



MEMORANDUM

TO: Docket Control
Arizona Corporation Commission

FROM: Ernest G. Johnson *EA for EGJ*
Director
Utilities Division

THRU: Matthew Rowell
Chief, Telecommunications and Energy
Utilities Division

Wilfred Shand, Jr.
Manager, Telecommunications and Energy
Utilities Division

DATE: March 20, 2006

RE: IN THE MATTER OF THE APPLICATION OF ECONODIAL, LLC TO
CANCEL THEIR CERTIFICATE OF CONVENIENCE AND NECESSITY FOR
RESOLD LONG DISTANCE TELECOMMUNICATIONS SERVICES
(DOCKET NO. T-04116A-05-0009)

Attached is the Staff Report of the above Application to cancel the Certificate of Convenience and Necessity ("CC&N") held by Econodial, LLC. Staff recommends cancellation of the CC&N.

EGJ:JFB:tdp

Originator: John F. Bostwick

Attachment: Original and Thirteen Copies

Arizona Corporation Commission
DOCKETED

MAR 20 2006

DOCKETED BY	<i>[Signature]</i>
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Service List for: Econodial, LLC
Docket No. T-04116A-05-0009

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STAFF REPORT
UTILITIES DIVISION
ARIZONA CORPORATION COMMISSION

ECONODIAL, LLC
DOCKET NO. T-04116A-05-0009

IN THE MATTER OF THE APPLICATION OF ECONODIAL, LLC TO CANCEL THEIR
CERTIFICATE OF CONVENIENCE AND NECESSITY FOR RESOLD LONG
DISTANCE TELECOMMUNICATIONS SERVICES

MARCH 20, 2006

STAFF ACKNOWLEDGMENT

The Staff Report for the application described in Docket No. T-04116A-05-0009 was the responsibility of the Staff member listed below. John F. Bostwick was responsible for the review and analysis of Econodial, LLC's application to cancel its Certificate of Convenience and Necessity.



John F. Bostwick
Administrative Services Officer II

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Introduction

On January 7, 2005, Econodial, LLC ("Company") filed an Application with the Commission requesting approval to cancel its Certificate of Convenience and Necessity ("CC&N") to provide resold long distance telecommunications services in Arizona. In its Application, the Company indicated that it does not have any customers in Arizona.

Background

On June 17, 2003, the Commission, in Decision No. 65983, originally granted a CC&N to the Company to provide resold long distance telecommunications services within the State of Arizona.

Staff's Analysis

On January 18, 2005, Staff sent its first set of data requests to the Company. The Company responded to Staff's data requests on February 15, 2005. The Company reported that it had approximately thirty (30) customers in Arizona in the early part of 2004. During the year of 2004, these customers voluntarily changed carriers. The Company did not transfer any customers. As a result, the Company stopped soliciting or accepting new customers in September 2004. Since the Company had no residential or business customers in the last months of service, the Company did not send out notice to their customers in Arizona. Also, there are no affiliates of the Company offering telecommunications services in Arizona.

Since the Company was not authorized to collect advances, deposits, or prepayments, it was not required to have a performance bond. The Company stated that it did not collect advances, deposits, or prepayments from its customers and did not procure a performance bond.

The Company indicated that it provides resold long distance telecommunications services in Connecticut, Maryland, Georgia, Indiana, and Wisconsin.

On February 16, 2005, Staff sent a second data request to the Company. The second data request asked the Company to provide a copy of the legal notice of the Application to cancel its CC&N in all counties affected by the Application. On March 3, 2005, the Company's Vice President of Regulatory Affairs, Stanley H. Golove acknowledged receiving Staff's second data request by signing and returning the certified mail "green card". The Company did not provide a copy of the legal notice of the Application to cancel its CC&N as requested by Staff.

On December 23, 2005, Staff made several attempts to contact Mr. Golove. Staff called the phone number referenced on the Application to contact Mr. Golove. The phone

number called was answered by personnel representing Master Call Communications. Staff called the Company's phone number captured on the PUC websites for the State of Connecticut and the State of Georgia. That phone number puts the caller in touch with personnel representing Master Call Communications. Staff called the latest phone number provided to reach Mr. Golove and received a "Not in service No further information available" message.

Consumer Services reports that there have been no complaints against the Company from 2003 through 2005. In addition, Consumer Services stated that the Company is not registered with the Corporations Section of the Commission.

According to Compliance and Enforcement, the Company does not have any compliance delinquencies.

Since there are numerous other carriers offering similar services as Econodial, LLC, Staff believes that approval of Econodial, LLC's request to discontinue service is in the public interest.

Recommendations

Since Econodial, LLC does not have customers in Arizona, Staff recommends cancellation of Econodial, LLC's CC&N authority and tariff to provide resold long distance telecommunications services in Arizona.

Staff further recommends that the Commission waive the requirement that Econodial, LLC file an affidavit of publication that legal notice was provided statewide to discontinue resold long distance telecommunications services.

Upon cancellation of its CC&N, Econodial, LLC will no longer be authorized to provide resold long distance telecommunications services in Arizona and therefore, will no longer be subject to the requirements of Decision No. 65983.