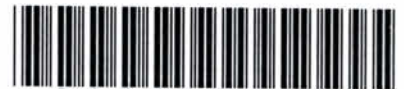


COMMISSIONERS  
TOM FORESE – Chairman  
BOB BURNS  
DOUG LITTLE  
ANDY TOBIN  
BOYD W. DUNN

OPEN MEETING ITEM



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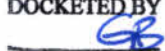
ARIZONA CORPORATION COMMISSION

AZ CORP COMMISSION  
DOCKET CONTROL

2017 JUL 17 A 11:49

ORIGINAL

Arizona Corporation Commission

DATE: JULY 17, 2017 DOCKETED  
DOCKET NO.: T-03116A-17-0146 JUL 17 2017  
TO ALL PARTIES: DOCKETED BY  


Enclosed please find the recommendation of Administrative Law Judge Brian D. Schneider. The recommendation has been filed in the form of an Order on:

SNET AMERICA, INC.  
(CANCEL CC&N)

Pursuant to A.A.C. R14-3-110(B), you may file exceptions to the recommendation of the Administrative Law Judge by filing an original and thirteen (13) copies of the exceptions with the Commission's Docket Control at the address listed below by **4:00** p.m. on or before:

JULY 26, 2017

The enclosed is NOT an order of the Commission, but a recommendation of the Administrative Law Judge to the Commissioners. Consideration of this matter has tentatively been scheduled for the Commission's Open Meeting to be held on:

AUGUST 15, 2017 AND AUGUST 16, 2017

For more information, you may contact Docket Control at (602) 542-3477 or the Hearing Division at (602) 542-4250. For information about the Open Meeting, contact the Executive Director's Office at (602) 542-3931.

A stylized, abstract signature in black ink, appearing to be the name "TED VOGT".

TED VOGT  
EXECUTIVE DIRECTOR

1200 WEST WASHINGTON STREET, PHOENIX, ARIZONA 85007-2927 / 400 WEST CONGRESS STREET, TUCSON, ARIZONA 85701-1347

[www.azcc.gov](http://www.azcc.gov)

This document is available in alternative formats by contacting Kacie Cannon, ADA Coordinator, voice phone number 602-542-3931, E-mail [KCannon@azcc.gov](mailto:KCannon@azcc.gov).

On this 17<sup>th</sup> day of July, 2017, the following document was filed with Docket Control as a Recommended Order from the Hearing Division, and copies of the document were mailed on behalf of the Hearing Division to the following who have not consented to email service. On this date or as soon as possible thereafter, the Commission's eDocket program will automatically email a link to the filed document to the following who have consented to email service.

Leslie Zink  
FRONTIER COMMUNICATIONS  
1800 41<sup>st</sup> St., Suite N-100  
Everett, WA 98203

Andy Kvesic, Director  
Legal Division  
ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, AZ 85007  
[LegalDiv@azcc.gov](mailto:LegalDiv@azcc.gov)  
[utildivservicebyemail@azcc.gov](mailto:utildivservicebyemail@azcc.gov)  
**Consented to Service by Email**

By:



Staci Antrim  
Assistant to Brian D. Schneider

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 COMMISSIONERS

3 TOM FORESE – Chairman  
4 BOB BURNS  
5 DOUG LITTLE  
6 ANDY TOBIN  
7 BOYD W. DUNN

8 IN THE MATTER OF THE APPLICATION OF  
9 SNET AMERICA, INC. FOR APPROVAL TO  
10 REQUEST VOLUNTARY DECERTIFICATION  
11 AND SURRENDERING OF OPERATING  
12 AUTHORITY OF SNET AMERICA, INC.

DOCKET NO. T-03116A-17-0146

DECISION NO. \_\_\_\_\_

**ORDER**

10 Open Meeting  
11 August 15 and 16, 2017  
12 Phoenix, Arizona

12 **BY THE COMMISSION:**

13 Having considered the entire record herein and being fully advised in the premises, the  
14 Arizona Corporation Commission (“Commission”) finds, concludes, and orders that:

15 **FINDINGS OF FACT**

16 1. On July 30, 1997, the Commission issued Decision No. 60314, granting SNET America,  
17 Inc. (“SNET”) a Certificate of Convenience and Necessity (“CC&N”) to provide competitive  
18 interLATA/intraLATA resold telecommunications services, except local exchange services, within the  
19 State of Arizona.

