

ORIGINAL



0000097028

MEMORANDUM

TO: Docket Control
FROM: Ernest G. Johnson
Director
Utilities Division

EA for EGJ

DATE: May 18, 2009

RE: **STAFF UPDATE - IN THE MATTER OF THE APPLICATION OF WHOLESALE CARRIER SERVICES, INC. FOR APPROVAL OF A CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE COMPETITIVE FACILITIES BASED LOCAL EXCHANGE TELECOMMUNICATIONS SERVICES (DOCKET NO. T-04110A-07-0619)**

On October 26, 2007, Wholesale Carrier Services, Inc. ("WCS") filed with the Arizona Corporation Commission ("Commission") an application for a Certificate of Convenience and Necessity ("CC&N") to provide facilities-based and resold local exchange telecommunications services. On November 23, 2007, Staff issued a Letter of Insufficiency and First Set of Data Requests to WCS. On January 17, 2008, WCS filed responses to Staff's First Set of Data Requests. On June 18, 2008, Staff Issued a Letter of Insufficiency and First Set of Data Requests to WCS. On April 22, 2009 the Administrative Law Judge issued a Procedural Order requiring Staff to file an update on this matter no later than May 20, 2009. On May 11, 2009, WCS's attorney informed Staff by email that WCS did not wish to continue with its application for a CC&N. Staff responded by email that it recommended that WCS file a request to withdraw its application with Docket Control.

Staff has no objections to a WCS request to withdraw its application. If WSC does file such an application, Staff recommends that this matter be administratively closed.

EGJ:CLA:red

Originator: Candrea Allen

Attachment: Original and Thirteen Copies

Arizona Corporation Commission
DOCKETED

MAY 18 2009

DOCKETED BY *MA*

RECEIVED
2009 MAY 18 A 10:45
AZ CORP COMMISSION
DOCKET CONTROL

SERVICE LIST FOR: WHOLESALE CARRIER SERVICES, INC.
DOCKET NO.: T-04110A-07-0619

Mr. Lance J. M. Steinhart, P.C.
1720 Windward Concourse, Suite 115
Alpharetta, Georgia 30005

Mr. Ernest G. Johnson
Director, Utilities Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

Ms. Janice Alward
Chief Counsel, Legal Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

Ms. Lyn Farmer
Chief Administrative Law Judge, Hearing Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007