



ORIGINAL



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

Executive Director

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ARIZONA CORPORATION COMMISSION

DATE: March 20, 2006
DOCKET NO: T-04191A-03-0482
TO ALL PARTIES:

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

GRINGO PASS 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 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:

MARCH 29, 2006

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 Open Meeting to be held on:

APRIL 4 AND 5, 2006

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

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BRIAN C. McNEIL
EXECUTIVE DIRECTOR

Arizona Corporation Commission
DOCKETED

MAR 20 2006

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1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 COMMISSIONERS

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

8 IN THE MATTER OF THE APPLICATION OF
9 GRINGO PASS INC. FOR A CERTIFICATE OF
10 CONVENIENCE AND NECESSITY TO PROVIDE
11 CUSTOMER-OWNED PAY TELEPHONE
12 SERVICE IN THE STATE OF ARIZONA.

DOCKET NO. T-04191A-03-0482

DECISION NO. _____

ORDER

9 Open Meeting
10 April 4 and 5, 2006
11 Phoenix, Arizona

12 **BY THE COMMISSION:**

13 Having considered the entire record herein and being fully advised in the premises, the
14 Commission finds, concludes, and orders that:

15 **FINDINGS OF FACT**

16 1. On July 14, 2003, Gringo Pass, Inc. ("Applicant") filed with the Arizona Corporation
17 Commission ("Commission") an application for a Certificate of Convenience and Necessity
18 ("Certificate") to provide customer-owned pay telephone ("COPT") service in the State of Arizona.

19 2. On July 17, 2003, Staff issued a Letter of Insufficiency and First Set of Data Requests
20 to Applicant.

21 3. On December 20, 2005, a Procedural Order was issued requesting Staff to file an
22 update on the status of the matter and indicate whether the matter should be administratively closed.

23 4. On January 20, 2006, Staff filed a Status Report in this docket indicating that
24 Applicant filed its response to Staff's First Set of Data Requests on January 5, 2006. Staff
25 recommended that the docket remain open pending Staff's review of Applicant's responses.

26 5. On March 9, 2006, the Commission's Utilities Division Staff ("Staff") filed a Staff
27 Report recommending approval of the application without a hearing.

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

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ORDER

IT IS THEREFORE ORDERED that the Application of Gringo Pass, Inc. for a Certificate of Convenience and Necessity for authority to provide customer-owned pay telephone service in Arizona shall be, and the same is, hereby granted.

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

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

CHAIRMAN	COMMISSIONER	
COMMISSIONER	COMMISSIONER	COMMISSIONER

IN WITNESS WHEREOF, I, BRIAN C. McNEIL, Executive Director 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 _____, 2006.

BRIAN C. McNEIL
EXECUTIVE DIRECTOR

DISSENT _____

DISSENT _____

AB:mj

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SERVICE LIST FOR: GRINGO PASS, INC.

DOCKET NO: T-04191A-03-0482

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