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AZ CORP COMMISSION  
DOCKET CONTROL

August 8, 2007

HAND-DELIVERED

Pamela Genung  
Utilities Division  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

Re: *Western CLEC Corporation's Responses to Staff's Insufficiency Letter and First Set of Data Requests dated June 28, 2007 – Docket No. T-03590A-07-0361*

Dear Ms. Genung:

Enclosed please find the responses of Western CLEC Corporation to Staff's First set of data requests in this docket.

Please contact me if you have any questions.

Sincerely,

Michael W. Patten

MWP/mi  
Enclosures  
cc: Docket Control

Arizona Corporation Commission  
**DOCKETED**  
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**WESTERN CLEC CORPORATION  
RESPONSES TO  
STAFF'S FIRST SET OF DATA REQUESTS  
DOCKET NO. T-03590A-07-0361**

PJG 1-1      Please indicate the reason(s) for the proposed discontinuance of services or abandonment of service area.

**RESPONSE:** Western CLEC Corporation ("Western") has never provided service or had customers in Arizona. It has never conducted business or exercised its CLEC authority in Arizona. Please see the attached May 6, 2002 letter from the Arizona Corporation Commission indicating that Western's Certificate of Convenience and Necessity was voided. Western wants to confirm that its CLEC Certificate was earlier cancelled and/or requests that it now be cancelled.



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ARIZONA CORPORATION COMMISSION  
UTILITIES DIVISION  
1200 W. WASHINGTON STREET  
PHOENIX, AZ 85007

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Letter of Non-Compliance

AZ CORP COMMISSION  
DOCUMENT CONTROL

May 06, 2002

Mr. Nathan Glazier  
Western CLEC Corporation  
3650 131st Avenue, S.E., Suite 400  
Bellevue, Washington 98006

RE: DOCKET NO. T-03590A-98-0364 DECISION NO. 63657

Dear Mr. Glazier:

This notice will inform you that Western CLEC Corporation has not met certain compliance requirements ordered by the Commission in the above-referenced Decision. In that Decision, the Commission conditioned approval of the application on Western CLEC Corporation filing certain documents with the Commission within a specific time period as described on the attached Compliance Delinquencies Report.

As a result of this non-compliance, the Certificate of Convenience and Necessity did not issue to Western CLEC Corporation and is void. If Western CLEC Corporation intends to provide service in the future within Arizona, it must either file a new application for a certificate of convenience and necessity or obtain an extension of time to comply from the Commission. If you are requesting an extension of time to comply, your request must be received by the Commission no later than thirty (30) days from the date of this notice. Your request should set forth the reasons why you did not comply with the Commission's Decision and why you should be granted an extension. The Commission will consider your request and issue an Order either granting or denying your request for extension. Address your request for an extension of time to comply to: Docket Control, Arizona Corporation Commission, 1200 West Washington Street, Phoenix, Arizona 85007. Reference in your request the Docket Number and Decision Number for this matter.

If you believe this to be in error, or, if I can answer any questions, please contact me at 602-542-0818.

Sincerely,

Patrick C. Williams  
Manager, Compliance and Enforcement  
Utilities Division

Arizona Corporation Commission

DOCKETED

MAY 06 2002

cc: Docket Control, with eleven copies

DOCKETED BY

# Compliance Delinquencies Report

Report Date: May 06, 2002

**COMPANY:** Western CLEC Corporation  
**DOCKET NO.** T-03590A-98-0364  
**DECISION NO.** 63657  
**DECISION DATE:** 05/04/2001

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**COMPLIANCE ACTION:** Certificate conditioned on Company procuring, and filing in Docket Control within 180 days from the effective date of the Commission's Decision, or 30 days prior to the provision of service, whichever comes first, a \$100,000 performance bond. The bond shall be increased if it is insufficient to cover any prepayments or deposits collected from its customers.  
2-22-02 Procedural Order granted an extension of time to May 4, 2002, or 30 days prior to providing service in Arizona, whichever occurs first, to file the bond.

**COMPLIANCE DUE DATE:** 05/04/2002

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**WESTERN CLEC CORPORATION  
RESPONSES TO  
STAFF'S FIRST SET OF DATA REQUESTS  
DOCKET NO. T-03590A-07-0361**

PJG 1-2      Please provide a copy of the legal notice of the Application to cancel telecommunications services in all counties affected by the Application. Counties affected are those counties where the Applicant is certificated to provide telecommunications services. Refer to Arizona Administrative Code ("A.A.C.") rule R14-2-1107.

**RESPONSE:** Western has not provided any legal notices of this cancellation to any counties or customers. Western has never had any customers in Arizona and thus it has no one to notify regarding the canceling of its CLEC certificate. No one will be impacted by this cancellation.

**WESTERN CLEC CORPORATION  
RESPONSES TO  
STAFF'S FIRST SET OF DATA REQUESTS  
DOCKET NO. T-03590A-07-0361**

PJG 1-3      Did Western ever provide service in Arizona? If so, please indicate the date the last residential customer was served in Arizona. Also, please indicate the date the last business customer was served in Arizona.

**RESPONSE:** No, Western has never provided service in Arizona.

**WESTERN CLEC CORPORATION  
RESPONSES TO  
STAFF'S FIRST SET OF DATA REQUESTS  
DOCKET NO. T-03590A-07-0361**

PJG 1-4      Please indicate if the customers were notified of the Applicant's discontinuance of telecommunications services. Please provide a copy of the customer notification sent and indicate the date it was sent. If no notice was sent, please explain why.

