



ORIGINAL

BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

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

2008 JUL 30 A 9:18
AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE JOINT APPLICATION OF ACCIPITER COMMUNICATIONS, INC. AND QWEST CORPORATION FOR ACCIPITER TO EXTEND ITS CERTIFICATE OF CONVENIENCE AND NECESSITY AND TO DELETE A PORTION OF ITS CERTIFICATE OF CONVENIENCE AND NECESSITY IN FAVOR OF QWEST AND FOR QWEST TO EXTEND ITS SERVICE AREA AND DELETE A PORTION OF ITS SERVICE AREA IN FAVOR OF ACCIPITER.

DOCKET NO. T-02847A-08-0164
DOCKET NO. T-01051B-08-0164

MOTION TO MODIFY PROCEDURAL SCHEDULE

On July 25, 2008, the Administrative Law Judge issued a procedural order that established a hearing date of October 10, 2008, as well as corresponding procedural requirements and deadlines for the above-captioned matter. Counsel for Accipiter Communications, Inc., dba Zona Communications ("Accipiter"), is not available to attend the hearing on or around October 10, 2008, due to a previously scheduled out-of-state commitment. Consequently, Accipiter hereby requests a minimum 10-day continuance of the hearing date and a revised procedural schedule consistent with a new hearing date of October 20, 2008, or as soon thereafter as practicable. In making this request for a continuance, Accipiter hereby agrees to a tolling of the time-frame set forth pursuant to A.A.C. R14-2-510.E.7 for the number of days of the continuance. Counsel for Accipiter has contacted counsel for Qwest Corporation and counsel for Commission Staff, and neither party opposes the continuance.

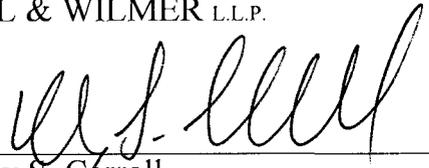
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Arizona Corporation Commission
DOCKETED
JUL 30 2008

DOCKETED

1 RESPECTFULLY SUBMITTED this 30th day of July, 2008.

2 SNELL & WILMER L.L.P.

3
4 By 

5 Bradley S. Carroll
6 Jeffrey W. Crockett
7 One Arizona Center
8 400 E. Van Buren
9 Phoenix, AZ 85004-2202
10 Attorneys for Accipiter Communications, Inc.

11 ORIGINAL and 15 copies filed this
12 30th day of July, 2008, with:

13 Docket Control
14 ARIZONA CORPORATION COMMISSION
15 1200 West Washington Street
16 Phoenix, Arizona 85004

17 COPIES of the foregoing hand-delivered
18 this 30th day of July, 2008, to:

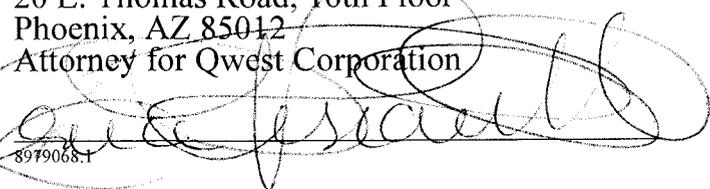
19 Ernest Johnson, Director
20 Richard Boyles, Utilities Engineer
21 Utilities Division
22 ARIZONA CORPORATION COMMISSION
23 1200 West Washington Street
24 Phoenix, Arizona 85004

25 Maureen Scott, Staff Attorney
26 Legal Division
27 ARIZONA CORPORATION COMMISSION
28 1200 West Washington Street
Phoenix, Arizona 85004

Sarah N. Harpring, Administrative Law Judge
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85004

COPY of the foregoing mailed
this 30th day of July, 2008, to:

Norman G. Curtright, Esq.
20 E. Thomas Road, 16th Floor
Phoenix, AZ 85012
Attorney for Qwest Corporation


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