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BEFORE THE ARIZONA CORPORATION COMMISSION RECEIVED

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1 WILLIAM A. MUNDELL
2 Chairman
3 JIM IRVIN
4 Commissioner
5 MARC SPITZER
6 Commissioner

2001 JUL -3 P 3:51

AZ CORP COMMISSION
DOCUMENT CONTROL

6 IN THE MATTER OF THE APPLICATION)
7 OF NXGEN NETWORKS, INC.)
8 FOR A CERTIFICATE OF CONVENIENCE)
9 AND NECESSITY TO PROVIDE COMPETITIVE)
FACILITIES-BASED AND RESOLD)
EXCHANGE AND ACCESS)
TELECOMMUNICATIONS SERVICES)

DOCKET NO. T-03969A-00-1006

STAFF'S MOTION TO STRIKE
STAFF REPORT AND DENY
APPLICANT'S APPLICATION

10
11 On December 11, 2000, Nxgen Networks, Inc. ("Applicant"), filed with the Arizona
12 Corporation Commission ("Commission") an application for a Certificate of Convenience and
13 Necessity to provide competitive facilities-based and resold local exchange, interexchange, and
14 exchange access telecommunications services statewide.

15 On June 7, 2001, a hearing was held in this matter, wherein the Applicant failed to make an
16 appearance or respond to Staff's efforts to resolve the issue. As such, Staff moves to strike it's
17 previously filed Staff report and recommends that Applicant's application be denied.

18 RESPECTFULLY SUBMITTED this 3rd day of July 2001.

19
20 By:

21 Devinti Williams
22 Arizona Corporation Commission
23 Attorney, Legal Division
1200 West Washington Street
Phoenix, Arizona 85007
(602) 542-3402

24 The original and ten copies of the foregoing filed this 3rd day
25 of July, 2001 with:

Arizona Corporation Commission
DOCKETED

26 Docket Control
27 Arizona Corporation Commission
28 1200 West Washington Street
Phoenix, Arizona 85007

JUL 03 2001

DOCKETED BY

1 A Copy of the foregoing was mailed
2 this 3rd day of July, 2001 to:

3 Mark Sampson
4 NxGen Networks, Inc.
5 1700 Lincoln Street, Suite 1920
6 Denver, Colorado 80203

7 Thomas Forte, Consultant to NxGen Networks, Inc.
8 Technologies and Management Inc.
9 210 North Park Avenue
10 Winter Park, Florida 32789

11 Timothy Berg
12 FENNEMORE CRAIG
13 3003 North Central Avenue, Suite 2600
14 Phoenix, Arizona 85012-2913

15 Deborah Scott
16 Director, Utilities Division
17 Arizona Corporation Commission
18 1200 West Washington Street
19 Phoenix, Arizona 85007

20 Stephen Gibelli
21 Administrative Law Judge
22 Hearing Division
23 Arizona Corporation Commission
24 1200 West Washington Street
25 Phoenix, Arizona 85007

26 *Sheri A. Moaya*
27 _____
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