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MEMORANDUM

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TO: Docket Control

FROM: Ernest G. Johnson
Director
Utilities Division

EA for EGJ

THRU: Matthew Rowell
Chief, Telecommunications & Energy Section
Utilities Division

DATE: Wednesday, November 12, 2003

RE: AMENDMENT IN THE MATTER OF THE APPLICATION OF NETWORK ACCESS SOLUTIONS, FOR A CANCELLATION OF ITS CERTIFICATE OF CONVIENENCE AND NECESSITY TO PROVIDE COMPETITIVE INTRASTATE TELECOMMUNICATIONS SERVICE IN ARIZONA AS A FACILITIES BASED CARRIER (DOCKET NO. T-03821A-03-0499)

Attached is the Staff Report of the application of Network Access Solutions. for cancellation of its Certificate of Convenience and Necessity ("CC&N"). Staff recommends cancellation of the CC&N.

Originator: Adam Lebrecht

Attachment: Original and Sixteen Copies

Arizona Corporation Commission
DOCKETED

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SERVICE LIST FOR: NETWORK ACCESS SOLUTIONS

DOCKET NO. T-03821A-03-0499

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STAFF REPORT
UTILITIES DIVISION
ARIZONA CORPORATION COMMISSION

NETWORK ACCESS SOLUTIONS
DOCKET NO. T-03821A-03-0499

IN THE MATTER OF THE APPLICATION OF TRESKOM USA, INC. FOR A
CANCELLATION OF ITS CERTIFICATE OF CONVENIENCE AND NECESSITY TO
PROVIDE COMPETITIVE TELECOMMUNICATIONS SERVICES AS A FACILITIES
BASED CARRIER

STAFF ACKNOWLEDGEMENT

The Staff Report for Network Access Solutions., Docket No T-03821A-03-0499, was the responsibility of the staff member listed below. Adam Lebrecht was responsible for the review and analysis of the Company's application to cancel its Certificate of Convenience and Necessity.

A handwritten signature in black ink, appearing to read 'AL', is written over a horizontal line.

ADAM LEBRECHT
Executive Consultant I

Introduction

On July 21, 2003, Network Access Solutions ("NAS") filed an application with the Arizona Corporation Commission ("Commission") requesting approval to cancel its Certificate of Convenience and Necessity ("CC&N").

Background

On August 25, 2000, the Commission, in Decision No. 62864, originally granted a CC&N to NAS to provide competitive intrastate telecommunications service in Arizona as a facilities-based carrier.

NAS requests Commission approval to discontinue its authority to provide facilities-based intrastate telecommunications services, abandon its CC&N and revoke its tariff in Arizona.

Staff Analysis

NAS filed its application to cancel its CC&N on July 21, 2003. NAS is no longer providing facilities-based intrastate telecommunications services in Arizona and has no customers. Because NAS has no customers, Staff is not requiring NAS to send customer notification letter(s) as described in R14-2-1107(A)2.

Consumer Services Staff has indicated that there are no open complaints, inquiries or opinions concerning NAS. NAS has informed Staff that all customer deposits and/or prepayments were reimbursed to the customers prior to its request to cancel its CC&N. Consequently, there is no risk that an advance, deposit and/or prepayment of funds from Arizona customers would be lost by canceling NAS' CC&N.

Since there are numerous other carriers offering similar services, Staff believes granting this application for cancellation of NAS' CC&N is in the public interest.

Recommendations

Staff recommends the cancellation of NAS' CC&N.

Upon cancellation of its CC&N, NAS will no longer be authorized to provide competitive intrastate telecommunications service as a facilities-based carrier in Arizona and therefore, will no longer be subject to the requirements of Decision No. 62864.