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MEMORANDUM

TO: Docket Control

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THRU: Matthew Rowell *MR*  
Chief, Telecommunications and Energy Section  
Utilities Division

Wilfred Shand, Jr. *W*  
Manager, Telecommunications and Energy Section  
Utilities Division

DATE: February 13, 2007

RE: IN THE MATTER OF THE APPLICATION OF LOOKING GLASS NETWORKS, INC. TO CANCEL THEIR CERTIFICATE OF CONVENIENCE AND NECESSITY (DOCKET NO. T-03903A-06-0408)

Attached is the Staff Report of the above Application to cancel the Certificate of Convenience and Necessity ("CC&N") held by Looking Glass Networks, Inc. Staff recommends cancellation of the CC&N.

EJG: PJG:cjh

Originator: Pamela J. Genung

Arizona Corporation Commission  
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**SERVICE LIST FOR: Looking Glass Networks, Inc.**  
**DOCKET NO. T-03903A-06-0408**

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STAFF REPORT  
UTILITIES DIVISION  
ARIZONA CORPORATION COMMISSION

LOOKING GLASS NETWORKS, INC.  
DOCKET NO. T-03903A-06-0408

IN THE MATTER OF THE APPLICATION OF LOOKING GLASS NETWORKS, INC. TO  
CANCEL THEIR CERTIFICATE OF CONVENIENCE AND NECESSITY

FEBRUARY 13, 2007

## STAFF ACKNOWLEDGMENT

The Staff Report for Looking Glass Networks, Inc., Docket No. T-03903A-06-0408, was the responsibility of the Staff member listed below. Pamela J. Genung was responsible for the review and analysis of Looking Glass Networks, Inc. Application to cancel its Certificate of Convenience and Necessity.

  
\_\_\_\_\_  
Pamela J. Genung  
Public Utilities Analyst IV

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## **INTRODUCTION**

On June 19, 2006, Looking Glass Networks, Inc. ("LGN") submitted an Application to cancel its Certificate of Convenience and Necessity ("CC&N"). In the Application, LGN has also requested that its Arizona tariffs which are currently on file with the Commission be cancelled. On October 3, 2006, LGN filed, with the Commission, an Affidavit of Publication indicating that legal notice was published by the Arizona Republic on July 25, 2006.

## **BACKGROUND**

On August 6, 2001, the Commission, in Decision No. 63928, granted LGN a CC&N to provide competitive facilities-based and resold local exchange, exchange access, and interexchange telecommunications services within Arizona.

## **STAFF'S ANALYSIS**

In its Application, LGN stated that it does not currently provide and has never provided any telecommunications services within Arizona. LGN further stated in its Application that it has no current plans to provide any such services.

Pursuant to A.A.C. R14-2-1107A(2) and A(4) and as a requirement of Decision No. 63928, LGN is required to notify each of its customers and the Commission of the proposed discontinuance of service sixty (60) days prior to filing an Application and to also verify that all affected customers will have access to an alternative local exchange service provider or interexchange service provider. LGN has not sent out customer notifications because it has never had any customers. LGN has also indicated in its Application that it did not collect any advances, deposits, and/or prepayments from any Arizona consumers.

Decision No. 63928 granted LGN a CC&N and required a performance bond in the minimum amount of \$100,000. LGN indicated that it does not have any affiliates currently offering telecommunications services in Arizona.

Pursuant to A.A.C. R14-2-1107(B), LGN is required to publish legal notice of an Application to discontinue or abandon local exchange or interexchange services in all counties affected by the Application. LGN has indicated that since it does not provide any intrastate telecommunications services in Arizona pursuant to its Certificate, that no customers will be affected by the cancellation of its Certificate. Regardless, LGN has published legal notice of this Application in the appropriate newspapers.

The Consumer Services Section of the Utilities Division reports that there have been zero (0) complaints, inquiries, or opinions against LGN from January 1, 2003 through July 5, 2006. In addition, Consumer Services stated that LGN is in good

standing with the Corporations Division of the Commission. LGN's 2005 annual report is currently on file with the Commission.

### **RECOMMENDATIONS**

Staff recommends approval of LGN's Application for authority to cancel its CC&N. LGN is not currently providing, and has never provided, telecommunications services to any customers in Arizona.

Upon cancellation of its CC&N, LGN will no longer be authorized to provide competitive facilities-based and resold local exchange, exchange access, and interexchange telecommunications services within Arizona. Therefore, LGN will no longer be subject to the requirements of Decision No. 63928 or be required to file an annual report. In addition, Staff further recommends the cancellation of LGN's tariffs on file with the Commission.