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**BEFORE THE ARIZONA CORPORATION COMMISSION**

COMMISSIONERS

GARY PIERCE  
BOB STUMP  
SANDRA D. KENNEDY  
PAUL NEWMAN  
BRENDA BURNS

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Arizona Corporation Commission

**DOCKETED**

JUL -6 2012

ARIZONA CORPORATION COMMISSION  
DOCKET CONTROL

DOCKETED BY *[Signature]*

IN THE MATTER OF THE APPLICATION OF  
TRANSWORLD NETWORK, CORP. FOR  
APPROVAL OF A CERTIFICATE OF  
CONVENIENCE AND NECESSITY TO  
PROVIDE FACILITIES-BASED LOCAL  
EXCHANGE TELECOMMUNICATION  
SERVICES IN ARIZONA.

DOCKET NO. T-04246A-11-0368

**PROCEDURAL ORDER**

**BY THE COMMISSION:**

On October 18, 2011, TransWorld Network, Corp. ("TNC") 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 telecommunications services in Arizona. TNC's application also requests a determination that its proposed services are competitive in Arizona.

On May 11, 2012, TNC docketed a supplement to its application.

On July 3, 2012, the Commission's Utilities Division ("Staff") filed a Staff Report recommending approval of TNC's application subject to certain conditions.

Pursuant to A.A.C. R14-3-101, the Commission now issues this Procedural Order to govern the preparation and conduct of this proceeding.

IT IS THEREFORE ORDERED that the **hearing** on the above-captioned application shall be held on **September 11, 2012, at 10:00 a.m.**, or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, 2<sup>nd</sup> Floor Conference Room, Phoenix, Arizona 85007.

IT IS FURTHER ORDERED that TNC **shall, by August 1, 2012, publish notice** of the application and the hearing date, as stated below, in a newspaper of general circulation in every county in Arizona in which TNC desires to provide service:

1                                   **IN THE MATTER OF THE APPLICATION OF TRANSWORLD**  
 2                                   **NETWORK, CORP., FOR APPROVAL OF A CERTIFICATE**  
 3                                   **OF CONVENIENCE AND NECESSITY TO PROVIDE**  
                                       **FACILITIES-BASED LOCAL EXCHANGE**  
 4                                   **TELECOMMUNICATION SERVICES IN ARIZONA.**  
                                       **(DOCKET NO. T-04246A-11-0368)**

5           On October 7, 2011, TransWorld Network, Corp. ("TNC" or "Applicant") filed with  
 6           the Arizona Corporation Commission ("Commission") an application for approval  
 7           of a Certificate of Convenience and Necessity ("CC&N") to provide facilities-  
 8           based local exchange telecommunication services within the State of Arizona.  
 9           TNC's application also requests a determination that its proposed services are  
 10          competitive in Arizona. The Commission's Utilities Division ("Staff") has  
 11          recommended approval of TNC's application, subject to certain conditions. The  
 12          Commission will issue a Decision following consideration of testimony and evidence  
 13          presented at an evidentiary hearing. The Commission is not bound by the proposals  
 14          made by TNC, Staff, or intervenors. If TNC's application is approved, TNC will be  
 15          required to provide services under the rates, charges, terms and conditions established  
 16          by the Commission. Copies of the application, Staff Report, and any written  
 17          objections to the Staff Report filed by TNC will be available during regular business  
 18          hours at TNC's offices [**Insert Company Address**]; and at the Commission's Docket  
 19          Control Center at 1200 West Washington, Phoenix, Arizona; and on the internet via  
 20          the Commission's website (www.azcc.gov) using the e-Docket function.

21          The Commission will hold a hearing on TNC's application on **September 11, 2012, at**  
 22          **10:00 a.m.**, at the Commission's offices, 1200 West Washington Street, 2<sup>nd</sup> Floor  
 23          Conference Room, Phoenix, Arizona. Oral public comments will be taken on the first  
 24          day of the hearing. Written public comments may be submitted via email (for  
 25          instructions go to  
 26          <http://www.azcc.gov/Divisions/Utilities/forms/PublicCommentForm.pdf> or by mailing  
 27          a letter referencing Docket No. T-04246A-11-0368 to: Arizona Corporation  
 28          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.

