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



ARIZONA CORPORATION COMMISSION

22

DATE: AUGUST 3, 2007  
DOCKET NO: T-03466A-06-0275  
TO ALL PARTIES:

Enclosed please find the recommendation of Administrative Law Judge Marc E. Stern. The recommendation has been filed in the form of an Order on:

COMM SOUTH COMPANIES, INC.  
(CANCEL CC&N)

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:

AUGUST 13, 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:

AUGUST 21, 2007 and AUGUST 22,, 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.

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AZ CORP COMMISSION  
DOCKET CONTROL

BRIAN C. McNEIL  
EXECUTIVE DIRECTOR

Arizona Corporation Commission  
DOCKETED

AUG 03 2007

DOCKETED BY

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 COMMISSIONERS

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

8 IN THE MATTER OF THE APPLICATION OF  
9 COMM SOUTH COMPANIES, INC. FOR THE  
10 CANCELLATION OF ITS CERTIFICATE OF  
11 CONVENIENCE AND NECESSITY.

DOCKET NO. T-03466A-06-0275

12 DECISION NO. \_\_\_\_\_

13 ORDER

14 Open Meeting  
15 August 21 and 22, 2007  
16 Phoenix, Arizona

17 **BY THE COMMISSION:**

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

20 FINDINGS OF FACT

21 1. On November 19, 1999, in Decision No. 62085, the Commission granted to Comm  
22 South Companies, Inc. ("Applicant") a Certificate of Convenience and Necessity ("Certificate")  
23 authorizing it to provide competitive resold local exchange services.

24 2. On March 30, 2001, in Decision No. 63542, the Commission granted Applicant a  
25 Certificate to provide resold interexchange telecommunications service and ordered Applicant to file  
26 a surety bond of \$50,000.

27 3. On April 26, 2006, Applicant filed with the Commission an application to cancel its  
28 Certificate(s) for the provision of resold local exchange and resold interexchange services. The  
application stated that Applicant has ceased operations and has no telecommunication customers or  
subscribers in the State of Arizona.<sup>1</sup>

<sup>1</sup> Attached to the Application were two letters dated December 14, 2005 and February 1, 2006, which had been mailed earlier to the Commission. The December 14, 2005, letter stated that Applicant was operating under a Chapter 7



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**ORDER**

IT IS THEREFORE ORDERED that the application of Comm South Companies, Inc. for the cancellation of its Certificate(s) of Convenience and Necessity to provide competitive resold local exchange and resold interchange services is hereby approved.

IT IS FURTHER ORDERED that Comm South Companies, Inc. is no longer authorized to provide resold local exchange and resold long distance services in Arizona.

IT IS FURTHER ORDERED that the tariffs of Comm South Companies, Inc. on file with the Commission are hereby 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, BRIAN C. McNEIL, 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.

\_\_\_\_\_  
BRIAN C. McNEIL  
EXECUTIVE DIRECTOR

DISSENT: \_\_\_\_\_

DISSENT: \_\_\_\_\_

MES:db

1 SERVICE LIST FOR: COMM SOUTH COMPANIES, INC.

2 DOCKET NO.: T-03466A-06-0275

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