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BEFORE THE ARIZONA CORPORATION COMMISSION

SUSAN BITTER SMITH  
Chairman

BOB STUMP  
Commissioner

BOB BURNS  
Commissioner

DOUG LITTLE  
Commissioner

TOM FORESE  
Commissioner

Arizona Corporation Commission

DOCKETED

FEB - 9 2015

DOCKETED BY	<i>MR</i>
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IN THE MATTER OF THE APPLICATION  
 OF MCC TELEPHONY OF THE WEST,  
 LLC FOR APPROVAL OF RESCISSION OF  
 THE BOND REQUIREMENT  
 CONTAINED IN ARIZONA  
 CORPORATION COMMISSION DECISION  
 NO. 71965

DOCKET NO. T-20718A-14-0416

DECISION NO. 74941

ORDER

Open Meeting  
February 3 and 4, 2015  
Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. On December 22, 2014, MCC Telephony of the West, LLC ("MCC Telephony" or "Applicant") submitted an Application requesting rescission of the bond requirement contained in Decision No. 71965.

**Background**

2. In Decision No. 71965, dated November 23, 2010, the Arizona Corporation Commission ("ACC" or "Commission") ordered MCC Telephony to procure a performance bond or irrevocable sight draft letter of credit ("ISDLOC") in the amount of \$225,000, provide the original to the Commission's Business Office and file copies with Docket Control. On February 11, 2011, MCC Telephony docketed a copy of the \$225,000 performance bond it had obtained along with a notice stating the original bond had been delivered to the Business Office. Staff has confirmed the Business Office is in possession of the original \$225,000 bond.

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**1 Compliance**

2 3. According to the ACC Corporations Division, MCC Telephony is in good standing. The  
3 Compliance Section of the ACC Utilities Division reports that MCC Telephony is currently in  
4 compliance with the Compliance Database. The Consumer Services Section of the ACC Utilities  
5 Division reports there have been no complaints or opinions about MCC Telephony for the period of  
6 January 1, 2012 to January 5, 2015.

**7 Staff Recommendations**

8 4. The Commission has, in appropriate circumstances, relieved telecommunications  
9 providers of the obligation to maintain a performance bond or ISDLOC. Staff recommends MCC  
10 Telephony be relieved of the \$225,000 performance bond or ISDLOC obligation contained in  
11 Decision No. 71965.

12 5. The Applicant states that in order to release the bond, it is sufficient for the  
13 Commission to include in an ordering paragraph language authorizing the Applicant to cancel, rescind,  
14 discontinue and be released from the performance bond or ISDLOC required by Decision No. 71965.

15 6. MCC Telephony indicates in the Application the bond should be released and returned  
16 to the following name and address:

17 Anne Sokolin-Maimom  
18 Mediacom Communications  
19 1 Mediacom Way  
20 Mediacom Park, NY 10918

**CONCLUSIONS OF LAW**

21 1. MCC Telephony of the West, LLC is a public service corporation within the meaning  
22 of Article XV of the Arizona Constitution.

23 2. The Commission has jurisdiction over MCC Telephony of the West, LLC and the  
24 subject matter in this filing.

25 3. The Commission, having reviewed the filing and Staff's Memorandum dated January  
26 21, 2015, concludes that it is in the public interest to approve the MCC Telephony of the West, LLC  
27 Application as proposed and discussed herein.

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ORDER

IT IS THEREFORE ORDERED that the Application of MCC Telephony of the West, LLC to terminate the performance bond or irrevocable sight draft letter of credit requirement contained in Decision No. 71965 be and hereby is approved.

IT IS FURTHER ORDERED that MCC Telephony of the West, LLC may cancel, rescind, discontinue and be released from any performance bond, irrevocable sight draft letter of credit or other instrument obtained in compliance with the performance bond or irrevocable sight draft letter of credit requirements set by Decision No. 71965.

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1 IT IS FURTHER ORDERED that any performance bond on file with the Commission on  
2 behalf of MCC Telephony of the West, LLC be returned to the following name and address provided  
3 by the Applicant:

4 Anne Sokolin-Maimom  
5 Mediacom Communications  
6 1 Mediacom Way  
7 Mediacom Park, NY 10918

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

9 BY THE ORDER OF THE ARIZONA CORPORATION COMMISSION

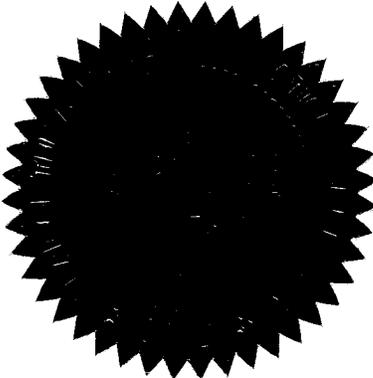
10   
11 CHAIRMAN

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11 COMMISSIONER

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14 IN WITNESS WHEREOF, I, JODI JERICH, Executive  
15 Director of the Arizona Corporation Commission, have  
16 hereunto, set my hand and caused the official seal of this  
17 Commission to be affixed at the Capitol, in the City of  
18 Phoenix, this 9<sup>th</sup> day of February, 2015.

19   
20 JODI JERICH  
21 EXECUTIVE DIRECTOR

22 DISSENT: \_\_\_\_\_

23 DISSENT: \_\_\_\_\_

24 SMO:MAC:sms\BH

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1 SERVICE LIST FOR: MCC Telephony of the West, LLC  
2 DOCKET NO. T-20718A-14-0416

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17 Ms. Lyn Farmer  
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