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July 7, 2008

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Arizona Corporation Commission
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JUL -7 2008

Mr. Michael T. Hallam
Lewis & Roca LLP
40 North Central Avenue, Suite 1900
Phoenix, Arizona 85004

DOCKETED BY

RE: Staff's First Set of Data Requests to ATC Outdoor DAS LLC; Docket No. T-20595A-08-0278

Dear Mr. Hallam:

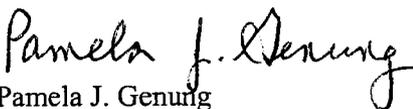
On May 30, 2008, ATC Outdoor DAS LLC ("ATC") filed an Application for a Certificate of Convenience and Necessity ("CC&N") to provide intrastate telecommunications services such as non-switched local transport services for wireless carriers within the State of Arizona. The Application is not yet sufficient. This data request lists the information that Staff needs to continue its analysis of the Application. Please treat this as Staff's First Set of Data Requests to ATC in the above matter.

For purposes of this data request set, the words "ATC", "Applicant", "the Company", "you", and "your" refer to ATC Outdoor DAS LLC and any representative, including every person and/or entity acting with, under the control of, or on behalf of ATC. For each answer, please identify by name, title, and address each person providing information that forms the basis for the response provided. These data requests are continuing, and your answers or any documents supplied in response to these data requests should be supplemented with any additional information or documents that come to your attention after you have provided your initial responses.

Please provide Docket Control with the information being requested within **30 days** of the date of this letter. Mail an original plus 13 copies to Docket Control, Arizona Corporation Commission, 1200 W. Washington Street, Phoenix, AZ 85007-2927. If no response is received, Staff will recommend that the Application be terminated as per Rule R14-2-1103 and R14-2-510(E)3. If the Application is terminated, the Applicant cannot provide the same telecommunications services in Arizona for which it is currently applying, until such time as a new Application is filed with and approved by the Commission.

Remember that information submitted for a CC&N will be made a part of the public record (including financial statements). Any information designated as confidential will not be accepted by Docket Control. If you have any questions, please contact me at (602) 542-0664. Thank you for your prompt response to this request.

Respectfully,



Pamela J. Genuing
Staff Analyst
Utilities Division

PJG:kdh

Enclosure(s)

CC: Docket Control Center (Original and Thirteen Copies)

ARIZONA CORPORATION COMMISSION
STAFF'S FIRST SET OF DATA REQUESTS TO
ATC OUTDOOR DAS LLC
DOCKET NO. T-20595A-08-0278

Please make sure each numbered item and each part of the item is answered completely. In order for Staff to continue with its review of this Application, the following information must be submitted:

- PJG 1.1 Please indicate the date when ATC was created as a new entity.
- PJG 1.2 As indicated in item A-1 of your Application, ATC proposes to provide services through a combination of its own facilities and facilities to be leased from a variety of telecommunications carriers. Please identify the names of those carriers that ATC plans to lease facilities from to provide services in Arizona.
- PJG 1.3 Please indicate the current number of employees of ATC.
- PJG 1.4 Please describe ATC's plan for providing customer service to its customers in Arizona.
- PJG 1.5 Does ATC plan to have a customer service center in Arizona?
- PJG 1.6 Does ATC plan to have employees in Arizona? If so, please indicate how many.
- PJG 1.7 Please indicate the total number of employees of American Tower Corporation and its affiliates.
- PJG 1.8 Please provide a list of states in which American Tower Corporation and its affiliates currently operate.
- PJG 1.9 Is American Tower Corporation in full compliance with the outcome of the three investigations identified in item A-12 of ATC's Application?
- PJG 1.10 Is American Tower Corporation in full compliance with the 2001 Stipulated Order that was included as Attachment A-12 of ATC's Application?
- PJG 1.11 Are there any other pending investigations and/or violations relative to American Tower Corporation or its affiliates? If so, please identify and provide a status of each investigation and/or violation.
- PJG 1.12 Is it ATC's intention to use the maximum rates that were filed in the proposed tariff within its Application as ATC's actual rates? If not, please submit replacement tariff pages containing the actual rates.
- PJG 1.13 Please explain how ATC calculated the actual maximum and actual minimum rates that will be contained in ATC's tariff for each of its services.
- PJG 1.14 Please explain or provide a description of the term "segment" as used on Original Sheet No. 27 of ATC's proposed Arizona Tariff No. 1.

