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BEFORE THE ARIZONA CORPORATION COMMISSION

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 AZ CORP COMMISSION
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Arizona Corporation Commission
DOCKETED
 JAN 29 2010

DOCKETED BY	<i>[Signature]</i>
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7 IN THE MATTER OF THE APPLICATION OF
 8 COMTECH21, LLC DBA COMTECH21 TO
 9 TRANSFER CUSTOMER BASE OF UNITED
 SYSTEMS ACCESS TELECOM, INC TO
 COMTECH21, LLC DBA COMTECH21.

DOCKET NO. T-04080A-04-0510
 DOCKET NO. T-04058A-04-0510

10 IN THE MATTER OF THE APPLICATION OF
 11 UNITED SYSTEMS ACCESS TELECOM, INC.
 12 FOR CANCELLATION OF ITS CERTIFICATE
 OF CONVENIENCE AND NECESSITY TO
 PROVIDE RESOLD LONG DISTANCE IN
 ARIZONA.

DOCKET NO. T-04058A-04-0715

PROCEDURAL ORDER

BY THE COMMISSION:

14 On July 16, 2004, ComTech21, LLC dba ComTech21 ("ComTech21") filed an application
 15 with the Arizona Corporation Commission ("Commission") to transfer the customer base of United
 16 Systems Access Telecom, Inc. ("United") to ComTech21. The application also seeks waiver of the
 17 applicable carrier change authorization and verification rules.

18 On October 29, 2004, the Commission's Utilities Division Staff ("Staff") filed its Staff
 19 Report, recommending approval of the transfer of customer base and a waiver of A.A.C. R14-2-1904
 20 and R14-2-1905.

21 By Procedural Order dated December 7, 2004, Staff was ordered to submit an Addendum to
 22 its Staff Report, setting forth Staff's position with regard to (1) the statutory authority or Commission
 23 rule, if any, pursuant to which Commission approval of the transfer of a customer base is required;
 24 and (2) the extent to which A.A.C. R14-2-1107 applies to the transfer of a customer base.

25 On December 27, 2004, Staff filed an Addendum to its October 29, 2004, Staff Report
 26 indicating that: (1) the transfer of a customer base does not require Commission approval as a
 27 transfer of assets; (2) a waiver of A.A.C. R14-2-1904 -1905 is necessary to effectuate the transfer of a
 28

1 customer base and should be approved in this matter; and (3) the transfer of a customer base does not
2 qualify as a discontinuance of service or abandonment of a service area such that A.A.C. R14-2-1107
3 applies.

4 United also currently has pending an application to cancel its Certificate of Convenience and
5 Necessity ("CC&N") to provide resold long distance telecommunications services, in Docket No. T-
6 04058A-04-0715, which was filed on September 30, 2004.

7 On March 29, 2005, by Procedural Order, ComTech21's transfer of customer base application
8 and United's CC&N cancellation application were consolidated. The Procedural Order also directed
9 Staff to submit recommendations regarding the cancellation of United's CC&N and how the
10 requirements set forth in A.A.C. R14-2-1107 should be applied to and/or have been complied with by
11 United.

12 On April 5, 2006, Staff issued a Letter of Insufficiency and Third Set of Data Requests to
13 United.

14 On June 4, 2008, Staff issued a Letter of Insufficiency and Fourth Set of Data Requests to
15 United.

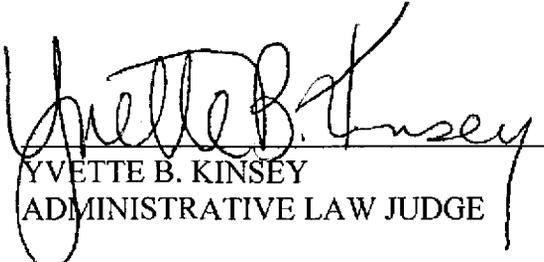
16 On January 20, 2009, Staff reissued its June 4, 2008, Data Requests to United.

17 There have been no filings since that time. Accordingly, Staff should make a filing updating
18 the Commission on the above-captioned matters.

19 IT IS THEREFORE ORDERED that **Staff shall file an update on the above captioned**
20 **matters, along with any appropriate recommendations, no later than March 1, 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 29th day of January, 2010.

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YVETTE B. KINSEY
ADMINISTRATIVE LAW JUDGE

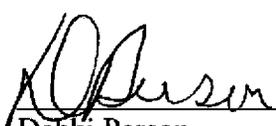
1 Copies of the foregoing mailed/delivered
2 this 7th day of January, 2010 to:

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12 Legal Division
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15 Phoenix, AZ 85007

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21 By: 
22 Debbi Person
23 Secretary to Yvette Kinsey
24
25
26
27
28