, Inc. 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 Affordable Voice Communications, Inc. 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 Affordable Voice Communications, Inc. and is void. If Affordable Voice Communications, Inc. 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 eleven copies

Compliance Delinquencies Report

Report Date: August 09, 2002

COMPANY: Affordable Voice Communications, Inc.

DOCKET NO. T-03995A-01-0145

DECISION NO. 63910 **DECISION DATE:** 08/06/2001

COMPLIANCE ACTION: Within 30 days of the effective date of the Commission's Decision, notify the Compliance Section of the Utilities Division of the date that the Company will begin or has begun providing service to Arizona customers.

10-10-01 Procedural Order granted extension of time to October 1, 2001.

6-27-02 Procedural Order granted an extension of time to August 6, 2002 or 30 days prior to providing service in Arizona, whichever occurs first. No additional extensions will be granted and failure to comply with this condition will result in voidance of the CC&N without further Order of the Commission.

COMPLIANCE DUE DATE: 08/06/2002 OR,

COMPLIANCE ACTION: Certificate approval subject to the Company filing conforming tariffs with the Commission within 30 days of the effective date of the Commission's Decision in accordance with the Decision.

10-10-01 Procedural Order granted extension of time to October 1, 2001.

6-27-02 Procedural Order granted an extension of time to August 6, 2002 or 30 days prior to providing service in Arizona, whichever occurs first. No additional extensions will be granted and failure to comply with this condition will result in voidance of the CC&N without further Order of the Commission.

COMPLIANCE DUE DATE: 08/06/2002 OR,

Compliance Delinquencies Report

Report Date: August 09, 2002

COMPANY: Affordable Voice Communications, Inc.

DOCKET NO. T-03995A-01-0145

DECISION NO. 63910 **DECISION DATE:** 08/06/2001

COMPLIANCE ACTION: Certificate conditioned on Company filing the following FVRB information within 18 months of the date it first provides service following certification. The FVRB shall include a dollar amount representing the total revenue for the first twelve months of telecommunications service provided to Arizona customers by the Company following certification. The Company shall also file FVRB information detailing the total actual operating expenses for the first twelve months of telecommunications service provided to Arizona customers by the Company following certification. The Company shall also file FVRB information which includes a description and value of all assets, including plant, equipment, and office supplies, used to provide telecommunications service to Arizona customers for the first twelve months following the Company's certification. The Company's failure to meet the condition to timely file sufficient information for a fair value finding and analysis and recommendation of permanent rates shall result in the expiration of the Certificate of Convenience and Necessity and of the tariffs.

COMPLIANCE DUE DATE: 08/06/2002 OR,
