



NOSVA Limited Partnership • 4380 Boulder Highway • Las Vegas, Nevada 89121-3002
702/547-8000 • Fax 702/547-8073 • Toll Free 888/569-4667 • Customer Service 800/772-4667

RECEIVED
2007 APR -4 P 1:52
AZ CORP COMMISSION
DOCUMENT CONTROL

April 3, 2007

Arizona Corporation Commission
DOCKETED

APR -4 2007

VIA OVERNIGHT DELIVERY

DOCKETED BY NR

Brian McNeil
Executive Secretary
Docket Control Center
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007-2996

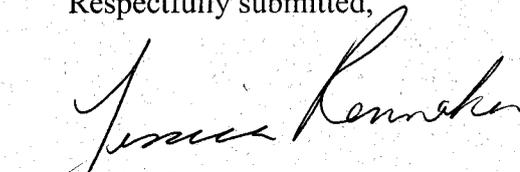
Re: Motion to Rescind Decision and cancel CC&N for Red River Networks, LLC
Docket No. T-04296A-04-0897

Dear Mr. McNeil:

Please be advised that NOSVA Limited Partnership, d/b/a Cierracom Systems ("NOSVA/CS"), is in receipt of the above referenced Complaint issued against Red River Networks, LLC (copy enclosed). The purpose of this correspondence is to confirm matters related to this Complaint and to clarify Paragraph twelve of the Complaint, which incorrectly states that Red River Networks, LLC's assets were acquired by NOS Communications, Inc. In fact, NOSVA Limited Partnership purchased certain specific Red River Networks' assets. In addition, NOSVA would like to further confirm that it does not own the Redriver Networks, LLC name and did not assume any Red River Networks' liabilities including Red River Networks' regulatory compliance responsibilities and requirements. Red River Networks remains a separate entity solely responsible for such requirements.

Enclosed, please find an original and thirteen (13) copies of this letter. Also included is an additional copy of this filing. Please date-stamp this extra copy and return it to the undersigned in the enclosed postage-paid return envelope. Should there be any questions or any additional information needed, please do not hesitate to contact me directly at (702) 547-8486.

Respectfully submitted,


Jessica Renneker
Director of Regulatory Affairs
NOSVA Limited Partnership

CERTIFICATE OF SERVICE

I hereby certify that this day I have served a copy of NOSVA Limited Partnership's letter dated April 3, 2007 upon the following parties:

Docket Control Center
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007-2996

Mr. Woody Bannister
Red River Networks. LLC
Post Office Box 2617
Edmond, OK 73083

Mr. Christopher C. Kemply
Chief Counsel, Legal Division
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007-2996

Mr. Ernest G. Johnson
Director, Utilities Division
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007-2996

by mailing such copy by via overnight delivery, postage prepaid.

Dated at Las Vegas, Nevada, this 3rd day of April, 2007.



Jessica Renneker
Director of Regulatory Affairs
NOSVA Limited Partnership

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

RECEIVED

2 MIKE GLEASON
Chairman
3 WILLIAM A. MUNDELL
Commissioner
4 JEFF HATCH-MILLER
Commissioner
5 KRISTIN K. MAYES
Commissioner
6 GARY PIERCE
Commissioner

2007 MAR 26 P 4: 27

AZ CORP COMMISSION
DOCUMENT CONTROL

8 STAFF of the Utilities Division,

9 Complainant,

10 vs.

11 RED RIVER NETWORKS, LLC

12 Respondent.

DOCKET NO. T-04296A-04-0897

COMPLAINT
(Motion to Rescind Decision
and cancel CC&N)

14
15 Staff of the Utilities Division ("Staff") of the Arizona Corporation Commission
16 ("Commission"), pursuant to Arizona Revised Statutes (A.R.S.) § 40-246, hereby comes before the
17 Commission to allege the following Complaint requesting a rescission of Commission Decision
18 No. 67813 and a cancellation of Respondent's Certificate of Convenience and Necessity
19 ("CC&N").

20 **JURISDICTION**

21 1. The Commission has jurisdiction to hear complaints against public service
22 corporations pursuant to A.R.S. § 40-246. The Commission has jurisdiction to supervise and
23 regulate public service corporations pursuant to Article XV of the Arizona Constitution and Title
24 40 of the Arizona Revised Statutes.

