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BEFORE THE ARIZONA CORPORATION CC

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COMMISSIONERS

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

2007 FEB 16 P 2:06

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE FORMAL
COMPLAINT OF ACCIPITER
COMMUNICATIONS, INC. AGAINST
VESTANCIA COMMUNICATIONS, LLC,
SHEA SUNBELT PLEASANT POINT, LLC
AND COX ARIZONA TELCOM, LLC

DOCKET NO. T-03471A-05-0064

NOTICE OF FILING

The Arizona Corporation Commission ("Commission") Staff hereby gives notice of additional witnesses it intends to call in this matter. On February 6, 2007, the Commission issued a Procedural Order which provides for continuation of the hearing on this matter for May 14, 2007. The Commission also ordered Staff and Cox to each file, by February 16, 2007, a list of additional witnesses each intends to call.

In early August, 2006, Commission Staff gave notice of additional witnesses and potential additional witnesses that it desired to call in this proceeding. In addition, at the conclusion of the initial proceedings on this matter in August, Staff gave notice that it intended to call the following additional witnesses¹: 1) Mark DiNunzio, Cox; 2) Howard Tigerman, Cox; 3) Dan Sjorstrom, Cox; 4) Mark Hammons, Sunbelt Holdings; and 5) Rick Andreen, Shea.

At present, Staff also has outstanding data requests which may result in a need to call several additional witnesses. Those witnesses may include 1) Paul Drake², Cox; and, 2) Mike Farmer, with First Mile Technologies, as well as any other individuals who may be identified as a result of outstanding or future discovery requests.

Arizona Corporation Commission

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FEB 16 2007

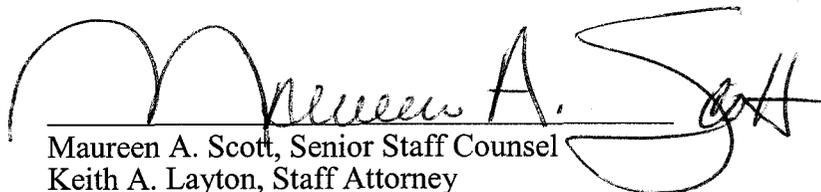
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¹ All of these witnesses, with the exception of Rick Andreen appeared on Staffs initial list of potential additional witnesses that was filed in August, 2006.

² Mr. Drake was on Staff's list of potential additional witnesses that it filed in August, 2006.

1 Finally, Staff also reserves the right to call such additional witnesses as may be necessary as a
2 result of further proceedings in this matter.

3 RESPECTFULLY SUBMITTED this 16th day of February, 2007.
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12 Original and thirteen (13) copies
13 of the foregoing filed this 16th
14 day of February, 2007 with:

15 Docket Control
16 Arizona Corporation Commission
17 1200 West Washington Street
18 Phoenix, Arizona 85007

19 Copies of the foregoing mailed this
20 16th day of February, 2007 to:

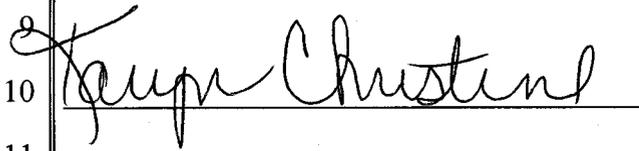
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