

ORIGINAL



0000126169

RECEIVED
BEFORE THE ARIZONA CORPORATION COMMISSION

GARY PIERCE
Chairman

2011 JUN -6 P 2:25

Arizona Corporation Commission
DOCKETED

BOB STUMP
Commissioner

AZ CORP COMMISSION
DOCKET CONTROL

JUN 6 2011

PAUL NEWMAN
Commissioner

DOCKETED BY

SANDRA D. KENNEDY
Commissioner

BRENDA BURNS
Commissioner

IN THE MATTER OF THE APPLICATION)
OF ZAYO GROUP, LLC FOR APPROVAL)
OF A CERTIFICATE OF CONVENIENCE)
AND NECESSITY FOR INTRASTATE)
TELECOMMUNICATIONS SERVICES FOR)
RESOLD AND FACILITIES-BASED)
INTRALATA AND INTERLATA PRIVATE)
LINE SERVICES)

DOCKET NO. T-20783A-11-0024
NOTICE OF FILING AFFIDAVIT
OF PUBLICATION

Zayo Group, LLC ("Applicant") files the attached Affidavit of Publication published on May 26, 2011, in The Arizona Republic by which the Applicant gave public notice of its Application in this matter.

RESPECTFULLY SUBMITTED this 6th day of June, 2010.

LEWIS AND ROCA LLP

Michael T. Hallam
40 North Central Avenue
Phoenix, AZ 85004

Attorneys for Zayo Group, LLC

ORIGINAL and thirteen (13) copies of the foregoing filed this 6th day of June, 2011, with:

1 Arizona Corporation Commission
2 Hearing Division – Docket Control
3 1200 W. Washington Street
4 Phoenix, Arizona 85007

5 **COPY** of the foregoing hand-delivered
6 this 6th day of June, 2011, to:

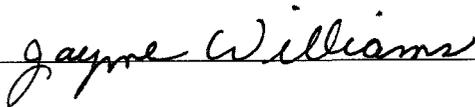
7 Honorable Yvette Kinsey
8 Administrative Law Judge
9 Hearing Division
10 Arizona Corporation Commission
11 1200 W. Washington Street
12 Phoenix, Arizona 85007

13 Janice Alward, Chief Counsel
14 Legal Division
15 Arizona Corporation Commission
16 1200 W. Washington Street
17 Phoenix, Arizona 85007

18 Steven M. Olea, Director
19 Utilities Division
20 Arizona Corporation Commission
21 1200 W. Washington Street
22 Phoenix, Arizona 85007

23 **COPY** of the foregoing mailed
24 this 6th day of June, 2011, to:

25 Arizona Reporting Service
26 2200 North Central Avenue
Suite 502
Phoenix, AZ 85004-1184



THE ARIZONA REPUBLIC

STATE OF ARIZONA }
COUNTY OF MARICOPA } SS.

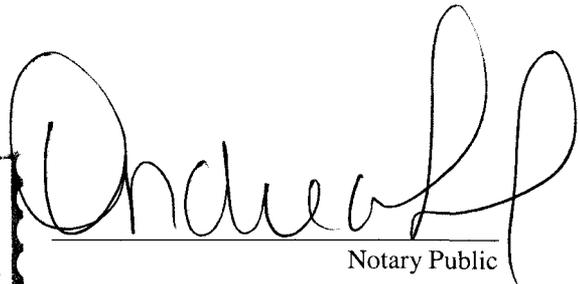
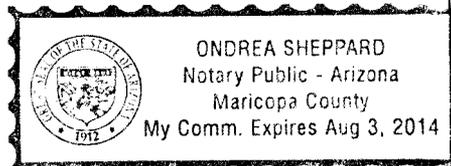
Mark Gilmore, being first duly sworn, upon oath deposes and says: That he is a legal advertising representative of the Arizona Business Gazette, a newspaper of general circulation in the county of Maricopa, State of Arizona, published at Phoenix, Arizona, by Phoenix Newspapers Inc., which also publishes 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

May 26, 2011



Sworn to before me this
26TH day of
May A.D. 2011


Notary Public

ton Street, Room 100, Phoenix, Arizona. Public comments will be taken on the first day of the hearing. Written public comments may be submitted via email (for instructions go to <http://www.azcc.gov/Divisions/Utilities/consumerservices.asp>) or by mailing a letter referencing Docket No. T-20783A-11-0024 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 Zayo 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 intervenor and of any person upon whom service of documents is to be made if different from the intervenor.

2. A short statement of the proposed intervenor'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 June 20, 2011. 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 Arizona Supreme Court Rule 31, intervention will be conditioned upon the intervenor obtaining counsel to represent the intervenor.

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, voice phone number 602-542-3031. Requests should be made as early as possible to allow time to arrange the accommodation.
Published: May 26, 2011

IN THE MATTER OF THE APPLICATION OF ZAYO GROUP, LLC FOR APPROVAL OF A CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE FACILITIES-BASED LOCAL EXCHANGE AND RESOLD AND FACILITIES-BASED INTRALATA AND INTERLATA PRIVATE LINE TELECOMMUNICATION SERVICES IN ARIZONA. (DOCKET NO. T-20783A-11-0024)

On January 24, 2011, Zayo Group, LLC, Zayo, or "Company" filed with the Arizona Corporation Commission ("Commission") an application for approval of a Certificate of Convenience and Necessity ("CC&N") to provide facilities-based local exchange and resold and facilities-based intralata and interlata private line telecommunication services in Arizona ("Application"). The Company's Application also requests a determination that its proposed services are competitive in Arizona. The Commission's Utilities Division ("Staff") has recommended approval of Zayo'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 Zayo, Staff, or any intervenors. Zayo will be required to provide service under the rates, charges, terms, and conditions established by the Commission. Copies of the Application, Staff Report, and any written objections to the Staff Report filed by Zayo or intervenor(s) will be available at Zayo's offices 400 Centennial Parkway, Suite 200, Louisville, CO 80027; at the Commission's Docket Control Center at 1200 West Washington, Phoenix, Arizona; and on the internet via the Commission website (www.azcc.gov) using the e-Docket function. The Commission will hold a hearing on Zayo's application on July 6, 2011, at 10:00 a.m., at the Commission's offices, 1200 West Washing-