

ORIGINAL

MEMORANDUM



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TO: Docket Control

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FROM: Ernest G. Johnson
Director
Utilities Division

EA for E4J

2007 SEP 17 P 2:00

AZ CORP COMMISSION
DOCKET CONTROL

DATE: September 17, 2007

RE: IN THE MATTER OF THE APPLICATION OF NICKEA COMMUNICATIONS, LLC FOR APPROVAL TO CANCEL A CERTIFICATE OF CONVENIENCE AND NECESSITY FOR CUSTOMER OWNED PAY TELEPHONE (DOCKET NO. T-03505A-07-0488)

On August 28, 2007, Nickea Communications, LLC ("Nickea" or "Applicant") filed an application to cancel its Certificate of Convenience and Necessity ("CC&N") to provide customer owned pay telephone ("COPT") service. The Commission granted Nickea a CC&N to provide COPT service in Decision No. 60726, dated March 23, 1998.

Staff contacted the Applicant, Mr. Richard Wright, and verified that he is the authorized person that made the application. The Applicant stated that the company no longer provides COPT service in the state of Arizona. In the application, the Applicant did not waive the right to a hearing and did not waive the right to receive notice of a hearing in order to cancel the CC&N. However, Staff contacted the Applicant via telephone on August 28, 2007 and confirmed that the Applicant did not wish to participate in a hearing in this matter.

The Compliance Section of the Utilities Division indicates that the Applicant does not have any outstanding compliance issues that need to be addressed with the Commission. According to Consumer Services, there have been zero complaints, inquiries, or opinions filed against Nickea. The Corporations Division reports that Nickea is in good standing.

Staff recommends that the application to cancel the CC&N be approved. Upon cancellation of its CC&N, the Applicant will not be authorized to provide COPT telecommunications services in the state of Arizona and therefore, will not be subject to any of the requirements of Decision No. 60726.

EGJ:CLA:lmh

Originator: Candrea Allen

Arizona Corporation Commission
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SEP 17 2007

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Service List for: Nickea Communications, LLC
Docket No.: T-03505A-07-0488

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