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BEFORE THE ARIZONA CORPORATION COMMISSION
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COMMISSIONERS

- MIKE GLEASON - Chairman
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- JEFF HATCH-MILLER
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AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF
ADELPHIA TELECOMMUNICATIONS, INC.
FOR CANCELLATION OF ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY FOR RESOLD
LONG DISTANCE TELECOMMUNICATION
SERVICES

DOCKET NO. T-03828A-05-0353

IN THE MATTER OF THE APPLICATION OF
ADELPHIA TELECOMMUNICATIONS, INC.
FOR APPROVAL OF THE SALE OF ASSETS TO
TELECOM MANAGEMENT, INC. D/B/A
PIONEER TELEPHONE

DOCKET NO. T-03828A-05-0721
DOCKET NO. T-04277A-05-0721

PROCEDURAL ORDER

BY THE COMMISSION:

On May 17, 2005, Adelphia Telecommunications, Inc. ("Adelphia"), filed with the Arizona Corporation Commission ("Commission") its Application for Cancellation of its Certificate of Convenience and Necessity ("CC&N") for Resold Long Distance Telecommunication Services. ("Cancellation Application") under Docket No. T-03828A-05-0353.

On June 10, 2005, Commission Utilities Division Staff ("Staff") filed its Letter of Insufficiency and First Set of Data Requests to Adelphia.

On June 20, 2005, Adelphia filed its Responses to Staff's First Set of Data Requests. Adelphia also stated that it had received a potential offer to purchase its long distance services and customer use. As such, Adelphia requested the Commission to stay its Cancellation Application pending the possible sale.

On April 4, 2006, Staff filed correspondence to Adelphia asking if it wished to withdraw its Cancellation Application.

Arizona Corporation Commission
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1 On April 25, 2006, Adelphia filed a copy of a letter dated March 3, 2006, stating that pursuant
2 to the sale of Adelphia's sale to Telecom Management, Inc., d/b/a Pioneer Telephone, ("TMI")
3 Adelphia requested confirmation that cancellation of its CC&N had occurred.

4 On May 16, 2006, a Procedural Order was directing Staff to respond to Adelphia's April 25,
5 2006, correspondence.

6 In addition to its Cancellation Application, on October 12, 2005, Adelphia filed an
7 Application for Approval of the Sale of Assets to Telecom Management, Inc., d/b/a/ Pioneer
8 Telephone ("Sale Application") under Docket Nos. T-03828A-05-0721 and T-04277A-05-0721.

9 On June 1, 2006 Staff filed a Memorandum noting that Adelphia's Cancellation Application
10 was insufficient, and, as such, the Docket remained open. Staff also recommended that this Docket be
11 consolidated with Docket Nos. T-03828A-05-0721 and T-04277A-05-0721.

12 On June 6, 2006, a Procedural Order consolidating Docket Nos. T-03828A-05-0353 and T-
13 03828A-05-0721 and T-04277A-05-0721 was issued.

14 On June 7, 2006, Staff filed its Letter of Insufficiency and Second Set of Data Requests to
15 Adelphia.

16 On July 3, 2006, Adelphia filed its Responses to Staff's Second Set of Data Requests.

17 On July 20, 2006, Adelphia filed correspondence relating that, as a result of a bankruptcy sale,
18 Adelphia would cease doing business on July 31, 2006, and further requests for information should
19 be directed TMI.

20 On November 22, 2006, Staff filed its Letter of Insufficiency and Third Set of Data Requests
21 to Adelphia and to TMI.

22 On September 25, 2007, a Procedural Order was issued directing Staff to file an update in this
23 consolidated docket.

24 On November 2, 2007, Staff filed its update, but to date no Staff Report has been filed in this
25 matter.

26 Accordingly, Staff should file Staff Report with the Commission in this matter.

27 IT IS THEREFORE ORDERED that Staff shall file a Staff Report on this matter with any
28 appropriate recommendations no later than **4:00 p.m. May 16, 2008.**

1 IT IS FURTHER ORDERED that in the Staff Report Staff, in addition to the usual analysis,
2 shall address the applicability of A.R.S. § 40-285(A) to this matter and compliance by both Adelphia
3 and TMI with the requirements of Arizona Administrative Code R14-2-1107. Staff shall further make
4 recommendations regarding Adelphia's and TMI's tariffs.

5 DATED this 1st day of April, 2008.
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8 
9 BELINDA A. MARTIN
10 ADMINISTRATIVE LAW JUDGE

11 Copies of the foregoing mailed/delivered
12 this 1st day of April, 2008, to:

13 Edward Gothard, Esq.
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22 Mr. Ernest Johnson, Director
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27 By: 
28 Juanita Gomez
Secretary to Belinda A. Martin