

ORIGINAL



0000075153

MEMORANDUM

39

TO: Docket Control
FROM: Ernest G. Johnson
Director
Utilities Division

GA for EGJ

DATE: July 30, 2007

RE: IN THE MATTER OF THE APPLICATION OF ASC TELECOM, INC. FOR CANCELLATION OF THEIR CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE RESOLD LONG DISTANCE TELECOMMUNICATIONS SERVICES (DOCKET NO. T-03044A-07-0297)

Attached is the Staff Report for the above referenced application. The applicant is applying for approval to cancel its Certificate of Convenience and Necessity ("CC&N") to provide the following services:

- Resold Long Distance Services

Staff recommends cancellation of the CC&N.

EGJ:CLA:kdh

Originator: Candrea Allen

Arizona Corporation Commission
DOCKETED

JUL 30 2007

DOCKETED BY 

RECEIVED
2007 JUL 30 P 3:17
AZ CORP COMMISSION
DOCKET CONTROL

SERVICE LIST FOR: ASC Telecom, Inc.
DOCKET NO.: T-03044A-07-0297

Ms. Martha Wilindez
Sprint Nextel
6450 Sprint Parkway
KSOPHONO 212-2A372
Overland Park, Kansas 66251

Mr. Christopher C. Kempley
Chief Counsel, Legal Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

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

Ms. Lyn Farmer
Chief, Hearing Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

STAFF REPORT
UTILITIES DIVISION
ARIZONA CORPORATION COMMISSION

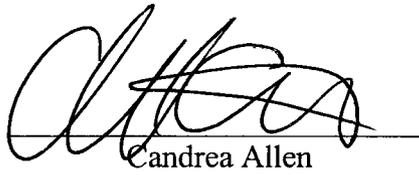
ASC TELECOM, INC.
DOCKET NO. T-03044A-07-0297

IN THE MATTER OF THE APPLICATION OF ASC TELECOM, INC. FOR
CANCELLATION OF THEIR CERTIFICATE OF CONVENIENCE AND NECESSITY TO
PROVIDE RESOLD LONG DISTANCE TELECOMMUNICATIONS SERVICES

July 30, 2007

STAFF ACKNOWLEDGEMENT

The Staff Report for the application of ASC Telecom, Inc., Docket No.T-03044A-07-0297, for approval to cancel its Certificate of Convenience and Necessity to provide Resold Long Distance Telecommunications Services was the responsibility of the staff member listed below. Candrea Allen was responsible for the review and analysis of the application.

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

Candrea Allen
Executive Consultant I

1. INTRODUCTION

On May 16, 2007, ASC Telecom, Inc. ("ASC" or "Applicant") filed an application to cancel its Certificate of Convenience and Necessity ("CC&N") to provide resold long distance telecommunications services within the State of Arizona.

2. BACKGROUND

On August 30, 2001, the Commission, in Decision No. 63997 granted ASC a CC&N to provide resold long distance telecommunications services within the state of Arizona. ASC requests Commission approval to discontinue its authority to provide resold long distance telecommunications services, cancel its CC&N, and withdraw its tariff.

3. STAFF'S ANALYSIS

ASC filed its application to cancel its CC&N on January 16, 2007, stating that it does not have any customers and that it has ceased its telecommunications operations in Arizona. On July 10, 2007, ASC filed an affidavit of publication of its application to cancel its CC&N. In its responses to Staff's data requests, ASC also stated that it has never collected any advanced payments, deposits, and/or prepayments from customers. Therefore, there is no risk that any advanced payments, deposits, and/or prepayments would be lost by canceling ASC's CC&N. ASC also stated in its responses that it does not have any employees or facilities in Arizona.

Consumer Services Staff has indicated that since January 1, 2004, there have been no complaints, inquiries, or opinions filed for ASC. The Corporations Division reports ASC is in good standing. Since there are numerous other carriers offering the same or similar services as ASC and ASC does not have any customers in Arizona, Staff believes that approval of ASC's request to cancel its CC&N and withdraw its tariff is in the public interest.

4. RECOMMENDATIONS

Staff recommends the approval of ASC's application to cancel its CC&N. ASC is not providing services to customers in Arizona. Upon cancellation of its CC&N, ASC will no longer be authorized to provide resold long distance telecommunications services in Arizona. Therefore, ASC will no longer be subject to the requirements of Decision No. 63997. In addition, Staff further recommends the withdrawal of ASC's tariffs on file with the Commission.