

**COMMISSIONERS**  
MARC SPITZER - Chairman  
WILLIAM A. MUNDELL  
JEFF HATCH-MILLER  
MIKE GLEASON  
KRISTIN K. MAYES



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**ARIZONA CORPORATION COMMISSION**

2004 APR -5 P 1:41

DATE: April 5, 2004

AZ CORP COMMISSION  
DOCUMENT CONTROL

DOCKET NO: T-02845A-04-0168

TO ALL PARTIES:

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

GNS DEVELOPMENT CORPORATION dba GOLF N SUFF  
(CC&N CANCELLATION)

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:

APRIL 14, 2004

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 Working Session and Open Meeting to be held on:

APRIL 20 AND 21, 2004

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 Secretary's Office at (602) 542-3931.

Arizona Corporation Commission

**DOCKETED**

APR - 5 2004

DOCKETED BY	
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BRIAN C. McNEIL  
EXECUTIVE SECRETARY

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 COMMISSIONERS

3 MARC SPITZER, Chairman  
4 WILLIAM A. MUNDELL  
5 JEFF HATCH-MILLER  
6 MIKE GLEASON  
7 KRISTIN K. MAYES

8 IN THE MATTER OF THE APPLICATION OF  
9 GNS DEVELOPMENT CORPORATION DBA  
10 GOLF N STUFF FOR THE CANCELLATION OF  
11 THE CERTIFICATE OF CONVENIENCE AND  
12 NECESSITY TO PROVIDE CUSTOMER-OWNED  
13 PAY TELEPHONE SERVICE IN THE STATE OF  
14 ARIZONA.

DOCKET NO. T-02845A-04-0168

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

**ORDER**

15 Open Meeting  
16 April 20 and 21, 2004  
17 Phoenix, Arizona

18 **BY THE COMMISSION:**

19 Having considered the entire record herein and being fully advised in the premises, the  
20 Arizona Corporation Commission ("Commission") finds, concludes, and orders that:

21 **FINDINGS OF FACT**

22 1. GNS Development Corporation dba Golf N Stuff ("Applicant") has a Certificate of  
23 Convenience and Necessity ("Certificate") to provide customer-owned pay telephone ("COPT")  
24 service in the State of Arizona pursuant to Decision No. 59142 (June 27, 1995).

25 2. On March 4, 2004, Applicant filed with the Commission an application for the  
26 cancellation of the Certificate, indicating that it no longer provides COPT service in the State of  
27 Arizona.

28 3. On March 29, 2004, the Commission's Utilities Division Staff ("Staff") filed a Staff  
Report, recommending approval of the application to cancel Applicant's Certificate without a  
hearing.

**CONCLUSIONS OF LAW**

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

2. The Commission has jurisdiction over Applicant and the subject matter of the

1 application.

2 3. The cancellation of Applicant's Certificate is in the public interest.

3 4. Pursuant to A.R.S. § 40-282, the Commission may issue Decisions regarding COPT  
4 Certificates without a hearing.

5 5. Staff's recommendation in Findings of Fact No. 3 is reasonable and should be  
6 adopted.

7 **ORDER**

8 IT IS THEREFORE ORDERED that the application of GNS Development Corporation dba  
9 Golf N Stuff for the cancellation of the Certificate of Convenience and Necessity to provide  
10 customer-owned pay telephone service shall be, and is hereby, approved.

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

12 BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

13  
14 CHAIRMAN COMMISSIONER COMMISSIONER

15  
16 COMMISSIONER COMMISSIONER

17  
18 IN WITNESS WHEREOF, I, BRIAN C. McNEIL, Executive  
19 Secretary of the Arizona Corporation Commission, have  
20 hereunto set my hand and caused the official seal of the  
21 Commission to be affixed at the Capitol, in the City of Phoenix,  
22 this \_\_\_\_ day of \_\_\_\_\_, 2004.

23  
24 \_\_\_\_\_  
25 BRIAN C. McNEIL  
26 EXECUTIVE SECRETARY

27 DISSENT \_\_\_\_\_

28 DISSENT \_\_\_\_\_

AP:mj

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STUFF

2 DOCKET NO.: T-02845A-04-0168

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