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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

DOCKETED

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2 COMMISSIONERS

3 KRISTIN K. MAYES - Chairman
4 GARY PIERCE
5 PAUL NEWMAN
6 SANDRA D. KENNEDY
7 BOB STUMP

AZ CORP COMMISSION
DOCKET CONTROL

DOCKETED BY

8 IN THE MATTER OF THE APPLICATION OF
9 US LEC COMMUNICATIONS INC. FOR
10 APPROVAL TO RELINQUISH ITS
11 CERTIFICATE OF CONVENIENCE AND
12 NECESSITY AND FOR WAIVER OF
13 COMMISSION RULE R14-2-1107(B).

DOCKET NO. T-04194A-07-0624

PROCEDURAL ORDER

14 BY THE COMMISSION:

15 On October 30, 2007, US LEC Communications Inc. ("USLEC") filed with the Arizona
16 Corporation Commission ("Commission") an application for approval to relinquish its Certificate of
17 Convenience and Necessity to provide resold interexchange telecommunications services in Arizona
18 and for waiver of Commission Rule R14-2-1107(B).

19 On December 26, 2007, the Commission's Utilities Division Staff ("Staff") issued a Letter of
20 Insufficiency and First Set of Data Requests to USLEC.

21 On June 25, 2008, Staff reissued its Letter of Insufficiency and First Set of Data Requests,
22 sending it to a different address.

23 On July 11, 2008, USLEC filed Responses to Staff's First Set of Data Requests.

24 Nothing further has been filed in this docket.

25 Thus, it is appropriate to require Staff to file an update on the status of this matter. In its
26 update, Staff shall include any appropriate recommendations as to how this matter should be resolved
27 and shall state whether this matter should be administratively closed.

28 IT IS THEREFORE ORDERED that Staff shall, by May 20, 2009, file an update on this
matter. In its update, Staff shall include any appropriate recommendations as to how this matter
should be resolved and shall state whether this matter should be administratively closed.

IT IS FURTHER ORDERED that all parties must comply with Rules 31 and 38 of the Rules
of the Arizona Supreme Court and A.R.S. § 40-243 with respect to the practice of law and admission

1 *pro hac vice.*

2 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
3 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

4 DATED this 22nd day of April, 2009.

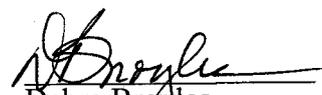
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7 
8 SARAH N. HARPRING
ADMINISTRATIVE LAW JUDGE

9
10 Copies of the foregoing mailed/delivered
this 22ND day of April, 2009, to:

11 Grace R. Chiu
12 VENABLE LLP
13 575 7th Street, NW
Washington, D.C. 20004

14 Janice Alward, Chief Counsel
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16 1200 W. Washington Street
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17 Ernest Johnson, Director
18 Utilities Division
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20
21 By: 
22 Debra Broyles
Secretary to Sarah N. Harpring

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