

EXCEPTION



0000046289

OPEN MEETING AGENDA ITEM
BEFORE THE ARIZONA CORPORATION COMMISSION

ORIGINAL

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3 **COMMISSIONERS**

4 JEFF HATCH-MILLER, Chairman
5 WILLIAM A. MUNDELL
6 MARC SPITZER
7 MIKE GLEASON
8 KRISTIN K. MAYES

AZ CORP COMMISSION
DOCUMENT CONTROL

2006 MAR 31 A 10: 26

RECEIVED

9 IN THE MATTER OF THE FORMAL
10 COMPLAINT AGAINST CITIZENS
11 UTILITIES RURAL COMPANY, INC. dba
12 FRONTIER CITIZENS UTILITIES RURAL
13 COMPANY, FILED BY BETTY BINGAMAN.

DOCKET NO. T-01954B-05-0640

**EXCEPTIONS TO RECOMMENDED
OPINION AND ORDER**

14 On January 23, 2006, a formal hearing was held in the above captioned complaint. On March
15 21, 2006, Administrative Law Judge ("ALJ") Amy Bjelland issued a recommended opinion and order
16 ("ROO"). Pursuant to Arizona Administrative Code § R14-3-110(B), exceptions to the ROO were
17 due on March 30, 2006. The staff of the Utilities Division of the Arizona Corporation Commission
18 ("Staff") hereby respectfully requests permission to file the following exceptions one day out-of-time.

19 At page 7, line 26 to page 8, line 2, the ROO orders Citizens Utilities Rural Company, Inc.,
20 dba Frontier Citizens Utilities Rural Company ("Frontier") to "work with Staff to develop practices
21 and procedures to ensure that its employees do not provide misinformation to consumers who inquire
22 about pricing information for telephone utility service and report back to the Commission on its
23 progress on such practices and procedures within 90 days of this Decision." Staff believes that
24 Frontier alone should be responsible to develop such practices and procedures. Furthermore, Staff
25 believes that its responsibility should be to review the practices and procedures developed by Frontier
26 and then to file comments regarding them.

27 ...
28 ...

1 In accordance with the above position, Staff hereby respectfully submits the following
2 specific exceptions:

3 Page 7, Line 9:

4 DELETE "work with Staff"

5 INSERT "and submit to Staff for review" after "develop"

6
7 Page 7, Line 27:

8 DELETE "work with Staff"

9 INSERT "and submit to Staff for review" after "develop"

10 Page 8, Line 1:

11 DELETE "and report back to the Commission on it progress on such practices and
12 procedures"

13 Page 8, Line 3:

14 INSERT NEW ORDERING PARAGRAPH –

15 "IT IS FURTHER ORDERED that within 120 days of this Decision, Staff shall file, in this
16 docket, its comments regarding the above developed practices and procedures"

17 Page 8, Line 5:

18 DELETE "report back to the Commission"

19 REPLACE WITH "file documentation in this docket"

20
21 RESPECTFULLY SUBMITTED this 31st day of March, 2006.

22
23 By: 

24 Keith A. Layton
25 Attorney, Legal Division
26 Arizona Corporation Commission
27 1200 West Washington Street
28 Phoenix, Arizona 85007
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1 Original and Thirteen (13) copies filed
2 this 31st day of March, 2006 with:

3 Docket Control
4 Arizona Corporation Commission
5 1200 West Washington Street
6 Phoenix, Arizona 85007

7 Copies of the foregoing were mailed on
8 the 31st day of March, 2006 to:

9 Ms. Betty Bingaman
10 11078 Alvis Road, Box 145
11 Yucca, Arizona 86438

12 Citizens Utilities Rural Company, Inc.
13 Curt Huttshell State Reg. Mgr.
14 4 Triad Center
15 Salt Lake City, Utah 84180

16 Kevin Saville, Esq.
17 Associate General Counsel
18 Citizens Communications Company
19 2378 Wilshire Boulevard
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