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TO: Docket Control

2009 SEP 23 P 3: 27

Arizona Corporation Commission

FROM: Steven M. Olea  
Director  
Utilities Division

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AZ CORP COMMISSION  
DOCKET CONTROL

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SEP 23 2009

DATE: September 23, 2009

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RE: IN THE MATTER OF THE APPLICATION OF BROADVOX-CLEC, LLC FOR APPROVAL OF A CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE INTRASTATE TELECOMMUNICATIONS SERVICES (DOCKET NO. T-20666A-09-0173)

On April 6, 2009, Broadvox-CLEC, LLC ("Broadvox") filed an application requesting a Certificate of Convenience and Necessity ("CC&N") to provide intrastate telecommunications services in Arizona.

On April 22, 2009, Staff issued its First Set of Data Requests to Broadvox. On July 2, 2009, Staff inquired via email about the status of the Broadvox's response to Staff's First Set of Data Requests. No response was ever received.

On July 14, 2009, Staff sent a certified letter to Broadvox inquiring about the status of the Broadvox's response to Staff's First Set of Data Requests and explained that if Broadvox's response was not received or all deficiencies were not remedied by July 22, 2009, Staff would recommend that the application be closed.

On July 23, 2009, Staff received a response via email seeking additional time to respond to Staff's First Data Request. The Applicant and Staff agreed that Broadvox's response would be submitted by August 24, 2009. Broadvox's response to Staff's First Set of Data Requests was not received by August 24, 2009.

On August 25, 2009, Staff sent an email inquiring about the status of Broadvox's response to Staff's First Set of Data Requests. Broadvox responded via email that the response to Staff's First Set of Data Requests would arrive soon. As of this date, Broadvox's response to Staff's First Set of Data Requests has not been received.

Since Broadvox has not responded to Staff's First Set of Data Requests, Staff recommends this matter be closed. Broadvox may file a new application in the future.

SMO:AFF:kdh

Originator: Armando Fimbres

SERVICE LIST FOR: BROADVOX-CLEC, LLC  
DOCKET NO.: T-20666A-09-0173

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