

ORIGINAL OPEN MEETING



0000112434

MEMORANDUM

2010 JUN 10 P 1:49

Arizona Corporation Commission

DOCKETED

JUN 10 2010

TO: THE COMMISSION

FROM: Utilities Division

DATE: June 10, 2010

DOCKETED BY [Signature]

RE: IN THE MATTER OF THE APPLICATION OF VERIZON LONG DISTANCE LLC AND VERIZON ENTERPRISE SOLUTIONS LLC TO DISCONTINUE CERTAIN SERVICES IN ARIZONA (DOCKET NOS. T-03289A-10-0167 AND T-03198A-10-0167)

Introduction

On April 30, 2010, Verizon Long Distance LLC ("VLD") and Verizon Enterprise Solutions LLC ("VES") filed an Application to discontinue certain calling card and switched services with approximately 450 customers throughout Arizona, effective as of June 30, 2010. Additionally, the Applicants requested approval to modify their respective tariffs accordingly. A list of the services and the number of customers impacted by the discontinuance of each service was attached as Exhibit A to the Application.

The Application

VLD was granted a Certificate of Convenience & Necessity ("CC&N") to provide competitive interLATA/intraLATA resold telecommunications (except local exchange services) in Arizona by the Commission in Decision No. 61845, dated July 21, 1999. VES was certificated to provide competitive interLATA/intraLATA resold telecommunications (except local exchange services) in Arizona by the Commission in Decision No. 61603, dated April 1, 1999.

The Applicants state that all affected customers have been notified or will be notified of the proposed discontinuance and all affected customers will have access to an alternative provider. Copies of applicable notices mailed to residential customers beginning with April 1, 2010 bills, beginning with April 22, 2010 bills for business customers, and beginning on April 26, 2010 for the Plan E/SmartTouch product customers were attached as Exhibit B to the Application.

In compliance with Arizona Administrative Code R14-2-1107, the Applicants state they will publish notice in newspapers of general circulation in the areas affected by their Application and will file the Affidavit of Publication upon completion.

The Applicants state that following approval of their Application, any deposits or prepayments held in relation to these services will be refunded within ninety days, However, the

only service for which deposits or prepayments are applicable is the Plan E/SmartTouch service provided by VLD and pertaining to 51 residence customers.

Staff's Analysis & Recommendation

On May 5, 2010, VLD filed a Supplement to its Application containing the notice sent to business customers regarding the proposed plans to discontinue the Business Travel Card Services. With this notice and those attached to the Application, that Applicants state that all impacted customers have been appropriately notified. The notice published in the Arizona Republic on May 14, 2010, was filed on May 21, 2010. Staff a received copy of the notice via mail on May 21, 2010.

Customers of the long distance services proposed for discontinue by VES and VLD have access to numerous competitive alternatives. Staff, therefore, recommends approval of this application with the following conditions:

1. That VES and VLD file modified tariffs in this docket within 30 days of a decision in this matter.
2. That VES and VLD file, within 120 days of this decision, in this docket plans for the disposition of any deposits and/or prepayments that VES and VLD are unable to return to customers within 90 days of a decision in this matter



Steven M. Olea
Director
Utilities Division

SMO:AFF:lhj\JMA

ORIGINATOR: Armando F. Fimbres

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BEFORE THE ARIZONA CORPORATION COMMISSION

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

IN THE MATTER OF THE APPLICATION)
OF VERIZON LONG DISTANCE LLC AND)
VERIZON ENTERPRISE SOLUTIONS LLC)
TO DISCONTINUE CERTAIN SERVICES)
IN ARIZONA.)

DOCKET NO. T-03289A-10-0167
T-03198A-10-0167

DECISION NO. _____

ORDER

Open Meeting
June 29 and 30, 2010
Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. On April 30, 2010, Verizon Long Distance LLC ("VLD") and Verizon Enterprise Solutions LLC ("VES") filed an Application to discontinue certain calling card and switched services with approximately 450 customers throughout Arizona, effective June 30, 2010. Additionally, the Applicants requested approval to modify their respective tariffs accordingly. A list of the services and the number of customers impacted by the discontinuance of each service was attached as Exhibit A to the Application.

2. VLD was granted a Certificate of Convenience & Necessity ("CC&N") to provide competitive interLATA/intraLATA resold telecommunications (except local exchange services) in Arizona by the Commission in Decision No. 61845, dated July 21, 1999. VES was certificated to provide competitive interLATA/intraLATA resold telecommunications (except local exchange services) in Arizona by the Commission in Decision No. 61603, dated April 1, 1999.

