

OPEN MEETING

MEMORANDUM



0000159976

TO: THE COMMISSION

FROM: Utilities Division

DATE: February 11, 2015

RE: IN THE MATTER OF THE APPLICATION OF GRANITE TELECOMMUNICATIONS, LLC FOR APPROVAL OF RESCISSION OF BOND REQUIREMENT CONTAINED IN DECISION NO. 66838 (DOCKET NO. T-04208A-14-0410)

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Introduction

On December 16, 2014, Granite Telecommunications, LLC ("Granite" or "Applicant") submitted an Application requesting rescission of the \$100,000 performance bond requirement contained in Decision No. 66838.

Background

On March 12, 2004, in Decision No. 66838, the Arizona Corporation Commission ("Commission") ordered Granite to procure and file proof of a performance bond equal to \$100,000. Granite submitted an original performance bond in the amount of \$100,000 and an original general surety rider, each with an effective date of April 22, 2009, to the Commission's Business Office. Staff has confirmed that the Business Office is in possession of these original documents along with an original replacement bond containing an effective date of March 30, 2012. Additional documentation housed at the Business Office pertaining to Granite's performance bond includes bond cancellation notices dated January 12, 2009 and February 29, 2012.

Compliance

According to the Corporations Division, Granite is in good standing. The Consumer Services Section of the Utilities Division reports there have been no complaints or opinions filed regarding Granite for the period of 2012 through 2014. A check of the Compliance Database by the Compliance Section of the Utilities Division indicates there are no delinquencies for Granite; therefore Granite is currently in compliance.

Staff Recommendations

The Commission has, in appropriate circumstances, relieved telecommunications providers of the obligation to maintain a performance bond. Staff recommends Granite be relieved of the \$100,000 performance bond obligation contained in Decision No. 66838.

Arizona Corporation Commission

DOCKETED

FEB 11 2015

DOCKETED BY 

THE COMMISSION

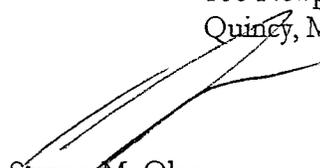
January 16, 2015

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The Applicant states that, in order to release the performance bond and associated documents, it is sufficient for the Commission to include in an ordering paragraph language authorizing the Applicant to cancel, rescind, discontinue and be released from the performance bond required by Decision No. 66838.

Granite indicates in its Application and through additional communications with Staff, that the bond and all associated documents should be returned to the following name and address:

Ms. Bobbi-Sue Doyle Hazard
Regulatory Counsel
Granite Telecommunications, LLC
100 Newport Avenue Extension
Quincy, MA 02171



Steven M. Olea
Director
Utilities Division

SMO:PJG:vsc\BH

ORIGINATOR: Pamela Genung

1 **Compliance**

2 3. According to the Corporations Division, Granite is in good standing. The Consumer
3 Services Section of the Utilities Division reports there have been no complaints or opinions filed
4 regarding Granite for the period of 2012 through 2014. A check of the Compliance Database by the
5 Compliance Section of the Utilities Division indicates there are no delinquencies for Granite; therefore
6 Granite is currently in compliance.

7 **Staff Recommendations**

8 4. The Commission has, in appropriate circumstances, relieved telecommunications
9 providers of the obligation to maintain a performance bond. Staff recommends Granite be relieved of
10 the \$100,000 performance bond obligation contained in Decision No. 66838.

11 5. The Applicant states that, in order to release the performance bond and associated
12 documents, it is sufficient for the Commission to include in an ordering paragraph language
13 authorizing the Applicant to cancel, rescind, discontinue and be released from the performance bond
14 required by Decision No. 66838.

15 6. Granite indicates in its Application and through additional communications with Staff,
16 that the bond and all associated documents should be returned to the following name and address:

17 Ms. Bobbi-Sue Doyle Hazard
18 Regulatory Counsel
19 Granite Telecommunications, LLC
20 100 Newport Avenue Extension
21 Quincy, MA 02171

22 CONCLUSIONS OF LAW

23 1. Granite Telecommunications, LLC is a public service corporation within the meaning
24 of Article XV of the Arizona Constitution.

25 2. The Commission has jurisdiction over Granite Telecommunications, LLC and the
26 subject matter in this filing.

27 3. The Commission, having reviewed the filing and Staff's Memorandum dated January
28 11, 2015, concludes that it is in the public interest to approve the Granite Telecommunications, LLC
Application as proposed and discussed herein.

1 IT IS FURTHER ORDERED that all bond related documents, including the original
 2 performance bonds, original surety rider, and associated documents on file with the Commission
 3 Business Office on behalf of Granite Telecommunications, LLC, be released and returned to the
 4 following name and address provided by the Applicant:

5 Ms. Bobbi-Sue Doyle Hazard
 6 Regulatory Counsel
 7 Granite Telecommunications, LLC
 8 100 Newport Avenue Extension
 9 Quincy, MA 02171

10 IT IS FURTHER ORDERED that this Decision shall become effective immediately.

11 **BY THE ORDER OF THE ARIZONA CORPORATION COMMISSION**

12	CHAIRMAN	COMMISSIONER
13		
14		
15	COMMISSIONER	COMMISSIONER
16		COMMISSIONER

17 IN WITNESS WHEREOF, I, JODI JERICH, Executive
 18 Director of the Arizona Corporation Commission, have
 19 hereunto, set my hand and caused the official seal of this
 20 Commission to be affixed at the Capitol, in the City of
 21 Phoenix, this _____ day of _____, 2015.

22 _____
 23 JODI JERICH
 24 EXECUTIVE DIRECTOR

25 DISSENT: _____

26 DISSENT: _____

27 SMO:PJG:vsc\BH

1 SERVICE LIST FOR: Granite Telecommunications, LLC
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17 1200 West Washington Street
18 Phoenix, Arizona 85007

19 Ms. Lyn Farmer
20 Chief Administrative Law Judge
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