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BEFORE THE ARIZONA CORPORATION COMMISSION

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ARIZONA CORP COMMISSION  
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MARC SPITZER  
Chairman  
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Commissioner  
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Commissioner  
MIKE GLEASON  
Commissioner  
JEFF HATCH-MILLER  
Commissioner

Arizona Corporation Commission  
**DOCKETED**

JUL 24 2003

DOCKETED BY *AK*

T-01051B-02-0512  
T-01051B-02-0513  
T-01051B-02-0514  
T-01051B-02-0515  
T-01051B-02-0516  
T-01051B-02-0517  
T-01051B-02-0518  
T-01051B-02-0519  
T-01051B-02-0535

RESIDENTS OF PRESCOTT VALLEY,  
TRACY AND TROY DENTON, ET AL.,

Complainants,

vs.

QWEST CORPORATION,

Respondent.

**MOTION AND CONSENT OF LOCAL  
COUNSEL FOR PRO HAC VICE  
ADMISSION OF CONLEY E. WARD**

Philip J. Dion, III, Administrative  
Law Judge

The attorney undersigned, pursuant to Rule 33(c) and (d) Rules of the Supreme Court, moves the court to admit Conley E. Ward as counsel pro hac vice in this action.

Pursuant to Rule 33(c) and (d) Rules of the Supreme Court, the following exhibits are attached hereto:

1. the original Verified Application;
2. the original Certificate of Good Standing; and
3. the State Bar of Arizona Notice of Receipt.

The filing fee as required by Rule 33(d) has been submitted to the State Bar of Arizona. Ann Hobart hereby agrees to serve as designated local counsel for the subject case. A proposed order admitting Conley E. Ward accompanies this motion.

1 Dated: July 24, 2003.

2 Respectfully submitted,

3 MIDVALE TELEPHONE EXCHANGE, INC.

4 By *Ann Hobart*

5 Samuel A. Thumma

6 Ann Hobart

7 BROWN & BAIN, P.A.

8 2901 North Central Avenue

9 Post Office Box 400

Phoenix, Arizona 85001-0400

Attorneys for Midvale Telephone Exchange, Inc.

10 ORIGINAL and 13 copies filed this  
11 24th day of July, 2003,

12 Docket Control  
13 Arizona Corporation Commission  
14 1200 West Washington  
Phoenix, Arizona 85007

15 COPY hand-delivered this 24th day of July, 2003, to:

16 Philip J. Dion, III  
17 Hearing Division  
18 Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

19 David M. Ronald  
20 Legal Division  
21 Arizona Corporation Commission  
1200 West Washington  
22 Phoenix, Arizona 85007

23  
24 *Evelyn Maestre*

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 24<sup>th</sup> day of July, 2003, I caused to be served a true and correct copy of the foregoing by placing same in the U.S. Mail, postage prepaid and addressed to the following:

Ernest G. Johnson, Director  
Utilities Division  
Arizona Corporation Commission  
1275 West Washington  
Phoenix, AZ 85007

Christopher Kempley, Chief Counsel  
Legal Division  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, AZ 85007

Joe F. Tarver  
2960 N. Swan Road, Suite 300  
Tucson, AZ 85712-1292

John J. and Patricia J. Martin  
P.O. Box 25428  
Prescott Valley, AZ 86312

Midvale Telephone Exchange, Inc.  
P.O. Box 7  
Midvale, ID 83645

Susan Bernstein  
7835 East Memory Lane  
Prescott Valley, AZ 86312

Troy and Tracy Denton  
P.O. Box 26343  
Prescott Valley, AZ 86312

Tommy L. White  
P.O. Box 27951  
Prescott Valley, AZ 86312

Sandra Rodr  
P.O. Box 25996  
Prescott Valley, AZ 86312

April and Bryant Peters  
P.O. Box 27302  
Prescott Valley, AZ 86312

Kirk and Bobbi Limburg  
P.O. Box 27683  
Prescott Valley, AZ 86312

Arizona Reporting Service, Inc.  
2627 N. Third Street, Suite Three  
Phoenix, AZ 85004-1003

