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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

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ARIZONA CORPORATION COMMISSION
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COMMISSIONERS

KRISTIN K. MAYES, Chairman
GARY PIERCE
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP

IN THE MATTER OF THE APPLICATION OF
COMTECH21, LLC FOR A CERTIFICATE OF
CONVENIENCE AND NECESSITY TO PROVIDE
RESOLD AND FACILITIES BASED LOCAL
EXCHANGE TELECOMMUNICATIONS
SERVICES IN THE STATE OF ARIZONA.

DOCKET NO. T-04080A-04-0034

PROCEDURAL ORDER

BY THE COMMISSION:

On January 20, 2004, ComTech21, LLC ("Applicant" or "ComTech21") submitted to the Arizona Corporation Commission ("Commission") an application for a Certificate of Convenience and Necessity ("Certificate") to provide resold and facilities-based local exchange telecommunications services within the State of Arizona ("Application").

On January 22, 2004, the Commission's Utilities Division staff ("Staff") filed a letter, which indicated that ComTech21, LLC's application had not meet the sufficiency requirements as outlined in the Arizona Administrative Code ("A.A.C.").

Between March 23, 2004 and May 7, 2004, Applicant docketed additional information in support of its application.

On August 24, 2004, by Procedural Order, Staff was directed to file a Status Report on Applicant's Application.

On September 13, 2004, Staff docketed a Second Set of Data Requests. On that same date, Staff filed a memorandum updating the Commission on the status of this matter and recommending that the docket remain open.

On November 8, 2004, Applicant submitted a request for extension to time to submit its responses to Staff's Data Requests.

On November 18, 2004, Applicant submitted its responses to Staff's Data Requests.

1 On October 3, 2006, by Procedural Order, Staff was directed to file an update on the status of
2 Applicant's application and to make any appropriate recommendations.

3 On October 31, 2006, Staff filed a memorandum in this docket recommending that the docket
4 remain open.

5 On January 11, 2007, Staff filed a Letter of Insufficiency and Third Set of Data Requests.

6 On August 2, 2007, Staff filed a Letter of Insufficiency and Fourth Set of Data Requests.

7 On August 21, 2007, ComTech21 filed its response to Staff's Letter of Insufficiency and
8 Third Set of Data Requests.

9 No filings were made in this docket between August 21, 2007, and June 16, 2008.

10 On June 16, 2008, a Procedural Order was issued directing Staff to file an update on the status
11 of this case.

12 On August 6, 2008, ComTech21 filed its 2006 and 2007 assets, equity and net income figures.

13 On August 18, 2008, Staff filed a memorandum updating the Commission of the status of
14 ComTech21's application and indicated that the Staff Report in the matter should be filed within the
15 next 30 days. Staff also recommended that this docket remain open.

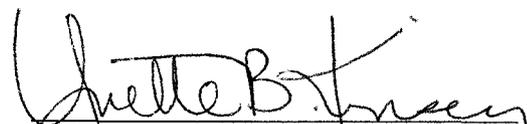
16 On February 6, 2009, ComTech21 filed an amendment to its proposed tariff.

17 Since the February 6, 2009 filing, no other filings have been docketed in this matter.
18 Accordingly, Staff should make a filing updating the Commission on the status of the application.

19 **IT IS THEREFORE ORDERED that Staff shall file an update on ComTech21's**
20 **application along with any appropriate recommendations no later than February 15, 2010.**

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

23 DATED this 6th day of January, 2010.

24
25
26 
27 YVETTE B. KINSEY
28 ADMINISTRATIVE LAW JUDGE

1 Copies of the foregoing mailed/delivered
this 6th day of January, 2010 to:

2 Laura Matosian, VP Operations
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19 By: 
20 Debra Broyles
21 Secretary to Yvette B. Kinsey
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