

FCC Representatives,

It is very refreshing to know the AZ State Commission understand that exclusive easements for provision of communications services (like the one LM Sandler have in Lexington in Virginia Beach) are detrimental for competition; upon other things. Please read the attached document AZ Procedural Order against Cox Arizona LLC dated Feb 2009 and Cox Response to the Order dated June 1<sup>st</sup> 2009 where COX passes the responsibility to the developer. It is very hard to believe that a developer can push COX Communications?

**Docket #T-03471A-05-0064 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.**

All documents in relation to this case are available in <http://edocket.azcc.gov/search.aspx> Docket # T-03471A-05-0064 document tab as it holds very interesting info.

Also open is Docket T-00000K-04-0927 **Generic Investigation into Preferred Carrier Arrangements--** Description: Investigation into Preferred Carrier Arrangements and Other Potential Anti-Competitive Practices Involving Service to Residential or Business Developments <http://edocket.azcc.gov/search.aspx> Docket T-00000K-04-0927

Report Discusses Competitive Developments in Video, Voice Telephone and Broadband Services, Including Wireless Alternatives and Bundled Products by the Department of Justice  
<http://www.usdoj.gov/atr/public/reports/239284.pdf>  
<http://www.usdoj.gov/atr/public/workshops/telecom2007/submissions/227981.htm>

The FCC needs to move forward with a ban on bulk billing contracts and exclusive marketing agreements. On last year report and order the FCC was supposed to make a decision last summer 2008. We already bail out the banks and car companies now, give us consumer protection by acting on 07-51 and 99-219.