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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

Arizona Corporation Commission

DOCKETED

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ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

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

DOCKETED BY

IN THE MATTER OF THE APPLICATION OF RED ROCK TELECOMMUNICATIONS, LLC FOR APPROVAL OF A CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE RESOLD LONG DISTANCE, RESOLD LOCAL EXCHANGE, FACILITIES-BASED LONG DISTANCE, FACILITIES-BASED LOCAL EXCHANGE AND PRIVATE LINE TELECOMMUNICATION SERVICES IN ARIZONA.

DOCKET NO. T-20890A-13-0298

ORIGINAL

PROCEDURAL ORDER
(Setting a Hearing Date)

BY THE COMMISSION:

On September 4, 2013, Red Rock Telecommunications LLC ("Red Rock" or "Company") filed with the Arizona Corporation Commission ("Commission") an application for approval of a Certificate of Convenience and Necessity ("CC&N") to provide resold long distance, resold local exchange, facilities-based long distance, facilities-based local exchange, and private line telecommunication services in Arizona. Red Rock's application also requests a determination that its proposed services are competitive in Arizona.

On November 5, 2013, the Company filed its Notice of Filing Responses to Staff's First Set of Data Requests.

On January 31, 2014, the Company filed a Notice of Filing Pro Forma Financial Statements.

On March 13, 2014, the Commission's Utilities Division ("Staff") filed a Staff Report recommending approval of Red Rock'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 May 5, 2014, at 10:00 a.m., or as soon thereafter as is practical, at the Commission's offices,

1 1200 West Washington Street, Hearing Room No. 2, Phoenix, Arizona.

2 IT IS FURTHER ORDERED that **Red Rock shall publish, by April 7, 2014, notice of the**
3 **application and hearing date** in a newspaper of general circulation in every county in Arizona in
4 which Red Rock desires to provide service, in the following form and style, with a heading no less
5 than 8-point bold type, and a body in no less than 6-point regular type:

6 **IN THE MATTER OF THE APPLICATION OF RED ROCK**
7 **TELECOMMUNICATIONS, LLC FOR APPROVAL OF A CERTIFICATE**
8 **OF CONVENIENCE AND NECESSITY TO PROVIDE RESOLD LONG**
9 **DISTANCE, RESOLD LOCAL EXCHANGE, FACILITIES-BASED LONG**
10 **DISTANCE, FACILITIES-BASED LOCAL EXCHANGE AND PRIVATE**
11 **LINE TELECOMMUNICATION SERVICES.**
12 **(DOCKET NO. T-20890A-13-0298)**

13 On September 4, 2013, Red Rock Telecommunications LLC (“Red Rock” or the
14 “Company”) filed with the Arizona Corporation Commission (“Commission”) an
15 application for approval of a Certificate of Convenience and Necessity (“CC&N”) to
16 provide resold long distance, resold local exchange, facilities-based long distance,
17 facilities-based local exchange, and private line telecommunication services in
18 Arizona. Red Rock’s application also requests a determination that its proposed
19 services are competitive in Arizona. The Commission’s Utilities Division (“Staff”) has
20 recommended approval of Red Rock’s application, subject to certain conditions. The
21 Commission will issue a Decision following consideration of testimony and evidence
22 presented at an evidentiary hearing. The Commission is not bound by the proposals
23 made by Red Rock, Staff, or intervenors. If the Company’s application is approved,
24 Red Rock will be required to provide service under the rates, charges, terms and
25 conditions established by the Commission.

26 Copies of Red Rock’s application, the Staff Report, and any written objections to the
27 Staff Report filed by the Company will be available at Red Rock’s offices [**Insert**
28 **Company Address**]; at the Commission’s Docket Control Center at 1200 West
Washington, Phoenix, Arizona; and on the internet via the Commission’s website
(www.azcc.gov) using the e-Docket function.

