

ORIGINAL

OPEN MEETING ITEM



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



ARIZONA CORPORATION COMMISSION

27

DATE: November 29, 2007

DOCKET NO: T-04144A-06-0725

TO ALL PARTIES:

Enclosed please find the recommendation of Administrative Law Judge Belinda A. Martin. The recommendation has been filed in the form of an Order on:

FIRSTMILE SERVICES, LLC
(CC&N RESELLER/FACILITIES BASED)

Pursuant to A.A.C. R14-3-110(B), you may file exceptions to the recommendation of the Administrative Law Judge by filing an original and ten (10) copies of the exceptions with the Commission's Docket Control at the address listed below by 4:00 p.m. on or before:

DECEMBER 10, 2007

The enclosed is NOT an order of the Commission, but a recommendation of the Administrative Law Judge to the Commissioners. Consideration of this matter has tentatively been scheduled for the Commission's Working Session and Open Meeting to be held on:

DECEMBER 18 and DECEMBER 19, 2007

For more information, you may contact Docket Control at (602)542-3477 or the Hearing Division at (602)542-4250. For information about the Open Meeting, contact the Executive Director's Office at (602) 542-3931.

BRIAN C. McNEIL
EXECUTIVE DIRECTOR

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AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

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

IN THE MATTER OF THE APPLICATION OF
FIRSTMILE SERVICES, LLC FOR THE
CANCELLATION OF THE CERTIFICATE OF
CONVENIENCE AND NECESSITY.

DOCKET NO. T-04144A-06-0725

DECISION NO. _____

ORDER

Open Meeting
December 18 and 19, 2007
Phoenix, Arizona

BY THE COMMISSION:

Having considered the entire record herein and being fully advised in the premises, the Arizona Corporation Commission ("Commission") finds, concludes, and orders that:

FINDINGS OF FACT

1. FirstMile Services, LLC ("Company") has a Certificate of Convenience and Necessity ("Certificate") to provide resold long distance, resold local exchange and facilities-based local exchange telecommunications services in the State of Arizona pursuant to Decision No. 66601 (December 9, 2003) ("Decision").

2. On November 14, 2006, the Company filed with the Commission an application for cancellation of its Certificate. The Company indicated that it has no customers in the State of Arizona.

3. On September 24, 2007, a Procedural Order was issued directing the Commission's Utilities Division Staff ("Staff") to file an update regarding the status of this docket.

4. On November 2, 2007, Staff filed its Staff Report recommending cancellation of the Company's Certificate.

5. According to the Staff Report, the Company has not filed a conforming tariff or submitted a performance bond as required by the Decision.

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ORDER

IT IS THEREFORE ORDERED that the application of FirstMile Services, LLC for the cancellation of its Certificate of Convenience and Necessity to provide resold long distance, resold local exchange and facilities-based local exchange telecommunications services in the State of Arizona pursuant to Decision No. 66601 shall be, and is hereby, approved, and the Certificate of Convenience and Necessity is cancelled.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

CHAIRMAN _____ COMMISSIONER _____

COMMISSIONER _____ COMMISSIONER _____ COMMISSIONER _____

IN WITNESS WHEREOF, I, DEAN S. MILLER, Interim Executive Director of the Arizona Corporation Commission, have hereunto set my hand and caused the official seal of the Commission to be affixed at the Capitol, in the City of Phoenix, this ____ day of _____, 2007.

DEAN S. MILLER
INTERIM EXECUTIVE DIRECTOR

DISSENT _____

DISSENT _____

1 SERVICE LIST FOR: FIRSTMILE SERVICES, LLC

2 DOCKET NO.: T-04144A-06-0725

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