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ARIZONA CORPORATION COMMISSION

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March 20, 2001

VIA TELEFACIMILE

Ms. Bobbi Ferguson  
Visiology, Inc.  
16061 Carmel Bay Drive  
Northport, Alabama 35475

Arizona Corporation Commission

DOCKETED

MAR 20 2001

DOCKETED BY *mae*

Re: US South Communications, Inc. dba US South dba INCOMM  
Docket No. T-03253A-96-0464

Dear Ms. Ferguson:

On August 26, 1996, US South Communications, Inc. dba US South dba INCOMM filed an application for a CC&N to provide telecommunications services in the State of Arizona. On September 18, 1997, Applicant filed a packet containing numerous affidavits of publication. Staff's recent review of the affidavits in that packet revealed that, although there was an "unidentified" newspaper clipping, there was no affidavit of publishing for Greenlee County. Please file that missing affidavit of publication.

Additionally, in determining financial viability, Staff can review financial statements that are no more than nine months old due to processing guidelines. To that end and in order for Staff to finalize its review of the company's application, please file statements that are dated no more than nine months prior to the date you submit the Greenlee County publishing affidavit.

Further, upon review of the application and the December 31, 1999 financial information, Staff has determined that, unless the company's updated financial information demonstrates that the company is substantially more solvent, the Applicant will most likely be deemed to lack sufficient financial resources. Therefore, the Applicant will almost certainly be requested to do one of the following:

1. Staff recommends that the Applicant procure a performance bond equal to \$10,000. The minimum bond amount of \$10,000 should be increased if at any time it would be insufficient to cover prepayments or deposits collected from the Applicant's customers. Staff further recommends that proof of the above mentioned performance bond be docketed within 90

days of the effective date of an order in this matter or 30 days prior to the provision of service, whichever comes first. If Applicant is currently providing service, then please docket the performance bond within **71 days** of the date of this letter.

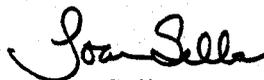
**OR**

2. -- The Applicant must file a letter stating that it does not currently, and will not in the future, charge its customers for any prepayments, advances, or deposits. If the Applicant is currently collecting prepayments, advances, or deposits, the Applicant must refund those charges to customers to avoid maintaining the above mentioned performance bond. If in the future, the Applicant desires to charge prepayments, advances, or deposits, it must file information with the Commission that demonstrates the Applicant's financial viability. Staff will review the information and forward its recommendation to the Commission for a Decision.

This information must be received by Docket Control within **71 days** of the date of this letter. Please mail an original plus 10 copies to: Docket Control, Arizona Corporation Commission, 1200 W. Washington Street, Phoenix, AZ 85007-2927. If no response is received, Staff may recommend that the application be terminated. If the application is terminated, the Applicant cannot provide the same telecommunications services in Arizona for which it is currently applying, until such time as a new application is filed with and approved by the Commission.

Remember that information submitted for a CC&N will be made a part of the public record (including financial statements). Any information designated as confidential will not be accepted by Docket Control. If you have any questions, please contact me at (602) 364-0701. Thank you for your prompt response to this request.

Respectfully,



Joan Sells

Administrative Services Officer  
Utilities Division