

INTERVENTION
ORIGINAL



BEFORE THE ARIZONA CORPORATION COMMISSION

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2
3 JEFF HATCH-MILLER
Chairman
4 WILLIAM MUNDELL
Commissioner
5 MARC SPITZER
Commissioner
6 MIKE GLEASON
Commissioner
7 KRISTIN MAYES
Commissioner

2005 OCT 13 P 4: 40

AZ CORP COMMISSION
DOCUMENT CONTROL

8 IN THE MATTER OF THE APPLICATION
9 OF COX ARIZONA TELCOM, LLC FOR A
10 WAIVER OF RULE 805 OF THE PUBLIC
11 UTILITY HOLDING COMPANIES AND
12 AFFILIATED INTERESTS RULES
(A.A.C. R14-2-801 *et seq.*)

DOCKET NO. T-03471A-05-0357

**QWEST CORPORATION'S
APPLICATION FOR LEAVE TO
INTERVENE**

13 Pursuant to A.A.C. R14-3-105, Qwest Corporation ("Qwest") hereby applies to the
14 Arizona Corporation Commission (the "Commission") for an order granting Qwest leave
15 to intervene in the above-captioned proceeding.

16 In its Application, Cox Arizona Telcom, LLC ("Cox") asserts that application of
17 A.A.C. R14-2-805 to Cox is unnecessary because: (i) it operates in a competitive market;
18 (ii) does not possess monopoly power; and (iii) generates revenues in Arizona that
19 comprises only a small portion of its total corporate family revenues and investment. As
20 an incumbent local exchange carrier subject to the requirements of the Commission's Public
21 Utility Holding Companies and Affiliated Interests Rules (A.A.C. R14-2-801 *et seq.*), Qwest
22 – a competitor of Cox – will be directly and substantially affected by the decision of the
23 Commission in this proceeding. Furthermore, Qwest's participation in these proceedings
24 will not broaden the issues or unduly delay a decision by the Commission on the merits of
25 the application.

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1 For the foregoing reasons, Qwest respectfully requests that the Commission grant
2 its Application for Leave to Intervene in this matter.

3 RESPECTFULLY SUBMITTED this 13th day of October, 2005.

4 Norman Curtright
5 QWEST CORPORATION
6 4041 N. Central Avenue
7 Phoenix, AZ 85012
8 (602) 630-2187

9 -and-

10 FENNEMORE CRAIG, P.C.

11 By 

12 Timothy Berg *For*
13 Theresa Dwyer
14 3003 N. Central Ave, Suite 2600
15 Phoenix, Arizona 85012
16 (602) 916-5421

17 Attorneys for Qwest Corporation

18 ORIGINAL and 13 copies hand-delivered for
19 filing this 13th day of October, 2005 to:

20 Docket Control
21 ARIZONA CORPORATION COMMISSION
22 1200 West Washington
23 Phoenix, Arizona 85007

24 COPY of the foregoing hand-delivered
25 This 13th day of October, 2005 to:

26 Dwight Nodes
27 Hearing Division
28 ARIZONA CORPORATION COMMISSION
1200 West Washington
Phoenix, Arizona 85007

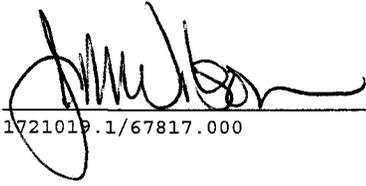
Maureen Scott
Legal Division
ARIZONA CORPORATION COMMISSION
1200 West Washington
Phoenix, Arizona 85007

1 Christopher K. Kempley, Chief Counsel
Legal Division
2 Arizona Corporation Commission
1200 West Washington Street
3 Phoenix, AZ 85007

4 Ernest Johnson, Director
Utilities Division
5 Arizona Corporation Commission
1200 West Washington Street
6 Phoenix, AZ 85007

7 COPY of the foregoing mailed
this 13th day of October, 2005 to:

8
9 Cox Arizona Telcom, LLC
Michael W. Patten
Roshka Heyman & DeWulf, PLC
10 One Arizona Center
400 East Van Buren Street, Suite 800
11 Phoenix, Arizona 85004

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