



0000048576

ORIGINAL

2

RECEIVED

BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

DOCKETED

2002 JAN 31 P 3:15

JAN 31 2002

AZ CORP COMMISSION
DOCUMENT CONTROL

1
2 WILLIAM A. MUNDELL
CHAIRMAN
3 JIM IRVIN
COMMISSIONER
4 MARC SPITZER
COMMISSIONER

DOCKETED BY	<i>mc</i>
-------------	-----------

5
6 IN THE MATTER OF THE APPLICATION OF
7 ICG TELECOM GROUP, INC. FOR A
8 CERTIFICATE OF CONVENIENCE AND
9 NECESSITY TO PROVIDE COMPETITIVE
FACILITIES-BASED AND RESOLD
INTRASTATE TELECOMMUNICATIONS
SERVICES IN ARIZONA

DOCKET NO. T-03566A-99-0743

PROCEDURAL ORDER

10 **BY THE COMMISSION:**

11 On December 23, 1999, ICG Telecom Group, Inc. ("Applicant" or "ICG") submitted to
12 Docket Control of the Arizona Corporation Commission ("Commission") an application for a
13 Certificate of Convenience and Necessity ("Certificate") to provide competitive facilities-based and
14 resold intrastate telecommunications services in Arizona.

15 On May 24, 2000 and July 5, 2000, ICG filed Amendments to its application.

16 On June 22, 2000, ICG filed Affidavits of Publication indicating compliance with the
17 Commission's notice requirements.

18 On August 23, 2000, the Commission's Utilities Division Staff ("Staff") filed a Staff Report.

19 On September 22, 2000, a Procedural Order was issued scheduling this matter for hearing on
20 November 30, 2000.

21 On October 10, 2000, ICG filed a Motion to Continue. ICG requested a continuance of all
22 deadlines, filings, and hearing dates.

23 On October 19, 2000, Staff filed a Response to ICG's Motion to Continue and indicated that it
24 did not oppose ICG's Motion.

25 On October 20, 2000, a Procedural Order was issued requesting that the company file an
26 update concerning the status of its application by January 19, 2001.

27 On January 19, 2001, ICG filed a Motion to Extend the Continuance stating it will not begin
28 offering service in Arizona until late 2001 at the earliest.

1 On April 19, 2001, a Procedural Order was issued granting the continuance and requiring ICG
2 to file an update regarding the status of its application and its readiness for a hearing by October 19,
3 2001.

4 On October 17, 2001, ICG filed an Update Concerning Status of Application ("Update")
5 indicating that, under its current business plan, it will not enter the Arizona market until late 2002.
6 ICG requested that a hearing be set in this matter on or after April 1, 2002. Staff contacted the
7 Hearing Division and stated it had no objection to ICG's request.

8 On October 29, 2001, a Procedural Order continued this matter indefinitely, based upon the
9 numerous continuances in this matter and ICG's indication that it will not enter the Arizona market
10 until late 2002.

11 On January 16, 2002, ICG filed a Status Report on its Application and requested that a
12 Procedural Conference be held.

13 IT IS THEREFORE ORDERED that a Procedural Conference shall be held on March 12,
14 2002, at 9:00 a.m., at the Commission's offices, 1200 W. Washington, Phoenix, Arizona..

15 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
16 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

17 DATED this 31 day of January, 2002.

18
19
20 
21 PHILIP J. DION III
22 ADMINISTRATIVE LAW JUDGE

23 Copies of the foregoing mailed/delivered
24 this 31 day of January, 2002, to:

25 Albert H. Kramer
26 Valerie M. Furman
27 DICKSTEIN SHAPIRO MORIN & OSHINSKY, LLP
28 2101 L Street, NW
Washington, D.C. 20037-1526
Attorneys for ICG Telecom Group, Inc.

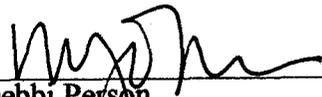
1 Amy Hartzler, Director of Regulatory and Government Affairs
2 ICG Communications, Inc.
3 161 Inverness Drive West
4 Englewood, Colorado 80012

5 Timothy Berg
6 FENNEMORE CRAIG
7 3003 North Central Avenue, Suite 2600
8 Phoenix, Arizona 85012-2913
9 Attorneys for Qwest Corporation

10 Christopher Kempley, Chief Counsel
11 Legal Division
12 ARIZONA CORPORATION COMMISSION
13 1200 West Washington Street
14 Phoenix, Arizona 85007

15 Ernest G. Johnson, Director
16 Utilities Division
17 ARIZONA CORPORATION COMMISSION
18 1200 West Washington Street
19 Phoenix, Arizona 85007

20 ARIZONA REPORTING SERVICE, INC.
21 2627 N. Third Street, Suite Three
22 Phoenix, Arizona 85004-1104

23 By: 
24 Debbi Person
25 Secretary to Philip J. Dion III
26
27
28