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MEMORANDUM RECEIVED

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AZ CORP COMMISSION
DOCKET CONTROL

TO: Kay Mecca
Docket Control Administrator
Docket Control Center

FROM: Thomas M. Broderick *Thomas M. Broderick*
Director
Utilities Division

ORIGINAL

DATE: August 4, 2015

RE: **REQUEST FOR ADMINISTRATIVE CLOSURE – IN THE MATTER OF INVESTIGATION INTO PREFERRED CARRIER ARRANGEMENTS AND OTHER POTENTIAL ANTI-COMPETITIVE PRACTICES INVOLVING SERVICE TO RESIDENTIAL OR BUSINESS DEVELOPMENTS (DOCKET NO. T-00000K-04-0927)**

On December 23, 2004, the Arizona Corporation Commission (“Commission”) opened a docket for the purpose of investigating preferred carrier arrangements and other potential anti-competitive practices involving service to residential and business developments. This matter was assigned Docket No. T-00000K-04-0927.

The purpose for this investigation was preferred carrier agreement-related information provided to Staff by Accipiter Communications, Inc. (“Accipiter”) regarding Vistancia Communications, L.L.C. (“Vistancia”), Shea Sunbelt Pleasant Point, L.L.C. (“Shea Sunbelt”), and Cox Arizona Telcom, L.L.C. (“Cox”).

Accipiter subsequently filed a formal complaint against these utility companies on January 31, 2005, (*In The Matter of the Formal Complaint of Accipiter Communications, Inc., against Vistancia Communications, L.L.C., Shea Sunbelt Pleasant Point, L.L.C., and Cox Arizona Telcom, L.L.C., Docket No. T-03471A-05-0064*). On January 15, 2015, the formal complaint was administratively closed pursuant to the parties reaching a settlement.

To date, no further complaints have been filed with the Commission concerning preferred carrier agreements. Therefore, Staff respectfully requests that Docket Control administratively close Docket No. T-00000K-04-0927.

TMB:GO:nr\MAS

Originator: Guadalupe Ortiz

Arizona Corporation Commission
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