29          The law provides for an open public hearing at which, under appropriate  
 30          circumstances, interested parties may intervene. Any person or entity entitled by law  
 31          to intervene and having a direct and substantial interest in the matter will be permitted  
 32          to intervene. If you would like to intervene, you must file a written motion to  
 33          intervene with the Commission, and you must send copies of the motion to GC  
 34          Pivotal or its counsel and to all parties of record in the case. Your motion to  
 35          intervene must contain the following:

- 36           1.       The name, address and telephone number of the proposed intervenor and of  
 37           any person upon whom service of documents is to be made if different from  
 38           the intervenor;
- 39           2.       A short statement of the proposed intervenor's interest in the proceeding (e.g.,  
 40           a customer of the Company, a shareholder of the Company, etc.); and
- 41           3.       A statement certifying that a copy of the motion to intervene has been mailed  
 42           to the Company or its counsel and to all parties of record in the case.

1 The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except  
2 that all motions to intervene must be filed on or before August 17, 2012. The  
3 granting of intervention, among other things, entitles a party to present sworn  
4 evidence at the hearing and to cross examine other witnesses. However, failure to  
5 intervene will not preclude any interested person or entity from appearing at the  
6 hearing and making a statement on their own behalf. If representation by counsel is  
7 required under Arizona Supreme Court Rules 31 and 38, intervention will be  
8 conditioned upon the intervenor obtaining counsel to represent the intervenor.

9 The Commission does not discriminate on the basis of disability in admission to its  
10 public meetings. Persons with a disability may request a reasonable accommodation  
11 such as a sign language interpreter, as well as request this document in an alternative  
12 format, by contacting the ADA Coordinator, Shaylin Bernal, at SABernal@azcc.gov,  
13 voice phone number 602-542-3931. Requests should be made as early as possible to  
14 allow time to arrange the accommodation.

15 IT IS FURTHER ORDERED that TNC shall file, by August 17, 2012, an Affidavit of  
16 Publication with the Commission.

17 IT IS FURTHER ORDERED that all motions for intervention shall be filed by August 17,  
18 2012, and shall be in accordance with A.A.C. R14-3-105 and this Procedural Order.

19 IT IS FURTHER ORDERED that any objections to intervention(s) shall be filed by August  
20 31, 2012.

21 IT IS FURTHER ORDERED that TNC or any intervenor shall file, by August 31, 2012,  
22 specific disagreements/comments, if any, regarding the Staff Report or application.

23 IT IS FURTHER ORDERED that all parties must comply with Arizona Supreme Court  
24 Rules 31 and 38 and A.R.S. § 40-243 with respect to practice of law in Arizona and before the  
25 Commission and admission *pro hac vice*.

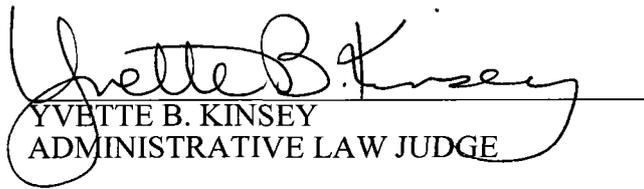
26 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance  
27 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Arizona  
28 Supreme Court Rule 42). Representation before the Commission includes appearance at all hearings  
and procedural conferences, as well as all Open Meetings for which the matter is scheduled for  
discussion, unless counsel has previously been granted permission to withdraw by the Administrative  
Law Judge or the Commission.

...

1 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized  
2 Communications) applies to this proceeding and shall remain in effect until the Commission's  
3 Decision in this matter is final and non-appealable.

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

6 Dated this 6<sup>th</sup> day of July, 2012.

7  
8  
9  
10   
11 YVETTE B. KINSEY  
ADMINISTRATIVE LAW JUDGE

12 Copies of the foregoing mailed/delivered  
13 this 6<sup>th</sup> day of July, 2012, to:

14 Colin Wood  
15 Lourdes Vinas  
16 TRANSWORLD NETWORK CORP  
17 255 Pine Ave. N  
18 Oldsmar, FL 34677

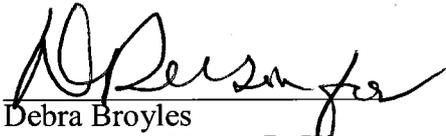
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Phoenix, AZ 85004-1184

27  
28  
By:   
Debra Broyles  
Secretary to Yvette B. Kinsey