COX ARIZONA TELCOM'S RECOMMENDATIONS ON DOCKET PROCEDURE

Cox Arizona Telcom, LLC ("Cox"), through undersigned counsel, submits its recommendations on how these dockets should proceed. These comments are responsive to Staff's request for comment by the parties at the July 27, 2009 workshop.

It is clear that after two workshops conducted by Staff to discuss intrastate access charge reform and issues pertaining to the Arizona Universal Service Fund, no consensus by the parties has or can been reached. The issues surrounding these dockets are complex and cannot be fixed on a state-by-state basis. As such, Cox continues to believe that an examination of intrastate switched access rates in Arizona should await further action by the FCC on overarching intercarrier compensation reform. With the recent confirmation of the remaining two FCC Commissioners, there is now a full compliment of Commissioners on board that will be looking at the pending dockets on Intercarrier Compensation\(^1\) and setting the foundation for federal reform.

\(^1\) See In the Matter of Universal Service Contribution Methodology, WC Docket No. 06-112; In the Matter of the High-Cost Universal Service Support and Federal-State Joint Board on Universal Service, WC Docket 05-337, CC
This new federal reform will have a direct impact on the intra-state rates. Pressing forward with state proceedings at this time while federal action is pending will have the potential to result in conflicting reforms while taxing not only staff’s limited resources but industry’s as well. As the Staff’s resources are already stretched with further budget cuts looming, expending considerable time on a docket that will ultimately have to be amended once federal action takes place does not seem to be in the best interest of all parties involved. Cox continues to advocate that waiting until the FCC takes action is the best course of action as it will prevent all parties from expending unnecessary time and resources on a possibly conflicting state proposal.

If the Commission feels compelled to move forward at this time, Cox reiterates its January 23, 2009 comments regarding what elements the Commission should consider in addressing the access charge reform.

RESPECTFULLY SUBMITTED this 10th day of August 2009.

COX ARIZONA TELCOM, LLC

By

Michael W. Patten
Roshka DeWulf & Patten, PLC
One Arizona Center
400 East Van Buren Street, Suite 800
Phoenix, Arizona 85004
(602) 256-6100

Attorneys for Cox Arizona Telcom, LLC

Docket 96-45; In the Matter of Developing a Unified Intercarrier Compensation Regime, WC Docket No. 01-92; and In the Matter of Access Charge Reform, CC Docket No. 96-262.
ORIGINAL and 15 COPIES of the foregoing filed this 10th day of August 2009 with:

Docket Control
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

COPIES of the foregoing mailed and/or emailed this 10th day of August 2009 to:

Isabelle Salgado
AT&T Nevada
645 E. Plumb Lane, B132
P.O. Box 11010
Reno, NV 89520
dan.foley@att.com
gcl831@att.com

Joan S. Burke
Osborn Maledon, PA
2929 North Central Avenue,
Suite 2100
Phoenix, AZ 85012
iburke@omlaw.com
Attorneys for Time Warner Telecom
Attorneys for XO Communications

Lyndall Nipps
Vice President, Regulatory
Time Warner Telcom
845 Camino Sur
Palm Springs, CA 92262
Lyndall.Nipps@twtelecom.com

Dennis D. Ahlers
Associate General Counsel
Eschelon Telecom, Inc.
6160 Golden Hills Drive
Golden Valley, MN 55416
Attorneys for Eschelon Telecom, Inc.
Attorneys for Integra Telecom, Inc.
ddahlers@eschelon.com
Thomas Campbell
Michael Hallam
Lewis and Roca LLP
40 North Central
Phoenix, Arizona 85004
tcampbell@lrlaw.com
mhallam@lrlaw.com

Rex Knowles
Executive Director — Regulatory
XO Communications, Suite 1000
111 E. Broadway
Salt Lake City, UT 84111
Rex.knowles@xo.com

Charles H. Carrathers, III
General Counsel, South Central Region
Verizon, Inc.
HQE03H52
600 Hidden Ridge
Irving, Texas 75015-2092
chuck.carrathers@verizon.com

Thomas W. Bade, President
Arizona Dialtone, Inc.
717 W. Oakland St.
Chandler, Arizona 85226
Tombade@arizonadialtone.com

Brad VanLeur, President
OrbitCom, Inc.
1701 N. Louise Ave.
Sioux Falls, SD 57107
bvanleur@svtv.com

Karen E. Nally
Law Office of Karen E. Nally
3420 East Shea Blvd
Phoenix, Arizona 85028
knallylaw@cox.net

Nathan Glazier
Regional Manager
Alltel Communications, Inc.
4805 E. Thistle Landing Dr.
Phoenix, Arizona 85044
Nathan.glazier@alltel.com

Mark A. DiNunzio
Cox Arizona Telcom, LLC
1550 West Deer Valley Road
MS DV3-16, Bldg C
Phoenix, AZ 85027
mark.dinunzio@cox.com

William A. Haas
Deputy General Counsel
McLeodUSA Telecommunications Services,
1 Martha’s Way
Hiawatha, Iowa 52233
Bill.Haas@mcleodusa.com

Jane Rodda, Esq.
Utilities Division
Arizona Corporation Commission
400 West Congress
Tucson, Arizona 85701

Ms. Janice Alward, Esq.
Chief Counsel
Legal Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

Steve Olea
Director, Utilities Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007