

ORIGINAL



0000075431

30

MEMORANDUM

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

EA for EGJ

DATE: July 24, 2007

RE: IN THE MATTER OF THE APPLICATION OF INFONE LLC. FOR CANCELLATION OF THEIR CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE RESOLD LONG DISTANCE TELECOMMUNICATIONS SERVICES (DOCKET NO. T-04090A-07-0047)

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:red

Originator: Candrea Allen

Attachment: Original and Sixteen Copies

Arizona Corporation Commission
DOCKETED
JUL 24 2007

DOCKETED BY	<i>nr</i>
-------------	-----------

RECEIVED
2007 JUL 24 P 2:27
AZ CORP COMMISSION
DOCKET CONTROL

SERVICE LIST FOR: Infone LLC
DOCKET NO. T-04090A-07-0047

Ms. Robin Norton
Technologies Management, Inc.
210 North Park Avenue
Winter Park, Florida 32789

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

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

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

STAFF REPORT
UTILITIES DIVISION
ARIZONA CORPORATION COMMISSION

INFONE LLC
DOCKET NO. T-04090A-07-0047

IN THE MATTER OF THE APPLICATION OF INFONE LLC FOR CANCELLATION OF
THEIR CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE RESOLD
LONG DISTANCE TELECOMMUNICATIONS SERVICES
DOCKET NO. T-04090A-07-0047

July 24, 2007

STAFF ACKNOWLEDGEMENT

The Staff Report for the application of Infone LLC, Docket No.T-04090A-07-0047, 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', written over a horizontal line.

Candrea Allen
Executive Consultant I

1. INTRODUCTION

On January 12, 2007, Infone LLC ("Infone" or "Applicant" or "Company") 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 22, 2002, the Commission, in Decision No. 65107, granted Infone a CC&N to provide resold long distance services within the state of Arizona.

Infone requests Commission approval to discontinue its authority to provide long distance telecommunications services, cancel its CC&N, and withdraw its Arizona Tariff No. 3.

3. STAFF'S ANALYSIS

Infone filed its application to cancel its CC&N on January 12, 2007, stating that as of December 2005, the Company had ceased its telecommunications operations in Arizona, and had no presubscribed customers in Arizona.

In its responses to Staff's data request, the Company stated that because it did not have presubscribed customers, Infone 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 Infone's CC&N. The Company also stated in its responses to Staff's data requests that it does not have any employees or facilities in Arizona.

Consumer Services Staff has indicated that from January 1, 2003 to current, there have been no open complaints, inquiries, or opinions filed for Infone. The Corporations Division reports that as of February 5, 2007, Infone is in good standing.

Since there are numerous other carriers offering the same or similar services as Infone and Infone does not have any customers in Arizona, Staff believes that approval of Infone's request to cancel its CC&N and withdraw its tariff is in the public interest.

4. RECOMMENDATIONS

Staff recommends the approval of Infone's application to cancel its CC&N. Infone is not conducting business nor providing services to customers in Arizona.

Upon cancellation of its CC&N, Infone will no longer be authorized to provide resold long distance telecommunications services in Arizona. Therefore, Infone will no longer be subject to the requirements of Decision No. 65107. In addition, Staff further recommends the withdrawal of Infone's tariffs on file with the Commission.