Arnold and Tamara Fatheree  
P.O. Box 26268  
Prescott Valley, AZ 86312

Ernie and Sherry Thompson  
P.O. Box 27016  
Prescott Valley, AZ 86312

Conley E. Ward  
Cynthia A. Melillo  
Givens Pursley  
277 North 6<sup>th</sup> Street, Suite 200  
P.O. Box 2720  
Boise, ID 83701-2720

Timothy Berg  
Darcy Renfro  
3003 N. Central Avenue, Suite 2600  
Phoenix, AZ 85012  
Counsel for QWest

*Evelyn Maestre*

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# **EXHIBIT 1**

**TO PRINT**



For Official Use Only  
App# / 1000481  
Pro Hac ID # P148336

**NONRESIDENT ATTORNEY  
PRO HAC VICE APPLICATION**

Name: Conley E. Ward

Residence Address: 5208 East Hoodoo Lane, Kuna, Idaho 83634

Office Address: 277 North 6th Street, P.O. Box 2720, Boise, Idaho 83701-2720

Telephone: 208-388-1200 Fax: 208-388-1300

Title of cause or case where applicant seeks to appear: Denton v. Qwest

Docket Number: T-01051B-02-0535

Court, Board, or Administrative Agency: Arizona Corporation Commission

Party on whose behalf applicant seeks to appear: Midvale Telephone Exchange, Incorporated

Courts to Which Applicant Has Been Admitted:	Date of Admission:	Bar Number:
<u>Idaho</u>	<u>1974</u>	<u>1683</u>
<u>U.S District Court, District of Idaho</u>	<u>1974</u>	<u>1683</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

Applicant is a member in good standing in such courts.

Applicant is not currently disbarred or suspended in any court.

Applicant  is /  is not (select one) currently subject to any pending disciplinary proceeding or investigation by any court, agency or organization authorized to discipline attorneys at law.

Jurisdiction(s) Where Discipline Matter Pending:	Nature of Matter Under Investigation:	Name / Address of Disciplinary Authority:
_____	_____	_____
_____	_____	_____
_____	_____	_____

Applicant  has /  has not (select one) been disciplined by any court, agency or organization authorized to discipline attorneys at law.

In the preceding three (3) years, applicant has filed applications to appear as counsel under Rule 33, Arizona Rules of Supreme Court in the following:

Title of Matter:	Docket #:	Court or Agency:	Application Granted? (Y/N)
<u>Midvale Telephone Exchange</u>	<u>T-02532A-97-0727</u>	<u>Arizona</u>	<u>N/A</u> Yes
<u>Application for Amendment of</u>	<u>T-0532A-97-0728</u>	<u>Corporation</u>	<u>N/A</u>
<u>Its Certificate of Public</u>	_____	<u>Commission</u>	<u>N/A</u>
<u>Convenience and Necessity</u>	_____	_____	<u>N/A</u>

Name of local counsel: Ann Hobart, Brown & Bain

State Bar of Arizona Number: 019129

Address: 2901 N. Central Avenue, P.O. Box 400, Phoenix, Arizona 85012-0400

Telephone: 602-351-8000 Fax: 602-648-7110

Name(s) of each party in this cause and name and address of all counsel of record:

Party:	Counsel of Record:	Address:
<u>See attached.</u>	_____	_____
_____	_____	_____
_____	_____	_____

Applicant is including with this application a nonrefundable application fee, payable to the State Bar of Arizona, in the amount of \$348.50.

