



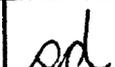
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Arizona Corporation Commission
BEFORE THE ARIZONA CORPORATION COMMISSION
DOCKETED

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CARL J. KUNASEK
CHAIRMAN
JIM IRVIN
COMMISSIONER
WILLIAM A. MUNDELL
COMMISSIONER

MAR - 6 2000

DOCKETED BY 

IN THE MATTER OF THE APPLICATION OF
JOE M. CUETO dba COINTEL TELCOM PLUS
FOR A CERTIFICATE OF CONVENIENCE AND
NECESSITY TO PROVIDE CUSTOMER-OWNED
PAY TELEPHONE SERVICE IN THE STATE OF
ARIZONA.

DOCKET NO. T-03728A-99-0206

DECISION NO. 62350

ORDER

Open Meeting
March 1 and 2, 2000
Phoenix, Arizona

BY THE COMMISSION:

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

FINDINGS OF FACT

1. On April 20, 1999, Joe M. Cueto dba CoinTel Telcom Plus ("Applicant") submitted to Docket Control of the Commission an application for a Certificate of Convenience and Necessity ("Certificate") to provide customer-owned pay telephone ("COPT") service in the State of Arizona. The application was docketed on April 20, 1999.

2. In Decision No. 55817 (December 10, 1987), the Commission found that COPT providers were public service corporations subject to the jurisdiction of the Commission.

3. The Commission in Decision No. 57797 (April 8, 1992) adopted A.A.C. R14-2-901 through R14-2-909 to regulate COPT providers.

4. In Decision No. 58535 (February 14, 1994), the Commission adopted a Generic Tariff that establishes rates and minimum service standards applicable to COPT service.

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

6. Applicant has requested that a Certificate be granted pursuant to A.A.C. R14-2-905, and has indicated that it will provide COPT service pursuant to the rates, terms and conditions

1 specified in the Generic COPT Tariff.

2 7. Applicant is a sole proprietorship.

3 8. Applicant does not presently provide COPT services in Arizona.

4 9. On January 6, 2000, Staff filed a Staff Recommendation, recommending approval of
5 Applicant's application without a hearing.

6 10. Staff stated that Applicant has not filed sample customer information placard.

7 11. Staff recommended that Applicant be ordered to file a copy of its customer
8 information placard with Staff for approval prior to it providing service at any location.

9 **CONCLUSIONS OF LAW**

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

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

14 3. Notice of the application was given in accordance with the law.

15 4. The provision of COPT service in Arizona by Applicant is in the public interest.

16 5. Applicant is a fit and proper entity to receive a Certificate for providing COPT service
17 in Arizona.

18 **ORDER**

19 IT IS THEREFORE ORDERED that the application of Joe M. Cueto dba CoinTel Telcom
20 Plus for a Certificate of Convenience and Necessity for authority to provide customer-owned pay
21 telephone service in Arizona shall be, and the same is, hereby granted.

22 IT IS FURTHER ORDERED that Joe M. Cueto dba CoinTel Telcom Plus shall comply with
23 the terms of the Generic COPT Tariff, unless otherwise ordered by the Commission, pursuant to
24 A.A.C. R14-2-906.

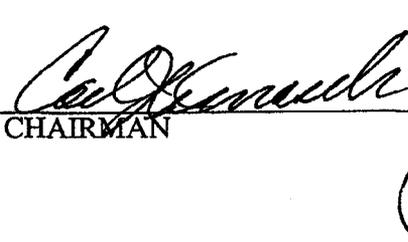
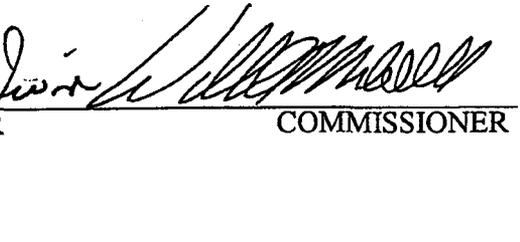
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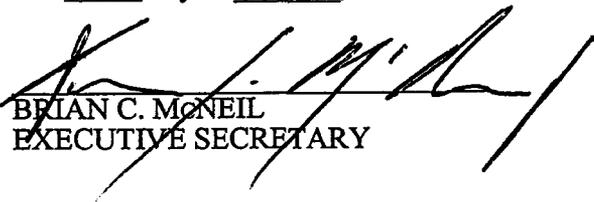
IT IS FURTHER ORDERED that Joe M. Cueto dba CoinTel Telcom Plus shall file a sample customer information placard for approval by the Director of the Utilities Division prior to providing service at any location.

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

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

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| 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 6th day of March, 2000.


 BRIAN C. McNEIL
 EXECUTIVE SECRETARY

DISSENT _____
JLR:dap

1 SERVICE LIST FOR:

JOE M. CUETO dba COINTEL TELCOM PLUS

2 DOCKET NO.:

T-03727A-99-0206

3 Joe M. Cueto
4 dba COINTEL TELCOM PLUS
5 1835 1ST Avenue
6 Safford, Arizona 85546

7 Lyn Farmer, Chief Counsel
8 LEGAL DIVISION
9 1200 W. Washington Street
10 Phoenix, Arizona 85007

11 Deborah Scott, Director
12 UTILITIES DIVISION
13 1200 W. Washington Street
14 Phoenix, Arizona 85007

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