...

1 ~~3.~~ The Applicants state that all affected customers have been notified or will be
2 notified of the proposed discontinuance and all affected customers will have access to an
3 alternative provider. Copies of applicable notices mailed to residential customers beginning with
4 April 1, 2010 bills, beginning with April 22, 2010 bills for business customers, and beginning on
5 April 26, 2010 for the Plan E/SmartTouch product customers were attached as Exhibit B to the
6 Application.

7 4. In compliance with Arizona Administrative Code R14-2-1107, the Applicants state
8 they will publish notice in newspapers of general circulation in the areas affected by their
9 Application and will file the Affidavit of Publication upon completion.

10 5. The Applicants state that following approval of their Application, any deposits or
11 prepayments held in relation to these services will be refunded within ninety days. However, the
12 only service for which deposits or prepayments are applicable is the Plan E/SmartTouch service
13 provided by VLD and pertaining to 51 residence customers.

14 6. On May 5, 2010, VLD filed a Supplement to its Application containing the notice
15 sent to business customers regarding the proposed plans to discontinue the Business Travel Card
16 Services. With this notice and those attached to the Application, that Applicants state that all
17 impacted customers have been appropriately notified. The notice published in the Arizona
18 Republic on May 14, 2010, was filed on May 21, 2010. Staff a received copy of the notice via
19 mail on May 21, 2010.

20 7. The Applicants have not requested cancellation of their CC&Ns, therefore the
21 CC&Ns granted to VLD in Decision No. 61845, dated July 21, 1999 and VES in Decision No.
22 61603, dated April 1, 1999, should remain as unchanged.

23 8. Customers of the long distance services proposed for discontinue by VES and VLD
24 have access to numerous competitive alternatives. Staff, therefore, recommends approval of this
25 application with the following conditions:

26 8a That VES and VLD file modified tariffs in this docket within 30 days of a decision
27 in this matter.

28 ...

1 8b That VES and VLD file in this docket, within 120 days of this decision, plans for
 2 the disposition of any deposits and/or prepayments that VES and VLD are unable to
 3 return to customers within 90 days of a decision in this matter

4 CONCLUSIONS OF LAW

5 1. Verizon Long Distance LLC and Verizon Enterprise Solutions LLC are public
 6 service corporations within the meaning of Article XV of the Arizona Constitution and under
 7 Arizona Revised Statues, Title 40, generally.

8 2. The Commission has jurisdiction over Verizon Long Distance LLC and Verizon
 9 Enterprise Solutions LLC and the subject matter in this Application.

10 3. The Commission, having reviewed the filing and Staff's Memorandum dated
 11 June 10, 2010, concludes that it is in the public interest to approve the Application

12 ORDER

13 IT IS THEREFORE ORDERED that the application of Verizon Long Distance LLC and
 14 Verizon Enterprise Solutions LLC requesting to discontinue certain services throughout Arizona
 15 effective as of June 30, 2010, be and hereby is approved.

16 IT IS FURTHER ORDERED that Verizon Long Distance LLC and Verizon Enterprise
 17 Solutions LLC file modified tariffs in this docket within 30 days of a decision in this matter.

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IT IS FURTHER ORDERED that Verizon Long Distance LLC and Verizon Enterprise Solutions LLC file in this docket, within 120 days of this decision, plans for the disposition of any deposits and/or prepayments that Verizon Long Distance LLC and Verizon Enterprise Solutions LLC are unable to return to customers within 90 days of a decision in this matter

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY THE ORDER OF THE ARIZONA CORPORATION COMMISSION

CHAIRMAN

COMMISSIONER

COMMISSIONER

COMMISSIONER

COMMISSIONER

IN WITNESS WHEREOF, I, ERNEST G. JOHNSON, Executive Director of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capitol, in the City of Phoenix, this _____ day of _____, 2010.

ERNEST G. JOHNSON
EXECUTIVE DIRECTOR

DISSENT: _____

DISSENT: _____

SMO:AFF:lhmvJMA

1 SERVICE LIST FOR: Verizon Long Distance LLC and Verizon Enterprise Solutions LLC
2 DOCKET NOS. T-03289A-10-0167, T-03198A-10-0167

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4 Mr. Michael T. Hallam
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7 Phoenix, AZ 85004

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