PJG 1.15 Please indicate why you believe that your range of rates is just and reasonable using a competitive market analysis. Your analysis should contain publicly available examples of tariff rates and charges charged by the incumbent and other carriers for similar services. Please provide actual tariff pages and use the attached matrix format to show your actual or proposed tariff rates and charges. At a minimum, show tariff information of Qwest and two other competitors in Arizona. The material you provide should enable Staff to determine whether the tariff rates and charges of the Applicant are just and reasonable compared to other competitors offering the same or similar telecommunications services in Arizona. *(See Attachments A & B – By Competitor) (For the Applicant's ease, an excel file can be provided by contacting Pamela Genung at pgenung@azcc.gov).*

PJG 1.16 Please identify all other states/jurisdictions in which the Company or an affiliate provides telecommunications services. Please specify, in the attached matrix format, the tariff rates and charges that the Company and/or affiliate charges for telecommunications services in these other jurisdictions. If there is a difference between the tariff rates and charges that the Company will charge in Arizona and the tariff rates and charges that the Company and/or affiliate charges in other jurisdictions for telecommunications services, please explain why you are charging different tariff rates and charges in Arizona. The material you provide should enable Staff to determine whether these tariff rates and charges are comparable to the tariff rates and charges charged in other jurisdictions. If this information has already been provided in an earlier data response, please specify as such. *(See Attachments C & D – By State) (For the Applicant's ease, an excel file can be provided by contacting Pamela Genung at pgenung@azcc.gov).*

ATTACHMENT A
BY COMPETITOR

Residence Rate Comparison of Telecommunications Services provided by Competitor's in Arizona	Applicant's Arizona Tariff			Qwest's Arizona Tariff		
	Charges & Rates (\$)	Section Number	Page Number	Charges & Rates (\$)	Section Number	Page Number
Product/Services						
Basic Local Service						
Service Connect Fee						
Dispatch Call & Trouble isolated on cust. equip.						
Feature Change Order						
Toll Restriction Fee Order						
Transfer of Service (move order)						
Restoration of Service						
Directory Assistance						
Miscellaneous Services & Rates						
Returned Check Charge (NSF)						
Listings						
Directory Listing Service - Primary Listing						
Directory Listing Service - Non-Published						
Primary Rate Interface (DS0) Service						
Month-to-month						
12 Months						
24 Months						
36 Months						
Long Distance						
Direct Dialed Station-to-Station (include all relevant billing elements used to make the comparison)						

Residence Rate Comparison of Telecommunications Services provided by Competitor's in Arizona	Competitor #1 Arizona Tariff <i>Name of Competitor</i>			Competitor #2 Arizona Tariff <i>Name of Competitor</i>		
	Charges & Rates (\$)	Section Number	Page Number	Charges & Rates (\$)	Section Number	Page Number
Product/Services						
Basic Local Service						
Service Connect Fee						
Dispatch Call & Trouble isolated on cust. equip.						
Feature Change Order						
Toll Restriction Fee Order						
Transfer of Service (move order)						
Restoration of Service						
Directory Assistance						
Miscellaneous Services & Rates						
Returned Check Charge (NSF)						
Listings						
Directory Listing Service - Primary Listing						
Directory Listing Service - Non-Published						
Primary Rate Interface (DS0) Service						
Month-to-month						
12 Months						
24 Months						
36 Months						
Long Distance						
Direct Dialed Station-to-Station (include all relevant billing elements used to make the comparison)						

ATTACHMENT B
BY COMPETITOR

Business Rate Comparison of Telecommunications Services provided by Competitor's in Arizona	Applicant's Arizona Tariff			Qwest's Arizona Tariff		
	Charges & Rates (\$)	Section Number	Page Number	Charges & Rates (\$)	Section Number	Page Number
Product/Services						
Basic Local Service						
Service Connect Fee						
Dispatch Call & Trouble isolated on cust. equip.						
Feature ChangeOrder						
Toll Restriction Fee Order						
Transfer of Service (move order)						
Restoration of Service						
Directory Assistance						
Miscellaneous Services & Rates						
Returned Check Charge (NSF)						
Listings						
Directory Listing Service - Primary Listing						
Directory Listing Service - Non-Published						
Primary Rate Interface (DS0) Service						
Month-to-month						
12 Months						
24 Months						
36 Months						
Long Distance						
Direct Dialed Station-to-Station (include all relevant billing elements used to make the comparison)						

