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WILLIAM A. MUNDRELL  
CHAIRMAN  
JIM IRVIN  
COMMISSIONER  
MARC SPITZER  
COMMISSIONER

**OPEN MEETING ITEM**



RECEIVED EXECUTIVE SECRETARY

ARIZONA CORPORATION COMMISSION

2001 MAR 28 A 10: 54

DATE: March 28, 2001

Arizona Corporation Commission

**DOCKETED** ARIZONA CORPORATION COMMISSION DOCUMENT CONTROL

DOCKET NO: T-03972A-00-1033

**MAR 28 2001**

TO ALL PARTIES:

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:

COM-TECH RESOURCES, INC.  
(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:

APRIL 6, 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:

APRIL 17, 2001 AND APRIL 18, 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 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 WILLIAM A. MUNDELL  
CHAIRMAN  
3 JIM IRVIN  
COMMISSIONER  
4 MARC SPITZER  
COMMISSIONER  
5

6 IN THE MATTER OF THE APPLICATION OF  
COM-TECH RESOURCES, INC. FOR A  
7 CERTIFICATE OF CONVENIENCE AND  
NECESSITY TO PROVIDE CUSTOMER-OWNED  
8 PAY TELEPHONE SERVICE IN THE STATE OF  
ARIZONA.

DOCKET NO. T-03972A-00-1033

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

**ORDER**

9 Open Meeting  
10 April 17 and 18, 2001  
Phoenix, Arizona

11 **BY THE COMMISSION:**

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

14 **FINDINGS OF FACT**

15 1. On December 18, 2000, Com-Tech Resources, Inc. ("Applicant") filed with the  
16 Commission an application for a Certificate of Convenience and Necessity ("Certificate") to provide  
17 customer-owned pay telephone ("COPT") service in the State of Arizona.

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

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

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

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

26 6. Applicant has requested that a Certificate be granted and has indicated that it will  
27 provide COPT service pursuant to the rates, terms and conditions specified in the Generic COPT  
28 Tariff.



1 be adopted.

2 ORDER

3 IT IS THEREFORE ORDERED that the application of Com-Tech Resources, Inc. for a  
4 Certificate of Convenience and Necessity to provide customer-owned pay telephone service shall be,  
5 and is hereby, approved, conditioned upon Com-Tech Resources, Inc. 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 Com-Tech Resources, Inc. shall comply with the terms of  
9 the Generic COPT Tariff, unless otherwise ordered by the Commission.

10 IT IS FURTHER ORDERED that Com-Tech Resources, Inc. 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 Com-Tech Resources, Inc. following certification, adjusted  
14 to reflect the maximum rates that Com-Tech Resources, Inc. 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. Com-Tech Resources, Inc. 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 Com-Tech Resources, Inc. following certification. Com-Tech Resources, Inc.  
19 shall 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 Com-Tech Resources, Inc.'s certification.

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1 IT IS FURTHER ORDERED that within 90 days of the effective date of this Decision, Com-  
2 Tech Resources, Inc. shall notify the Compliance Section of the Arizona Corporation Commission of  
3 the date that it will begin or has begun providing service to Arizona customers.

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

5 BY ORDER OF THE ARIZONA CORPORATION COMMISSION.  
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8 CHAIRMAN COMMISSIONER COMMISSIONER  
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10  
11 IN WITNESS WHEREOF, I, BRIAN C. McNEIL, Executive  
12 Secretary of the Arizona Corporation Commission, have  
13 hereunto set my hand and caused the official seal of the  
14 Commission to be affixed at the Capitol, in the City of Phoenix,  
15 this \_\_\_\_ day of \_\_\_\_\_, 2001.

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18 BRIAN C. McNEIL  
19 EXECUTIVE SECRETARY

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1 SERVICE LIST FOR: COM-TECH RESOURCES, INC.

2 DOCKET NO. T-03972A-00-1033

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