25 **FACTUAL BACKGROUND**

26 2. Respondent Red River Networks, LLC ("Red River" or "Company") is a public
27 service corporation as defined by Article XV of the Arizona Constitution and A.R.S. § 40-282.

28 ...

1 3. On December 15, 2004, Red River filed with the Commission an application for a
2 CC&N to provide competitive resold interexchange telecommunications services within the State
3 of Arizona.

4 4. On May 5, 2005, in Decision No. 67813, the Commission issued a CC&N to Red
5 River conditioned upon timely compliance.

6 5. The Decision ordered that Red River's certificate be conditioned upon the filing of
7 conforming tariffs within 365 days from the date of an Order granting the certificate or 30 days
8 prior to providing service, whichever comes first.

9 6. The Decision further ordered that if Red River failed to meet the timeframe for
10 compliance that the CC&N conditionally granted would become null and void without further
11 Order of the Commission.

12 7. On May 12, 2006, Staff contacted the Company regarding the past due compliance
13 item. The Company did not respond to Staff's call or notice.

14 8. On July 27, 2006, Staff once again contacted Red River regarding the past due
15 compliance item. The Company again did not respond to Staff's call or notice.

16 9. In September 2006, Staff contacted Mr. Woody Bannister with the Company who
17 stated they were working on the compliance items. Staff never received the compliance items and
18 has been unable to contact or speak directly with the Company since.

19 10. Arizona Administrative Code ("A.A.C.") R14-2-411(D)(4) requires all utilities to
20 submit an annual report on or before the 15th day of April for the preceding calendar year. Red
21 River has failed to submit an annual report for calendar year 2005. The failure to file annual
22 reports for calendar year 2005 constitutes a violation of A.A.C. R14-2-411(D)(4).

23 11. On April 5, 2006, the Commission's Corporations Division placed the status of the
24 Company 'Not in Good Standing' because of the resignation of the Company's statutory agent.

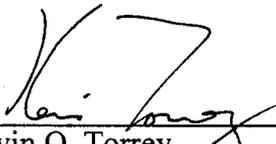
25 12. Staff's investigation has found that Red Rivers' assets have been acquired by NOS
26 Communications, Inc. It is unclear as to whether Red River Networks, LLC is serving any
27 customers in Arizona.

28 ...

RECOMMENDATION

13. Staff recommends the Commission rescind Decision No. 67813 and cancel the Certificate of Convenience and Necessity of Red River Networks, LLC.

RESPECTFULLY SUBMITTED this 26th day of March, 2007.



Kevin O. Torrey
Attorney, Legal Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007
(602) 542-6031

The Original and thirteen (13) copies of the foregoing were filed this 26th day of March, 2007, with:

Docket Control
Arizona Corporation Commission
1200 W. Washington St.
Phoenix, AZ 85007

Copies of the foregoing were mailed by *Certified Mail Requesting Return Receipt* on this 26th day of March, 2007, to:

Mr. Woody Bannister
Red River Networks, LLC
Post Office Box 2617
Edmond, Oklahoma 73083

Ms. Rowena Hardin
NOS Communications, Inc.
4380 Boulder Highway
Las Vegas, Nevada 89121

Copies of the foregoing were hand-delivered this 26th day of March, 2007, to:

1 Mr. Christopher C. Kempley
2 Chief Counsel, Legal Division
3 Arizona Corporation Commission
4 1200 West Washington
5 Phoenix, Arizona 85007

6 Mr. Ernest G. Johnson
7 Director, Utilities Division
8 Arizona Corporation Commission
9 1200 West Washington
10 Phoenix, Arizona 85007

11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Rosann Corio

1 Mr. Christopher C. Kempley
2 Chief Counsel, Legal Division
3 Arizona Corporation Commission
4 1200 West Washington
5 Phoenix, Arizona 85007

6 Mr. Ernest G. Johnson
7 Director, Utilities Division
8 Arizona Corporation Commission
9 1200 West Washington
10 Phoenix, Arizona 85007

11 *Roseann Corio*

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28