Business Rate Comparison of Telecommunications Services provided by Competitor's in Arizona	Competitor #1 Arizona Tariff <i>Name of Competitor</i>			Competitor #2 Arizona Tariff <i>Name of Competitor</i>		
	Charges & Rates (\$)	Section Number	Page Number	Charges & Rates (\$)	Section Number	Page Number
Product/Services						
Basic Local Service						
Service Connect Fee						
Dispatch Call & Trouble isolated on cust. equip.						
Feature ChangeOrder						
Toll Restriction Fee Order						
Transfer of Service (move order)						
Restoration of Service						
Directory Assistance						
Miscellaneous Services & Rates						
Returned Check Charge (NSF)						
Listings						
Directory Listing Service - Primary Listing						
Directory Listing Service - Non-Published						
Primary Rate Interface (DS0) Service						
Month-to-month						
12 Months						
24 Months						
36 Months						
Long Distance						
Direct Dialed Station-to-Station (include all relevant billing elements used to make the comparison)						

ATTACHMENT C
BY STATE

Residence Rate Comparison of Telecommunications Services provided by Applicant in other States	Applicant's Arizona Tariff			Applicant's Tariff (State #1)		
	Charges & Rates (\$)	Section Number	Page Number	Charges & Rates (\$)	Section Number	Page Number
Product/Services						
Basic Local Service						
Service Connect Fee						
Dispatch Call & Trouble isolated on cust. equip.						
Feature Change Order						
Toll Restriction Fee Order						
Transfer of Service (move order)						
Restoration of Service						
Directory Assistance						
Miscellaneous Services & Rates						
Returned Check Charge (NSF)						
Listings						
Directory Listing Service - Primary Listing						
Directory Listing Service - Non-Published						
Primary Rate Interface (DS0) Service						
Month-to-month						
12 Months						
24 Months						
36 Months						
Long Distance						
Direct Dialed Station-to-Station (include all relevant billing elements used to make the comparison)						
Residence Rate Comparison of Telecommunications Services provided by Applicant in other States	Applicant's Tariff (State #2)			Applicant's Tariff (State #3)		
	Charges & Rates (\$)	Section Number	Page Number	Charges & Rates (\$)	Section Number	Page Number
Product/Services						
Basic Local Service						
Service Connect Fee						
Dispatch Call & Trouble isolated on cust. equip.						
Feature Change Order						
Toll Restriction Fee Order						
Transfer of Service (move order)						
Restoration of Service						
Directory Assistance						
Miscellaneous Services & Rates						
Returned Check Charge (NSF)						
Listings						
Directory Listing Service - Primary Listing						
Directory Listing Service - Non-Published						
Primary Rate Interface (DS0) Service						
Month-to-month						
12 Months						
24 Months						
36 Months						
Long Distance						
Direct Dialed Station-to-Station (include all relevant billing elements used to make the comparison)						

ATTACHMENT D
BY STATE

Business Rate Comparison of Telecommunications Services provided by Applicant in other States	Applicant's Arizona Tariff			Applicant's Tariff (State #1)		
	Charges & Rates (\$)	Section Number	Page Number	Charges & Rates (\$)	Section Number	Page Number
Product/Services						
Basic Local Service						
Service Connect Fee						
Dispatch Call & Trouble isolated on cust. equip.						
Feature Change Order						
Toll Restriction Fee Order						
Transfer of Service (move order)						
Restoration of Service						
Directory Assistance						
Miscellaneous Services & Rates						
Returned Check Charge (NSF)						
Listings						
Directory Listing Service - Primary Listing						
Directory Listing Service - Non-Published						
Primary Rate Interface (DS0) Service						
Month-to-month						
12 Months						
24 Months						
36 Months						
Long Distance						
Direct Dialed Station-to-Station (include all relevant billing elements used to make the comparison)						
Business Rate Comparison of Telecommunications Services provided by Applicant in other States	Applicant's Tariff (State #2)			Applicant's Tariff (State #3)		
	Charges & Rates (\$)	Section Number	Page Number	Charges & Rates (\$)	Section Number	Page Number
Product/Services						
Basic Local Service						
Service Connect Fee						
Dispatch Call & Trouble isolated on cust. equip.						
Feature Change Order						
Toll Restriction Fee Order						
Transfer of Service (move order)						
Restoration of Service						
Directory Assistance						
Miscellaneous Services & Rates						
Returned Check Charge (NSF)						
Listings						
Directory Listing Service - Primary Listing						
Directory Listing Service - Non-Published						
Primary Rate Interface (DS0) Service						
Month-to-month						
12 Months						
24 Months						
36 Months						
Long Distance						
Direct Dialed Station-to-Station (include all relevant billing elements used to make the comparison)						