

ORIGINAL



0000075830



RECEIVED

2007 AUG 13 P 3:53

Kevin Anderson  
Chairman & CEO  
Unite Private Networks, LLC  
950 W. 92 Hwy, Suite 203  
Kearney, MO 64060  
Phone: 816-260-1868  
Email: kevin.anderson@upnllc.com  
www.uniteprivatenetworks.com

2802

August 13, 2007

AZ CORP COMMISSION  
DOCKET CONTROL

Arizona Corporation Commission  
DOCKETED

AUG 13 2007

John F. Bostwick  
Administrative Services Officer II  
Utilities Division  
Arizona Corporation Commission  
1200 West Washington Street  
Phoenix, AZ 85007-2927

DOCKETED BY  
NR

RE: Staff's Letter of Insufficiency and First Set of Data Requests to Unite Private Networks, LLC. Docket No. T-20534A-07-0346.

Dear Mr. Bostwick:

On June 1, 2007, Unite Private Networks, LLC ("Unite") filed an application for a Certificate of Convenience and Necessity ("CC&N) to provide telecommunications services in Arizona. On July 16, 2007, Staff filed a Letter of Insufficiency and First Set of Data Requests. This letter responds to the Staff Letter and Data Request.

**JFB1-1.** In Item (A-1), our original application marked the boxes for "Facilities-Based Long Distance Telecommunications Services" and "Facilities-Based Local Exchange Telecommunications Services." The application should have instead marked the box for "Other" and not marked the boxes Facilities-Based Local Exchange and Long Distance Services. Please note this change in the application.

Unite will provide private line data services to large organizations who enter into a written contract for service. The contract will specify the services to be provided, rates to be charged, and other terms and conditions of service. Specific types of private line services to be provided by Unite include dark fiber, lit fiber (optical Ethernet), and point-to-point data services. Unite will not provide any services to residential customers, nor will it provide any switched voice services, local exchange services, interexchange services or special access services.

**JFB1-2.** Unite will only provide data services to large organizations who enter into a written contract for service. The contract will specify the services to be provided, rates to be charged, and other terms and conditions of service. Certain general terms and conditions applicable to the provision of service by Unite are set forth in a Private Line Telecommunications Tariff. Contract terms not specifically governed by the Tariff, including rates and specific terms and conditions of service, will be individually negotiated with each prospective customer. Unite will not provide services to any customer until a contract has been executed. Unite is unable to provide general rates in the Tariff because each contract situation requires a significant new build of fiber-optic network and is subject to customized terms and conditions. Rates and charges for each customer are structured to recover the cost of building the fiber-optic network and providing service subject to specific contractual requirements. Individual Case Basis rates are charged for private line services Unite makes available to customers in a non-discriminatory manner.

**JFB1-3.** Unite will only provide services to large organizations who enter into a written contract for services, therefore a general performance bond requirement would not be applicable.

**JFB1-4.** As noted in Item (B-4) in the original application, the net book value of all Arizona jurisdictional assets expected to be used in the provision of service to Arizona customers at the end of the first twelve months of operation is \$185,000.

**JFB1-5 through JFB1-25.** Unite will only provide data services to large organizations who enter into a written contract for service. The contract will specify the services to be provided, rates to be charged, and other terms and conditions of service. Certain general terms and conditions applicable to the provision of service by Unite are set forth in a Private Line Telecommunications Tariff. Contract terms not specifically governed by the Tariff, including rates and specific terms and conditions of service, will be individually negotiated with each prospective customer. Unite will not provide services to any customer until a contract has been executed. Unite is unable to provide general rates in the Tariff because each contract situation requires a significant new build of fiber-optic network and is subject to customized terms and conditions. Rates and charges for each customer are structured to recover the cost of building the fiber-optic network and providing service subject to specific contractual requirements. Individual Case Basis rates are charged for private line services Unite makes available to customers in a non-discriminatory manner. Specific types of private line services to be provided by Unite include dark fiber, lit fiber (optical Ethernet), and point-to-point data services. Unite will not provide any services to residential customers, nor will it provide any switched voice services, local exchange services, interexchange services or special access services.

**JFB1-26.** A copy of this letter will be submitted to [jbostwick@cc.state.az.us](mailto:jbostwick@cc.state.az.us).

If you have any questions or need additional information, please contact me at (816) 260-1868 or [kevin.anderson@upnllc.com](mailto:kevin.anderson@upnllc.com).

Sincerely,

Kevin Anderson  
Chief Executive Officer

CC: Original plus 13 copies:  
Docket Control  
Arizona Corporation Commission  
1200 West Washington Street  
Phoenix, AZ 85007-2927