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MEMORANDUM
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TO: Docket Control Center

2009 JUL 10 A 10:08

FROM: Ernest G. Johnson
for Director
Utilities Division

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

DATE: July 10, 2009

RE: ACCESS POINT, INC. – MOTION FOR EXTENSION OF TIME (DOCKET NO. T-03446A-08-0055)

In Decision No. 71118, dated June 5, 2009, the Arizona Corporation Commission (“Commission”) approved the application of Access Point, Inc. (“Access” or “Company”) for a Certificate of Convenience and Necessity (“CC&N”) to provide competitive resold local exchange, resold long distance and facilities-based local exchange telecommunications services in Arizona.

As part of Decision No. 71118, the Commission ordered the following:

“... Access should procure either a performance bond or an irrevocable sight draft letter of credit equal to \$125,000.”

“... Access should docket proof of the original performance bond or irrevocable sight draft letter of credit with the Commission’s Business Office and copies of the performance bond or irrevocable sight draft letter of credit with Docket Control, as a compliance item in this docket, within 30 days of the effective date of a Decision in this matter.”

On July 2, 2009, the Company filed a request for extension of the above compliance deadline relating to the performance bond/irrevocable sight draft letter of credit. The application states that Access has contacted a number of insurance carriers and has not been able to find an insurer willing to issue a bond. Access will be able to post a letter of credit; however, Access is currently re-negotiating its line of credit with its lender and believes that any and all issues can be resolved in the next 60 to 90 days.

Staff recommends that the Commission due date for filing the bond or irrevocable sight draft letter of credit be extended an additional 90 days until October 5, 2009.

EGJ:KDB:lh

Originator: Kimberly Battista

Arizona Corporation Commission
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SERVICE LIST FOR:
DOCKET NO.

ACCESS POINT, INC.
T-03446A-08-0055

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