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BEFORE THE ARIZONA CORPORATION COMMISSION

2016 NOV 28 A 9 13

- DOUG LITTLE
Chairman
- BOB STUMP
Commissioner
- BOB BURNS
Commissioner
- TOM FORESE
Commissioner
- ANDY TOBIN
Commissioner

Arizona Corporation Commission
DOCKETED

NOV 28 2016

DOCKETED BY R.A

IN THE MATTER OF THE APPLICATION OF)
 CURATEL, LLC FOR CANCELLATION OF ITS)
 CERTIFICATE OF CONVENIENCE AND)
 NECESSITY TO PROVIDE)
 TELECOMMUNICATIONS SERVICES)
 WAIVER OF RULE 1107 REQUIREMENTS)
 AND RETURN OF PERFORMANCE BOND)

T-20579A-16-0430

Docket No. T- 20579A-16-_____

**APPLICATION FOR CANCELLATION OF CERTIFICATE OF
 CONVENIENCE AND NECESSITY AND REQUEST
 FOR WAIVER OF RULE 1107 REQUIREMENTS
 AND RETURN OF PERFORMANCE BOND**

Curatel, LLC ("Curatel") files this application under Arizona Administrative Code R14-2-1107 to cancel its certificate of convenience and necessity. Curatel was issued a certificate of convenience and necessity by the Arizona Corporation Commission on May 5, 2009, to provide competitive resold long distance, resold local exchange, facilities-based long distance, and facilities-based local exchange telecommunications services in Arizona. See Decision 70983 in Docket No. T-20579A-08-0084. Curatel applied for and obtained a certificate of convenience and necessity in Arizona in anticipation of doing business in Arizona. Expansion into Arizona is no longer anticipated. Curtal never served customers in Arizona and now wishes to cancel its certificate of convenience and necessity.

Curatel seeks a waiver of 14-2-1107(A)(2) requiring verification that all affected customers have been notified of the proposed discontinuance of service, and 14-2-1107(B) which requires publication of legal notice of the application in all counties affected by the publication. Curatel never served customers in Arizona, making notice to affected customers impossible and causing publication of legal notice to be unproductive. Curatel never held any advances, deposits and/or prepayments collected pursuant to R14-2-503(B) making R14-2-1107(A)(3) inapplicable.

Decision 70983 required Curatel to obtain a performance bond or irrevocable sight draft letter of credit and submit the bond or letter of credit to the Commission Business Office. Curatel provided the \$235,000 performance bond to the Commission Business Office on July 2, 2009. Curatel has renewed that bond each year since 2009 and, upon information and belief, a \$235,000 performance bond issued by Travelers Casualty Insurance Company is held by Commission Staff. Curatel never served customers in Arizona and never held any customer deposits, advances or prepayments. Curatel respectfully asks for an order from the Commission stating that Curatel 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 \$235,000 performance bond, or irrevocable sight draft letter of credit requirement set by Decision No.70983, and directing Commission Staff to return the bond to the following address in connection with cancellation of Curatel's Certificate of Convenience and Necessity

Mr. Rick Ramirez
Vice President Curacao
1605 W. Olympic Blvd. Suite 600
Los Angeles, CA 90015

Curatel hereby respectfully requests that the Commission issue an order: cancelling the Curatel certificate of convenience and necessity issued on May 5, 2009 in Decision No. 70983;

waiving the notice and publication requirements contained in A.A.C. R14-2-1107; and directing the return of performance bond currently held by the Commission Business Office.

RESPECTFULLY SUBMITTED this 28th day of November 2016.

By: 
Joan S. Burke, 013687
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Phoenix, Arizona 85003
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Email Address of Party: Joan@jsburkelaw.com

Attorney for: Curatel, LLC

ORIGINAL and one (1) copy of the foregoing
filed this 28th day of November 2016 with:

Docket Control
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007


