

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

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ARIZONA CORPORATION COMMISSION
Arizona Corporation Commission

DOCKETED

DATE: NOVEMBER 1, 2007

NOV -1 2007

DOCKET NO: T-04212A-07-0034

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TO ALL PARTIES:

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

HARBOR COMMUNICATIONS
(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:

NOVEMBER 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:

NOVEMBER 27, 2007 and NOVEMBER 28, 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
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BRIAN C. McNEIL
EXECUTIVE DIRECTOR

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 HARBOR COMMUNICATIONS FOR THE
10 CANCELLATION OF THE CERTIFICATE OF
11 CONVENIENCE AND NECESSITY TO
12 PROVIDE COMPETITIVE RESOLD
13 INTEREXCHANGE TELECOMMUNICATION
14 SERVICES.

DOCKET NO. T-04212A-07-0034

DECISION NO. _____

ORDER

11 Open Meeting
12 November 27 and 28, 2007
13 Phoenix, Arizona

14 **BY THE COMMISSION:**

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

17 FINDINGS OF FACT

18 1. Harbor Communications ("Applicant") has a Certificate of Convenience and Necessity
19 ("Certificate") to provide competitive resold interexchange telecommunication services in the State
20 of Arizona pursuant to Decision No. 66741 (January 20, 2004).

21 2. On January 17, 2007, Applicant filed with the Commission an application for
22 cancellation of its Certificate. Applicant indicated that it has no customers in the State of Arizona.

23 3. On March 12, 2007, the Commission's Utilities Division Staff ("Staff") filed its Letter
24 of Insufficiency and First Set of Data Requests ("Letter"), but has not received a response to the
25 Letter from the Applicant.

26 4. On September 20, 2007, Staff filed its Staff Report recommending cancellation of the
27 Applicant's CC&N.

28 5. According to the Compliance Division of the Commission, the Applicant filed its
2006 Annual Report, but failed to file its tariff as required by Decision No. 66741.

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ORDER

IT IS THEREFORE ORDERED that the application of Harbor Communications for the cancellation of its Certificate of Convenience and Necessity to provide competitive resold interexchange telecommunication services shall be, and is hereby, approved, and the Certificate of Convenience and Necessity is 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, DEAN S. MILLER, Interim 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.

DEAN S. MILLER
INTERIM EXECUTIVE DIRECTOR

DISSENT _____

DISSENT _____

1 SERVICE LIST FOR: HARBOR COMMUNICATIONS

2 DOCKET NO.: T-04212A-07-0034

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4 Mitch Olson, President
HARBOR COMMUNICATIONS
3211 SW Scholls Ferry Court
5 Portland, Oregon 97221

6 Christopher Kempley, Chief Counsel
Legal Division
7 ARIZONA CORPORATION COMMISSION
1200 West Washington Street
8 Phoenix, Arizona 85007

9 Ernest G. Johnson, Director
Utilities Division
10 ARIZONA CORPORATION COMMISSION
1200 West Washington Street
11 Phoenix, Arizona 85007

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