**RESPONSE:** Western has never had customers in Arizona. No customer notices were sent because it has no one to notify regarding this cancellation.

**WESTERN CLEC CORPORATION  
RESPONSES TO  
STAFF'S FIRST SET OF DATA REQUESTS  
DOCKET NO. T-03590A-07-0361**

PJG 1-5      Please indicate if Western has ever collected advances, deposits, and/or prepayments. If so, indicate the amount of advances, deposits, and/or prepayments that have been returned to customers in Arizona whose services are being discontinued. Indicate the outstanding amount of advances, deposits and/or prepayments held by the company from customers in Arizona.

**RESPONSE:** Western has never collected advances, deposits, and/or prepayments in Arizona. There is no outstanding amount of advances, deposits and/or prepayments held by Western from customers in Arizona.

**WESTERN CLEC CORPORATION  
RESPONSES TO  
STAFF'S FIRST SET OF DATA REQUESTS  
DOCKET NO. T-03590A-07-0361**

PJG 1-6      If applicable, indicate a plan for the refund of deposits collected pursuant to subsection A.C.C. R14-2-503 (B) and R14-2-1107(A) 3.

**RESPONSE:** There were no deposits so no refund is necessary.

**WESTERN CLEC CORPORATION  
RESPONSES TO  
STAFF'S FIRST SET OF DATA REQUESTS  
DOCKET NO. T-03590A-07-0361**

PJG 1-7      Was a list of all alternative carriers providing the same or similar service within the affected geographic area provided to the customers whose service was being discontinued or abandoned? If a list was not provided, please explain.

**RESPONSE:** No, a list of alternative carriers was not provided. Western has no customers so it has no need to provide a list of alternative carriers to anyone.

**WESTERN CLEC CORPORATION  
RESPONSES TO  
STAFF'S FIRST SET OF DATA REQUESTS  
DOCKET NO. T-03590A-07-0361**

PJG 1-8      Please indicate if Western's performance bond is still valid as required by Decision No. 63657. Also, indicate the total amount of the performance bond.

**RESPONSE:** Western never obtained a performance bond. It never began offering services so it never obtained a performance bond.

**WESTERN CLEC CORPORATION  
RESPONSES TO  
STAFF'S FIRST SET OF DATA REQUESTS  
DOCKET NO. T-03590A-07-0361**

PJG 1-9      Please indicate the number of residential and business customers Western provided service to in Arizona. Also, provide a breakdown of the number of customers receiving telecommunications services by type of service. How many customers receive resold long distance, resold local exchange, facilities-based local exchange, facilities-based or private-line services in Arizona?

**RESPONSE:** Western did not provide service to any residential or business customers in Arizona.

**WESTERN CLEC CORPORATION  
RESPONSES TO  
STAFF'S FIRST SET OF DATA REQUESTS  
DOCKET NO. T-03590A-07-0361**

PJG 1-10      Please indicate if there are any affiliates of the Applicant currently offering telecommunications services in Arizona. If yes, are the telecommunications services provided by the Applicant similar to those offered by the Applicant's affiliates?

**RESPONSE:** Western is affiliated with Alltel Communications, Inc. and WWC License LLC, both of which, like Western, are wholly owned subsidiaries of Alltel Corporation. Alltel Communications, Inc. and WWC License LLC are federally licensed Commercial Mobile Radio Service ("CMRS) providers with customers in Arizona. Wireless service is different from CLEC service.

**WESTERN CLEC CORPORATION  
RESPONSES TO  
STAFF'S FIRST SET OF DATA REQUESTS  
DOCKET NO. T-03590A-07-0361**

PJG 1-11      Please indicate if customers have been transferred to other telecommunications carriers. Indicated the telecommunications carriers the customers were transferred to and the number of customers in Arizona transferred to each carrier.

**RESPONSE:** Western has no customers and thus no customers have been transferred to other telecommunications carriers.

**WESTERN CLEC CORPORATION  
RESPONSES TO  
STAFF'S FIRST SET OF DATA REQUESTS  
DOCKET NO. T-03590A-07-0361**

PJG 1-12 Please indicate other state(s) in which Western is currently providing telecommunications services to customers.

**RESPONSE:** Western is not providing service in any other states.

**WESTERN CLEC CORPORATION  
RESPONSES TO  
STAFF'S FIRST SET OF DATA REQUESTS  
DOCKET NO. T-03590A-07-0361**

PJG 1-13      Does Western have any employees in Arizona? If so, please list the number of employees by type of category (i.e. management, technical, and customer service).

**RESPONSE:** No, Western does not have any employees in Arizona.

**WESTERN CLEC CORPORATION  
RESPONSES TO  
STAFF'S FIRST SET OF DATA REQUESTS  
DOCKET NO. T-03590A-07-0361**

PJG 1-14 Does Western have any facilities in Arizona? If so, please list the number of facilities, a description of each facility, and the location of each facility.

**RESPONSE:** No, Western does not have any facilities in Arizona.

**WESTERN CLEC CORPORATION  
RESPONSES TO  
STAFF'S FIRST SET OF DATA REQUESTS  
DOCKET NO. T-03590A-07-0361**

PJG 1-15 Did Western have any service contracts with customers? If so, please describe how the service contracts were honored or terminated with the customers.

**RESPONSE:** No, Western did not have any service contracts with customers.