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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

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JEFF HATCH-MILLER, Chairman
WILLIAM A. MUNDELL
MIKE GLEASON
KRISTIN K. MAYES
GARY PIERCE

AZ CORP COMMISSION
DOCUMENT CONTROL

DOCKETED BY

IN THE MATTER OF THE APPLICATION OF
COMCAST PHONE OF ARIZONA, LLC DBA
COMCAST DIGITAL PHONE FOR APPROVAL
OF A CERTIFICATE OF CONVENIENCE AND
NECESSITY TO PROVIDE RESOLD LONG
DISTANCE, RESOLD LOCAL EXCHANGE AND
FACILITIES -BASED LONG DISTANCE AND
LOCAL EXCHANGE TELECOMMUNICATIONS
SERVICES IN ARIZONA.

DOCKET NO. T-04293A-04-0870

PROCEDURAL ORDER

BY THE COMMISSION:

On December 6, 2004, Comcast Phone of AZ, LLC dba Comcast Digital Phone ("Comcast" or "Applicant") submitted to the Arizona Corporation Commission ("Commission") an application for a Certificate of Convenience and Necessity ("Certificate" or "CC&N") to provide resold long distance, resold local exchange and facilities-based long distance and local exchange telecommunications services within the State of Arizona. The Applicant also requested that its services be classified as competitive.

On December 13, 2004, the Commission's Utilities Division Staff ("Staff) filed a Letter of Insufficiency stating that the Applicant's application had not met the sufficiency requirements as outlined in the Arizona Administrative Code. ("A.A.C.)

On February 2, 2005, Comcast filed responses to Staff's data requests.

On February 7, 2005, Staff filed a second Letter of Insufficiency.

On April 27, 2005, Comcast filed additional information in support of its application.

On March 21, 2006, Staff filed a third Letter of Insufficiency.

On October 6, 2006, Staff filed a fourth Letter of Insufficiency.

On November 6, 2006, Comcast filed a Supplement to its application.

On December 28, 2006, Staff filed a Staff Report recommending approval of Comcast's application subject to certain conditions.

1 On January 5, 2007, a Procedural Order was issued setting the hearing in this matter to
2 commence on March 1, 2007 and setting other procedural deadlines.

3 On January 9, 2007, Comcast filed a Motion for Accelerated Procedural Order ("Motion").

4 At this time, the Hearing Division's caseload does not allow this matter to be heard at a date
5 sooner than March 1, 2007 as outlined in its January 5, 2007 Procedural Order.

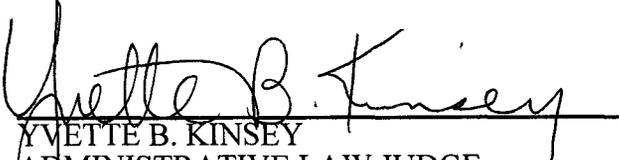
6 IT IS THEREFORE ORDERED that Comcast's Motion is hereby denied for the above stated
7 reasons.

8 IT IS FURTHER ORDERED that if substitute counsel is not available to attend the hearing on March
9 1, 2007, the Applicant shall file a Motion requesting that the hearing be reset for some time after
10 March 1, 2007.

11 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized
12 Communications) applies to this proceeding and shall remain in effect until the Commission's
13 Decision in this matter is final and non-appealable.

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

16 Dated this 17th day of January, 2007.

17
18 
19 YVETTE B. KINSEY
20 ADMINISTRATIVE LAW JUDGE

21 Copies of the foregoing mailed/delivered
22 this 17th day of January, 2007 to:

23 Michael W. Patten
24 ROSHKA, DEWULF & PATTEN
25 400 E. Van Buren, Suite 800
26 Phoenix, AZ 85004
27 Attorneys for Comcast Phone of AZ, LLC
28

1 Christopher Kempley, Chief Counsel
Legal Division
2 ARIZONA CORPORATION COMMISSION
1200 West Washington Street
3 Phoenix, AZ 85007

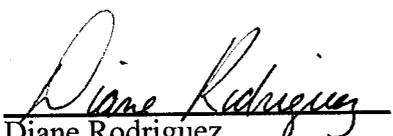
4 Ernest G. Johnson, Director
Utilities Division
5 ARIZONA CORPORATION COMMISSION
1200 West Washington
6 Phoenix, AZ 85007

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By: 
Diane Rodriguez
Secretary to Yvette B. Kinsey

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