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MEMORANDUM

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TO: Docket Control
Arizona Corporation Commission

FROM: Ernest Johnson
Director
Utilities Division

THRU: Matthew Rowell
Chief, Telecommunications & Energy
Utilities Division

MR

DATE: June 13, 2002

RE: **COMPLIANCE TO DECISION NO. 63923** - REQUEST FOR
EXTENSION OF TIME. (DOCKET NO. T-03973A-00-1038)

On June 10, 2002, Vivo Communications-AZ, LLC ("Vivo") submitted correspondence requesting an extension of time to comply with one condition in the decision granting Vivo authority to provide facilities-based and resold local exchange and interexchange telecommunications services (August 6, 2001; Decision No. 63923). Vivo's CC&N was conditioned on the Company filing a performance bond for a minimum of \$100,000 within 180 days of the effective date of the Commission's Decision or 30 days prior to the commencement of service, whichever comes first. Vivo was sent a notice that it was not in compliance with this requirement on May 29, 2002.

The due date for Vivo to comply with this recommendation was February 4, 2002. However, since Vivo was not notified that it was not compliant until May 29, 2002, Staff recommends that Vivo be given an extension of time to submit its performance bond. Staff recommends that Vivo be given a 45 day extension of time to file its performance bond.

Originator: Marta Kalleberg

Enc.

Arizona Corporation Commission
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JUN 21 2002

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Docket No. T-03973A-00-1038

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