

IN THE MATTER OF THE APPLICATION OF NEXTGEN COMMUNICATIONS, INC. FOR APPROVAL OF A CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE PRIVATE LINE AND ACCESS TELECOMMUNICATION SERVICES. (DOCKET NO. T-20722A-10-0026)

On January 28, 2010, NextGen Networks, LLC ("NextGen" or "Applicant" or "Company") filed with the Arizona Corporation Commission ("Commission") an application for a Certificate of Convenience and Necessity ("CC&N") to provide private line and access telecommunication services in Arizona and requesting that its proposed services be classified as competitive. The Commission's Utilities Division ("Staff") has recommended approval of NextGen's application, subject to certain conditions. The Commission will issue a Decision following consideration of testimony and evidence presented at an evidentiary hearing. The Commission is not bound by the proposals made by NextGen, Staff or any interveners. NextGen will be required to provide service under the rates, charges, terms, and conditions established by the Commission. Copies of the application, report of Staff, and any written exceptions to the report of Staff filed by NextGen will be available at NextGen's offices at 275 West Street - Suite 400 Annapolis, MD 21401 and on the internet via the Commission website ([www.azcc.gov](http://www.azcc.gov)) using the e-docket function. The Commission will hold a hearing on NextGen's application on December 2, 2010 at 10:00 a.m. at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona. Public comments will be taken on the first day of the hearing. Written public comments may be submitted via email to [go@azcc.gov](mailto:go@azcc.gov) or <http://www.azcc.gov/divisions/utilities/forms.asp> for instructions) or by mailing a letter, referencing Docket No. T-20722A-10-0026 to: Arizona Corporation Commission, Consumer Services Section, 1200 West Washington Street, Phoenix, AZ 85007. If you require assistance, you may contact the Consumer Services Section at 1-800-222-7000 or 602-542-4251. The law provides for an open public hearing at which, under appropriate circumstances, interested parties may intervene. Any person or entity entitled by law to intervene and having a direct and substantial interest in the matter will be permitted to intervene. If you would like to intervene, you must file a written motion to intervene with the Commission, and you must send copies of the motion to NextGen or its counsel and to all parties of record in the case. Your motion to intervene must contain the following:  
1. The name, address and telephone number of the proposed intervener and of any person upon whom service of documents is to be made if different from the intervener;  
2. A short statement of the proposed intervener's interest in the proceeding (e.g., a customer of the Company, a shareholder of the Company, etc.); and  
3. A statement certifying that a copy of the motion to intervene has been mailed to the Company or its counsel and to all parties of record in the case.  
The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except that all motions to intervene must be filed on or before November 8, 2010. The granting of intervention, among other things, entitles a party to present sworn evidence at the hearing and to cross examine other witnesses. However, failure to intervene will not preclude any interested person or entity from appearing at the hearing and making a statement on their own behalf, if representation by counsel is required by Rules 31 and 38 of the Rules of the Arizona Supreme Court, intervention will be conditioned upon the intervener obtaining counsel to represent the intervener.  
The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting the ADA Coordinator, Shaylin Bernal at [SBernal@azcc.gov](mailto:SBernal@azcc.gov), voice phone number 602-542-3931. Requests should be made as early as possible to allow time to arrange the accommodation.  
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STATE OF ARIZONA }  
COUNTY OF MARICOPA } SS.

Mark Gilmore, being first duly sworn, upon oath deposes and says: That he is a legal advertising representative of the Arizona Business Gazette, a newspaper of general circulation in the county of Maricopa, State of Arizona, published at Phoenix, Arizona, by Phoenix Newspapers Inc., which also publishes The Arizona Republic, and that the copy hereto attached is a true copy of the advertisement published in the said paper on the dates as indicated.

The Arizona Republic

August 16, 2010

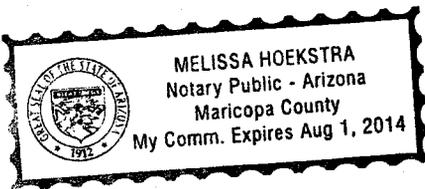
Arizona Corporation Commission  
DOCKETED

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DOCKETED BY *[Signature]*

*[Signature]*

Sworn to before me this  
16<sup>TH</sup> day of  
August A.D. 2010



*[Signature]*

Notary Public