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MEMORANDUM RECEIVED

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TO: Docket Control
Arizona Corporation Commission

AZ CORP COMMISSION
DOCUMENT CONTROL

FROM: Steve Olea *Mark D. Olea for*
Acting Director
Utilities Division

DATE: October 19, 2001

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

On September 21, 2001, Vivo Communications--AZ, LLC ("Vivo") submitted correspondence requesting an extension of time to comply with two conditions in the decision granting Vivo authority to provide facilities-based and resold local exchange and interexchange telecommunications services (Decision No. 63923). Vivo's Certificate of Convenience and Necessity was conditioned on the Company 1) certifying that all issues associated with the provision of 911 service have been resolved with the emergency service providers and 2) filing its plan to have its customers' telephone numbers included in the incumbent's Directories and Directory Assistance databases within 30 days of an Order in this matter. Vivo requests an extension to 30 days prior to offering service in Arizona to comply with both of these conditions. Vivo states that its Arizona deployment is taking longer than expected.

Staff recommends that Vivo's request for an extension of time be granted because it is not necessary for Vivo to comply with the above two provisions if they are not currently or soon to be providing service to Arizona customers. Therefore, Staff recommends that Vivo comply with the above two conditions by January 31, 2002, 30 days prior to its provisioning of service, which ever is sooner.

Originator: Marta Kalleberg

Enclosures

Arizona Corporation Commission

DOCKETED

OCT 19 2001

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Service List for: Vivo Communications-AZ, LLC
Docket No. T-03973A-00-1038

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Mr. Michael W. Patten
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Mr. Timothy Berg
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1200 West Washington Street
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Ms. Lyn Farmer
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1200 West Washington Street
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Kalleberg

VIVO

September 19, 2001

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AZ CORP COMMISSION
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Arizona Corporation Commission
1200 W. Washington Street
Phoenix, AZ 85007

Attention: Docket Control

Re: Decision No. 63923 Docket # T-03973A-00-1038

On September 18, 20001 we received a letter of Non-Compliance regarding Vivo Communications – AZ, LLC. After reviewing the letter and speaking with Patrick Williams of Compliance and Enforcement we are asking for an extension of time on the compliance items for Vivo Communications (911 and Directory activities).

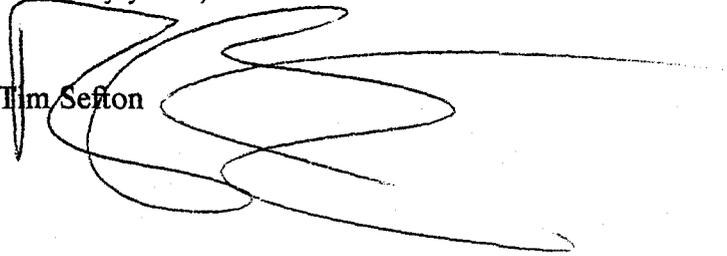
We are asking for this extension due to the fact that our deployment in Arizona is taking longer then expected due to the current telecommunications industry downturn.

Both of these items are in our plans for deployment and we expect to be in full compliance with all regulatory requirements prior to our offering service. We are requesting that both of these items be extended for resolution till 30 prior to service offering in Arizona.

If you have any questions please contact me at 248-644-5988 or via email at tims@vivocommunications.net.

I appreciate your help with this matter.

Sincerely yours,


Tim Sefton

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Director of Utilities