

ORIGINAL

INTERVENTION



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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

BOB STUMP, Chairman
GARY PIERCE
BRENDA BURNS
BOB BURNS
SUSAN BITTER SMITH

2013 FEB 19 P 12: 27

ARIZONA CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF
NEXUS COMMUNICATIONS, INC. FOR
DESIGNATION AS A WIRELESS ELIGIBLE
TELECOMMUNICATIONS CARRIER IN THE
STATE OF ARIZONA

DOCKET NO. T-20871A-12-0508

MOTION TO INTERVENE

Pursuant to A.A.C. R14-3-105, the Arizona Local Exchange Carriers Association
("ALECA") hereby moves to intervene in the above-captioned case.

I Service

Please serve all documents on:
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Craig.Marks@azbar.org
Attorney for ALECA

II Interest in Proceeding

ALECA is comprised of small telephone companies and member-owned cooperatives,
all of which are providing local exchange telecommunications services to customers in rural,
high cost areas of Arizona, and all of which are "rural telephone companies" as defined by the
Communications Act of 1934, as amended (the "Act") 47 U.S.C. 0 153(37). ALECA's members
are:

- Fort Mojave Telephone Company;
- Frontier Communications Corporation;
- Gila River Telecommunications, Inc.;

Arizona Corporation Commission
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- 1 • Hopi Telecommunications, Inc.;
- 2 • Midvale Telephone Exchange, Inc.;
- 3 • San Carlos Apache Telecommunications Utility, Inc.;
- 4 • South Central Communications;
- 5 • Table Top Telephone Company, Inc.;
- 6 • TDS;
- 7 • Tohono O’odham Utility Authority; and
- 8 • Valley Telephone Cooperative; and
- 9 • Zona Communications.¹

10 Each ALECA member, including its Tribally-owned members, receives support from the
11 Federal Universal Service Fund (“FUSF”) in the form of High Cost Support. Each also provides
12 discounted Lifeline telephone service and receives compensation for the discounts from the
13 FUSF. Nexus Communications, Inc. (“Nexus”) seeks designation as an Eligible
14 Telecommunications Carrier (“ETC”) so that it may provide the services identified in its
15 Application to eligible customers in Arizona. ALECA is concerned that Nexus’ proposed
16 service request may raise jurisdictional issues concerning the provision of services on tribal
17 lands.

18 ALECA reserves the right to take positions on any other issues in this case.

19 No other party can adequately represent ALECA’s interests.

20 **III Requested Relief**

21 ALECA asks that the Commission grant its Motion to Intervene.

¹ Fort Mohave Telecommunications, Gila River Telecommunications, Hopi Telecommunications, San Carlos Apache Telecommunications Utility and the Tohono O’odham Utility Authority are tribally-owned telephone Companies, which are not subject to the jurisdiction of the Arizona Corporation Commission.

1 RESPECTFULLY SUBMITTED on February 19, 2013.

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15 **Original** and 13 copies filed
16 on February 19, 2013, with:

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18 Docket Control
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23 **Copy** of the foregoing **e-mailed**
24 on February 19, 2013, to:

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