

OPEN MEETING ITEM  
ORIGINAL



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BRIAN C. McNEIL  
Executive Director

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**COMMISSIONERS**  
JEFF HATCH-MILLER - Chairman  
WILLIAM A. MUNDELL  
MARC SPITZER  
MIKE GLEASON  
KRISTIN K. MAYES



**ARIZONA CORPORATION COMMISSION**

DATE: January 30, 2006  
DOCKET NO: T-04220A-05-0538

TO ALL PARTIES:

Enclosed please find the recommendation of Administrative Law Judge Amy Bjelland. The recommendation has been filed in the form of an Order on:

VOLO COMMUNICATIONS OF ARIZONA, INC.

(CC&N CANCELLATION)

Pursuant to A.A.C. R14-3-110(B), you may file exceptions to the recommendation of the Administrative Law Judge by filing an original and thirteen (13) copies of the exceptions with the Commission's Docket Control at the address listed below by **4:00 p.m.** on or before:

FEBRUARY 8, 2006

The enclosed is NOT an order of the Commission, but a recommendation of the Administrative Law Judge to the Commissioners. Consideration of this matter has tentatively been scheduled for the Commission's Open Meeting to be held on:

FEBRUARY 14 AND 15, 2006

For more information, you may contact Docket Control at (602)542-3477 or the Hearing Division at (602)542-4250. For information about the Open Meeting, contact the Executive Director's Office at (602) 542-3931.

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AZ CORP COMMISSION  
DOCUMENT CONTROL

BRIAN C. McNEIL  
EXECUTIVE DIRECTOR

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**BEFORE THE ARIZONA CORPORATION COMMISSION**

COMMISSIONERS

JEFF HATCH-MILLER, Chairman  
WILLIAM A. MUNDELL  
MARC SPITZER  
MIKE GLEASON  
KRISTIN K. MAYES

IN THE MATTER OF THE APPLICATION OF  
VOLO COMMUNICATIONS OF ARIZONA, INC.  
FOR CANCELLATION OF THEIR CERTIFICATE  
OF CONVENIENCE AND NECESSITY TO  
PROVIDE FACILITIES-BASED AND RESOLD  
LOCAL EXCHANGE AND FACILITIES-BASED  
INTEREXCHANGE TELECOMMUNICATIONS  
SERVICE IN MARICOPA COUNTY, ARIZONA  
AND PETITION FOR COMPETITIVE  
CLASSIFICATION OF ITS SERVICES.

DOCKET NO. T-04220A-05-0538

DECISION NO. \_\_\_\_\_

ORDER

Open Meeting  
February 14, 2006  
Phoenix, Arizona

**BY THE COMMISSION:**

\* \* \* \* \*

Having considered the entire record herein and being fully advised in the premises, the Commission finds, concludes, and orders that:

FINDINGS OF FACT

1. In Decision No. 66940 (April 21, 2004), the Arizona Corporation Commission ("Commission") granted Volo Communications of Arizona, Inc. ("Volo" or "Applicant") a Certificate of Convenience and Necessity ("Certificate") to provide facilities-based and resold local exchange and facilities-based interexchange telecommunications service in Maricopa County, Arizona.

2. On July 27, 2005, Volo filed an application for cancellation of its Certificate. The application stated that Volo has no customers and no deposits to refund.

3. On September 23, 2005, the Commission's Utilities Division ("Staff") sent its First Set of Data Requests to Applicant.

4. On October 11, 2005, Applicant filed its responses to Staff's Data Requests.



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**ORDER**

IT IS THEREFORE ORDERED that the Certificate of Convenience and Necessity granted to Volo Communications of Arizona, Inc. in Decision No. 66940 is hereby cancelled.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

CHAIRMAN

COMMISSIONER

COMMISSIONER

COMMISSIONER

COMMISSIONER

IN WITNESS WHEREOF, I, BRIAN C. McNEIL, Executive Director of the Arizona Corporation Commission, have hereunto set my hand and caused the official seal of the Commission to be affixed at the Capitol, in the City of Phoenix, this \_\_\_\_ day of \_\_\_\_\_, 2006.

\_\_\_\_\_  
BRIAN C. McNEIL  
EXECUTIVE DIRECTOR

DISSENT \_\_\_\_\_

DISSENT \_\_\_\_\_

1 SERVICE LIST FOR: VOLO COMMUNICATIONS OF ARIZONA, INC.

2 DOCKET NO.: T-04220A-05-0538

3  
4 Ken Duarte  
5 Volo Communications, Inc.  
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7 Altamonte Springs, FL 32714

8 Christopher Kempley, Chief Counsel  
9 Legal Division  
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