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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

COMMISSIONERS

DOCKETED

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

MAY 05 2006

DOCKETED BY

IN THE MATTER OF THE APPLICATION OF
ECONODIAL, LLC FOR CANCELLATION OF
ITS CERTIFICATE OF CONVENIENCE AND
NECESSITY TO PROVIDE RESOLD LONG
DISTANCE TELECOMMUNICATION SERVICES.

DOCKET NO. T-04116A-05-0009

DECISION NO. 68698

ORDER

Open Meeting
May 2 and 3, 2006
Phoenix, Arizona

BY THE COMMISSION:

Having considered the entire record herein and being fully advised in the premises, the Arizona Corporation Commission ("Commission") finds, concludes, and orders that:

FINDINGS OF FACT

1. Econodial, LLC ("Econodial" or "Applicant") has a Certificate of Convenience and Necessity ("Certificate") to provide resold long distance telecommunications services in the State of Arizona pursuant to Decision No. 65983 (June 17, 2003).
2. On January 7, 2005, Applicant filed an application for cancellation of its Certificate, indicating that it does not have any customers in Arizona.
3. On January 18, 2005, the Commission's Utilities Division ("Staff") filed a Letter of Insufficiency and First Set of Data Requests.
4. On February 15, 2005, Applicant filed additional information in the docket relating to its request to cancel its Certificate.
5. On February 16, 2005, Staff filed a Letter of Insufficiency and Second Set of Data Requests. This request asked Econodial to provide a copy of the legal notice of the application to cancel its Certificate in all counties affected by the Application. Service of the Second Set of Data

1 Requests was acknowledged with the signature of Econodial's Vice President of Regulatory Affairs,
2 Stanley H. Golove, on the certified mail's return receipt. Econodial has not filed anything further in
3 this docket, nor has Staff been able to contact Econodial by telephone since this Second Set of Data
4 Requests.

5 6. On March 20, 2006, Staff filed a Staff Report, recommending approval of the
6 application to cancel Applicant's Certificate without a hearing. Staff further recommended waiving
7 the requirement that Econodial file an affidavit of publication that legal notice was provided
8 statewide to discontinue resold long distance telecommunications services.

9 7. During 2004, Econodial had approximately 30 customers in Arizona, all of whom
10 voluntarily changed carriers during that year. Staff stated that Econodial did not send notice to its
11 customers in Arizona because it had no residential or business customers in the last months of
12 service. No affiliates of Econodial offer telecommunications services in Arizona.

13 8. Econodial was not authorized to collect advances, deposits or prepayments and
14 therefore had no performance bond.

15 9. Staff indicated that there are no open complaints, inquiries or opinions concerning
16 Applicant.

17 10. Numerous other carriers in Arizona offer services similar to those that Applicant is
18 currently certificated to provide.

19 11. No Arizona customers will be affected by the requested cancellation.

20 CONCLUSIONS OF LAW

21 1. Applicant is a public service corporation within the meaning of Article XV of the
22 Arizona Constitution and A.R.S. §§ 40-281 and 40-282.

23 2. The Commission has jurisdiction over Applicant and the subject matter of the
24 application.

25 3. The cancellation of Applicant's Certificate is in the public interest.

26 4. Pursuant to A.R.S. § 40-282, the Commission may issue this Decision without a
27 hearing.

28 5. Staff's recommendation is reasonable and should be adopted.

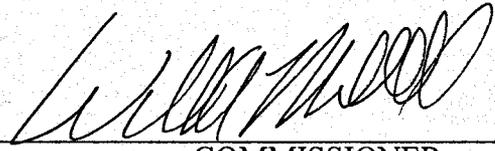
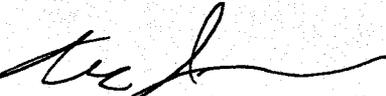
ORDER

IT IS THEREFORE ORDERED that the Certificate of Convenience and Necessity granted to Econodial, LLC, in Decision No. 65983 is hereby cancelled.

IT IS FURTHER ORDERED that the requirement that Econodial, LLC file an affidavit of publication that legal notice was provided statewide to discontinue resold long distance telecommunications services shall be, and hereby is, waived.

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 5th day of May, 2006.


 BRIAN C. McNEIL
 EXECUTIVE DIRECTOR

DISSENT _____

DISSENT _____

AB:mj

1 SERVICE LIST FOR: ECONODIAL, LLC

2 DOCKET NO.: T-04116A-05-0009

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