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WILLIAM
CHAIRMAN
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COPT-23

BRIAN C. McNEIL
EXECUTIVE SECRETARY

ARIZONA CORPORATION COMMISSION

RECEIVED

2001 MAR 14 P 3:28

DATE: March 14, 2001

DOCKET NO: T-03904A-00-0514

TO ALL PARTIES:

Arizona Corporation Commission
DOCKET CONTROL

MAR 14 2001

DOCKETED BY

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

TODD A. LEWANDOWSKY
(CC&N/COPT)

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 ten (10) copies of the exceptions with the Commission's Docket Control at the address listed below by **4:00** p.m. on or before:

MARCH 23, 2001

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:

MARCH 27, 2001 and MARCH 28, 2001

For more information, you may contact Docket Control at (602)542-3477 or the Hearing Division at (602)542-4250.

BRIAN C. McNEIL
EXECUTIVE SECRETARY

1 be adopted.

2 ORDER

3 IT IS THEREFORE ORDERED that the application of Todd A. Lewandowsky for a
4 Certificate of Convenience and Necessity to provide customer-owned pay telephone service shall be,
5 and is hereby, approved, conditioned upon Todd A. Lewandowsky filing a customer information
6 placard approved by the Director of the Utilities Division for compliance with the requirements of the
7 Generic COPT Tariff within 60 days of the effective date of this Decision.

8 IT IS FURTHER ORDERED that Todd A. Lewandowsky shall comply with the terms of the
9 Generic COPT Tariff, unless otherwise ordered by the Commission.

10 IT IS FURTHER ORDERED that Todd A. Lewandowsky shall file the following FVRB
11 information within 18 months of the date that it first provides service. The FVRB shall include a
12 dollar amount representing the total revenue for the first twelve months of telecommunications
13 service provided to Arizona customers by Todd A. Lewandowsky following certification, adjusted to
14 reflect the maximum rates that Todd A. Lewandowsky requests in its tariff. This adjusted total
15 revenue figure could be calculated as the number of units sold for all services offered times the
16 maximum charge per unit. Todd A. Lewandowsky shall also file FVRB information detailing the
17 total actual operating expenses for the first twelve months of telecommunications service provided to
18 Arizona customers by Todd A. Lewandowsky following certification. Todd A. Lewandowsky shall
19 also file FVRB information which includes a description and value of all assets, including plant,
20 equipment, and office supplies to be used to provide telecommunications service to Arizona
21 customers for the first twelve months following Todd A. Lewandowsky's certification.

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IT IS FURTHER ORDERED that within 90 days of the effective date of this Decision, Todd A. Lewandowsky shall notify the Compliance Section of the Arizona Corporation Commission of the date that it will begin or has begun providing service to Arizona customers.

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

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

CHAIRMAN

COMMISSIONER

COMMISSIONER

IN WITNESS WHEREOF, I, BRIAN C. McNEIL, Executive Secretary of the Arizona Corporation Commission, have hereunto set my hand and caused the official seal of the Commission to be affixed at the Capitol, in the City of Phoenix, this ____ day of _____, 2001.

BRIAN C. McNEIL
EXECUTIVE SECRETARY

DISSENT _____
AG:dap

1 SERVICE LIST FOR: TODD A. LEWANDOWSKY

2 DOCKET NO. T-03904A-00-0514

3
4 Todd A. Lewandowsky
4375 E. Villa Theresa Drive
5 Phoenix, Arizona 85032

6 Christopher Kempsey, Chief Counsel
Legal Division
7 ARIZONA CORPORATION COMMISSION
1200 West Washington Street
8 Phoenix, AZ 85007

9 Deborah Scott, Director
Utilities Division
10 ARIZONA CORPORATION COMMISSION
1200 West Washington Street
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