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MEMORANDUM

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FROM: Ernest G. Johnson
Director
Utilities Division

EA for EGJ

AZ CORP COMMISSION
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THRU: Matthew Rowell
Chief, Telecommunications & Energy Section
Utilities Division

MR

Wilfred Shand, Jr.
Manager, Telecommunications & Energy Section
Utilities Division

DATE: *May 1, 2006*

RE: APPLICATION OF EMPIRE PAYPHONES, INC. A/K/A EPI FOR A CC&N TO
PROVIDE COPT (DOCKET NO. T-20444A-06-0128)

On March 3, 2006, Empire Payphones, Inc. ("EPI" or "Applicant") filed an Application to obtain a Certificate of Convenience and Necessity ("CC&N") to provide customer owned pay telephone ("COPT") service. The Applicant indicated on its Application that it will provide service in accordance with the rates, charges, terms and conditions contained within the COPT Generic Tariff.

Staff sent a data request to the Applicant on March 10, 2006, via certified mail. On March 31, 2006, Staff received EPI's response to Staff's data request. In its response, EPI submitted a copy of the customer information placard that will be affixed to all of EPI's payphones. Staff has reviewed the Applicant's customer information placard and concluded that it meets the terms of the Generic Tariff.

Staff believes that certain benefits in the form of increased pay telephone availability will accrue to the public and that the issuance of a CC&N is in the public interest. Therefore, Staff recommends approval of the Application.

EGJ:JP:lhm

Originator: Julian Pereira

SERVICE LIST FOR: Empire Payphones, Inc. a/k/a EPI
DOCKET NO.: T-20444A-06-0128

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