The Commission will hold a hearing on Red Rock’s application on **May 5, 2014, at**
10:00 a.m., at the Commission’s offices, 1200 West Washington Street, Hearing
Room No. 2, Phoenix, Arizona. Public comments will be taken on the first day of the
hearing. Written public comments may be submitted by mailing a letter referencing
Docket No. T-20890A-13-0298 and may be submitted to: Arizona Corporation
Commission, Consumer Services Section, 1200 West Washington Street, Phoenix,
AZ 85007 or on the Commission’s website (www.azcc.gov) by clicking on the
“Submit a Comment” button. 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 Red Rock

1 or its counsel and to all parties of record in the case. Your motion to intervene must
2 contain the following:

- 3 1. The name, address, and telephone number of the proposed intervenor and of
4 any person upon whom service of documents is to be made if different from
5 the intervenor;
- 6 2. A short statement of the proposed intervenor's interest in the proceeding (e.g.,
7 a customer or potential customer of the Company, a member or shareholder of
8 the Company, etc.);
- 9 3. A statement certifying that a copy of the motion to intervene has been mailed
10 to the Company or its counsel and to all parties of record in the case; and
- 11 4. If the proposed intervenor is not represented by an attorney who is an active
12 member of the Arizona State Bar, and is not an individual representing
13 himself or herself, information and any appropriate documentation
14 demonstrating the intervenor's compliance with Arizona Supreme Court Rules
15 31, 38, and 42, as applicable.

16 The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except
17 that all motions to intervene must be filed on or before April 21, 2014. If
18 representation by counsel is required by Arizona Supreme Court Rule 31, intervention
19 will be conditioned upon the intervenor obtaining counsel to represent the intervenor.
20 For motion information about requesting intervention, visit the Commission's website
21 at <http://www.azcc.gov/divisions/utilities/forms/interven.pdf>.

22 The granting of intervention, among other things, entitles a party to present sworn
23 evidence at the hearing and to cross examine other witnesses. However, failure to
24 intervene will not preclude any interested person or entity from appearing at the
25 hearing and making a statement on their own behalf. All parties must comply with
26 Arizona Supreme Court Rules 31, 38, and 42 and A.R.S. §40-243 with respect to the
27 practice of law.

28 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 SABernal@azcc.gov,
voice phone number 602-542-3931. Requests should be made as early as possible to
allow time to arrange the accommodation.

IT IS FURTHER ORDERED that **Red Rock Telecommunications, LLC shall file, by April
21, 2014, an Affidavit of Publication** with the Commission.

IT IS FURTHER ORDERED that **all motions for intervention shall be filed by April 21,
2014, and shall be in accordance with A.A.C. R14-3-105.**

IT IS FURTHER ORDERED that **any objections to intervention(s) shall be filed by May 2,
2014.**

IT IS FURTHER ORDERED that **specific disagreements/comments, if any, to the Staff
Report or application shall be filed by April 21, 2014.**

1 IT IS FURTHER ORDERED that all parties must comply with Arizona Supreme Court
2 Rules 31, 38, and 42 and A.R.S. § 40-243 with respect to practice of law in Arizona and before
3 the Commission and admission *pro hac vice*.

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

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

13 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,
14 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at
15 hearing.

16 Dated this 17th day of March, 2014.

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19 _____
20 YVETTE B. KINSEY
ADMINISTRATIVE LAW JUDGE

21 Copies of the foregoing mailed/delivered
22 this 17th day of March, 2014 to:

23 Jeffrey Crockett
BROWNSTEIN HYATT FARBER
24 SCHRECK, LLP
One East Washington Street, Suite 2400
Phoenix, AZ 85004
25 Attorneys for Red Rock Telecommunications,
LLC

Janice Alward, Chief Counsel
Legal Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, AZ 85007

26 Jack Pleiter
27 Red Rock Telecommunications, LLC
P.O. Box 5181
28 Scottsdale, AZ 85267

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Steven M. Olea, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
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By: 
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