20 2. On May 19, 2017, SNET filed an application for approval to cancel its CC&N to provide  
21 telecommunications services within the State of Arizona.

22 3. On June 1, 2017, SNET filed its responses to the Commission’s first set of data requests.

23 4. On June 2, 2017, and June 7, 2017, SNET filed its responses to the Commission’s  
24 second set of data requests.

25 5. On June 29, 2017, the Commission’s Utilities Division (“Staff”) filed a Staff Report  
26 recommending approval of SNET’s application.

27 6. Staff states that the Commission’s Consumer Services Section reported there have been  
28 no complaints, inquiries or opinions filed against Network between January 1, 2014, and May 25, 2017.

1 According to the Commission's Corporations Division, SNET is in Good Standing. SNET filed its  
2 2016 Annual Utilities Report on May 16, 2017, and the Commission's Compliance Section reports that  
3 there are no current compliance delinquencies for SNET.

4 7. Pursuant to Arizona Administrative Code ("A.A.C.") R14-2-1107(A)(2),  
5 telecommunications companies are required to provide notice to all affected customers when they  
6 intend to discontinue services. Further, A.A.C. R14-2-1107(B) requires that telecommunications  
7 companies publish legal notice of their intent to discontinue service.

8 8. In its application, SNET stated it never had any customers in Arizona and requests a  
9 waiver of the notice of discontinuance of service to customers.

10 9. Staff recommends the notice and publication requirements contained in A.A.C. R14-2-  
11 1107 be waived.

12 10. Staff further recommends approval of SNET's application to cancel its CC&N and  
13 further recommends cancellation of SNET's tariff on file with the Commission.

14 11. Staff's recommendations to waive the notice and publication requirements of A.A.C.  
15 R14-2-1107 and to approve SNET's application are reasonable and should be adopted.

#### 16 CONCLUSIONS OF LAW

17 1. SNET is a public service corporation within the meaning of Article XV of the Arizona  
18 Constitution and A.R.S. §§ 40-281, 40-282 and 40-285.

19 2. The Commission has jurisdiction over SNET and the subject matter of the application.

20 3. The cancellation of SNET's CC&N to provide resold telecommunications services  
21 within the State of Arizona is in the public interest.

22 4. Granting waiver of the notice and publication requirements set forth in A.A.C. R14-2-  
23 1107(A)-(B) is reasonable in this matter.

24 5. Staff's recommendations are reasonable and should be adopted.

#### 25 ORDER

26 IT IS THEREFORE ORDERED that SNET America, Inc.'s application to cancel its Certificate  
27 of Convenience and Necessity to provide resold interexchange telecommunications services within the  
28 State of Arizona is hereby approved.

1 IT IS FURTHER ORDERED that SNET America, Inc. is hereby granted a waiver of the notice  
2 and publication requirements set forth in A.A.C. R14-2-1107(A)-(B).

3 IT IS FURTHER ORDERED that SNET America, Inc.'s tariffs on file with the Arizona  
4 Corporation Commission are hereby cancelled and SNET America, Inc. is no longer subject to the  
5 requirements in Decision No. 60314.

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

7 BY ORDER OF THE ARIZONA CORPORATION COMMISSION.  
8  
9

10 CHAIRMAN FORESE COMMISSIONER DUNN

11 COMMISSIONER TOBIN COMMISSIONER LITTLE COMMISSIONER BURNS

12  
13  
14 IN WITNESS WHEREOF, I, TED VOGT, Executive Director of  
15 the Arizona Corporation Commission, have hereunto set my  
16 hand and caused the official seal of the Commission to be affixed  
17 at the Capitol, in the City of Phoenix, this \_\_\_\_\_ day  
18 of \_\_\_\_\_ 2017.

19 TED VOGT  
20 EXECUTIVE DIRECTOR

21 DISSENT \_\_\_\_\_

22 DISSENT \_\_\_\_\_  
23 BDS/sa

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SERVICE LIST FOR:

SNET AMERICA, INC.

DOCKET NO.:

T-03116A-17-0146

Leslie Zink  
FRONTIER COMMUNICATIONS  
1800 41<sup>st</sup> St., Suite N-100  
Everett, WA 98203

Andy Kvesic, Director  
Legal Division  
ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, AZ 85007

LegalDiv@azcc.gov  
utildivservicebyemail@azcc.gov

**Consented to Service by Email**