This case or cause  is /  is not (select one) a related or consolidated matter for which applicant has previously applied to appear pro hac vice in Arizona. If this matter is a related or consolidated with any previous application, applicant certifies the following:

Applicant certifies the following:

1. Applicant shall be subject to the jurisdiction of the courts and agencies of the State of Arizona and to the State Bar of Arizona with respect to the law of this state governing the conduct of attorneys to the same extent as an active member of the State Bar of Arizona, as provided in Rule 46(b) Rules of the Supreme Court.
2. Applicant will review and comply with appropriate rules of procedure as required in the underlying cause.
3. Applicant understands and shall comply with the standards of conduct required of members of the State Bar of Arizona.

Verification

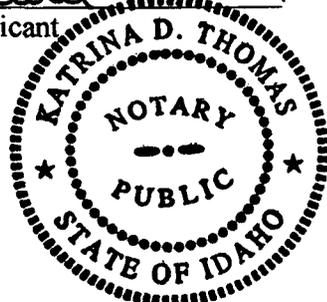
STATE OF Idaho )  
County of Ada ) ss.

I, the Applicant, swear that all statements in the application are true, correct and complete to the best of my knowledge and belief.

Dated: 7/11/03

Applicant's signature Conley Ward

SUBSCRIBED AND SWORN TO before me this 11<sup>th</sup> day of July, 2003 by  
Conley Ward  
Name of Applicant



Katrina Thomas  
Notary Public  
Residing at Boise, Idaho  
My Commission Expires 4-10-06

**NOTE – As the application requires original signatures of the applicant and notary, this application cannot be filed electronically. Please submit all documents and fees by mail to:**

State Bar of Arizona  
Pro Hac Vice  
111 West Monroe, Suite 1800  
Phoenix, AZ 85003

For further information, please contact our Membership Records Department at (602) 340-7239

# **EXHIBIT 2**

# Supreme Court State of Idaho



## Certificate of Admission

Clerk's Office )  
                  ) ss.  
Supreme Court )

I, Frederick C. Lyon, Clerk of the Supreme Court of the State of Idaho, do hereby certify that Conley Earl Ward, Jr. was, on the 11th day of October, 1974, admitted to practice by said Court as an attorney and counselor at law in all the courts of this state, and that he ever since has been and now is an attorney in good standing at the Bar of this Court.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Court at Boise, Idaho, this 11th day of July, 2003.

*Frederick C. Lyon*  
Chief Deputy Clerk

# **EXHIBIT 3**

1 **Arizona Corporation Commission**

2  
3 Denton, )  
4 Plaintiff, )  
5 v. )  
6 Qwest, )  
7 Defendant, )

CASE #T 01051B 02 0535

SBA App # 1000481

**NOTICE OF RECEIPT OF COMPLETE APPLICATION**

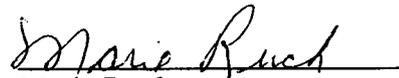
8 NOTICE IS HEREBY given by THE STATE BAR OF ARIZONA that it has  
9 received the verified application and fee from Conley E. Ward.

10 In addition to this application, applicant has made the following applications to appear  
11 pro hac vice, pursuant to Rule33 (d), within the previous three (3) years:

Title of Matter	Court/Agency	Date	Granted?	
Midvale Tel Exchange	AZ Corp. Commission		<input checked="" type="checkbox"/> yes	<input type="checkbox"/> no
_____	_____	_____	<input type="checkbox"/> yes	<input type="checkbox"/> no
_____	_____	_____	<input type="checkbox"/> yes	<input type="checkbox"/> no
_____	_____	_____	<input type="checkbox"/> yes	<input type="checkbox"/> no

17 Exhibit A, the original verified application and Exhibit B, the original Certificate(s) of  
18 Good Standing are attached hereto.

19 DATED this 18th day of July, 2003

20   
21 Marie Ruch  
22 Membership Records  
23 State Bar of Arizona

24 Original Mailed on  
25 July 18th, of 2003 to:  
Ms. Ann Hobart  
PO Box 400  
Phoenix, AZ 85012-0400