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June 25, 2008

Arizona Corporation Commission
AZ CORP COMMISSION DOCKET CONTROL DOCKETED

JUN 25 2008

Grace R. Chiu
VENABLE LLP
575 7th Street, N.W.
Washington, D.C. 20004

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RE: Staff's Letter of Insufficiency and First Set of Data Requests to US LEC Communications, Inc.
Docket No. T-04194A-07-0624

Dear Ms. Chiu:

On March 10, 2008, Staff discovered that Staff's First Set of Data Requests was sent to your old address captured on the service list. Staff is resending its First Set of Data Requests to you at the above address listed on your application.

On October 30, 2007, US LEC Communications Inc. ("US LEC") filed an application to cancel their Certificate of Convenience and Necessity ("CC&N") to provide telecommunications services in Arizona. The Application submitted is not sufficient. This data request lists the information Staff needs to complete its analysis of your Application.

For purposes of this data request set, the words "US LEC", "Applicant", "the Company", "you", and "your" refer to US LEC Communications Inc., any representative, including every person and/or entity acting with, under the control of, or on behalf of US LEC Communications Inc. **For each answer, please identify by name, title, e-mail address, telephone number 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 **10 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. If the Application is terminated, the Applicant cannot discontinue the telecommunications services that it is authorized to provide in Arizona, until such time as a new application is filed with and approved by the Commission.

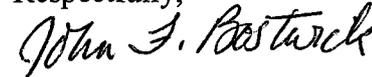
June 25, 2008

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Remember that information submitted concerning 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) 542-0856. Thank you for your prompt response to this request.

Respectfully,



John F. Bostwick
Administrative Services Officer II
Utilities Division

Enclosure(s)

CC: Docket Control (Original and Thirteen Copies)

STAFF'S FIRST SET OF DATA REQUESTS TO
US LEC COMMUNICATIONS INC.
DOCKET NO. T-04194A-07-0624

Please make sure each numbered item and each part of the item is answered completely. If it is not, Staff will resubmit the numbered item(s) and/or part(s) of the item in a following data request. Also, please make sure all information you provide in response to item(s) concerning this Application, including Staff's data requests, is updated and current. If you need to update your response to any item(s)/request(s), please reference the item(s)/request(s) and provide your current response(s). In order for Staff to continue with its review of this application, the following information must be submitted:

- JFB1-1 Please indicate the reason(s) for the proposed discontinuance of services or abandonment of service area.
- JFB1-2 Please provide a copy of the legal notice of the Application to cancel telecommunications services in all counties affected by the Application. Refer to Arizona Administrative Code ("A.A.C.") Rule R14-2-1107.
- JFB1-3 Did the Applicant ever provide service in Arizona? If so, please indicate the date the last residential and/or business customers were served in Arizona.
- a. If customers are not being served in Arizona, please provide an affidavit to that effect.
 - b. If service is currently provided to customers in Arizona, please provide the number of residential and business customers.
 - c. Does the Applicant have any service contracts with customers? If yes, please describe how the service contracts will be honored.
- JFB 1-4 Please state whether the customers were notified of the Applicant's discontinuance of telecommunications services.
- a. If yes, please provide a copy of the customer notification and indicate the date it was sent.
 - b. If no, please explain. Refer to A.A.C. Rule R14-2-1107.
- JFB1-5 Please state whether the customers were notified of the Applicant's discontinuance of telecommunications services.
- a. If yes, please provide a copy of the customer notification and indicate the date it was sent.
 - b. If no, please explain. Refer to A.A.C. Rule R14-2-1107.

STAFF'S FIRST SET OF DATA REQUESTS TO
US LEC COMMUNICATIONS INC.
DOCKET NO. T-04194A-07-0624

- JFB1-6 Please provide the deposit refund plan pursuant to subsection A.A.C. R14-2-503 (B).
- JFB1-7 Does the Applicant have a performance bond? If yes, please indicate the amount.
- JFB1-8 Does the Applicant have any affiliates currently offering telecommunications services in Arizona? If yes, please provide the affiliate names.
- JFB1-9 Has the Applicant transferred Arizona customers to other telecommunications carriers? If yes, please provide the names of the telecommunications carriers to whom the customers were transferred and the number of customers transferred to each carrier.
- JFB1-10 Please indicate the state(s) in which the Applicant currently operates
- JFB1-11 Please identify the specific tariff(s) to be canceled with this application.
- JFB1-12 Does the Applicant have any employees in Arizona? If yes, please provide the number of employees.
- JFB1-13 Does the Applicant have any facilities or assets in Arizona? If yes, please provide the dollar amount and location of such facilities or assets.
- JFB1-14 If the applicant has any open docket items pending before the Commission, please identify such dockets and explain their status.
- JFB1-15 Please contact the Compliance and Enforcement Section of the Utilities Division of the Arizona Corporation Commission to determine the Applicant's compliance status.