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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

Arizona Corporation Commission

DOCKETED

FEB 27 2008

MIKE GLEASON - Chairman
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
KRISTIN K. MAYES
GARY PIERCE

DOCKETED BY
NR

IN THE MATTER OF THE APPLICATION OF
QUICK TEL, INC. FOR THE CANCELLATION
OF THE CERTIFICATE OF CONVENIENCE
AND NECESSITY.

DOCKET NO. T-04005A-06-0503

DECISION NO. 70176

ORDER

Open Meeting
February 12 and 13, 2008
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. Quick Tel, Inc. ("Company") has a Certificate of Convenience and Necessity ("Certificate") to provide competitive resold interexchange telecommunications services in the State of Arizona pursuant to Decision No. 64719 (April 17, 2002) ("Decision").

2. On August 7, 2006, the Company filed with the Commission an application ("Application") for cancellation of its Certificate. The Company indicated that it is not doing business in Arizona.

3. On August 23, 2006, the Commission's Utilities Division Staff ("Staff") filed its Letter of Insufficiency and First Set of Data Requests ("Data Requests"). The Company received the Data Requests on September 5, 2006, but did not respond.

4. On December 7, 2007, Staff filed its Staff Report recommending cancellation of the Company's Certificate.

5. According to the Staff Report, Staff contacted the Company's Operation Manager, Claire McNeil, by telephone regarding the Data Requests. Ms. McNeil stated to Staff that since the

1 Company had no customers in Arizona, it felt a response to the Data Requests was not necessary.

2 6. According to the Staff Report, during the conversation Ms. McNeil stated that the
3 Company's initial goal was to acquire certificates in every state, however, it never had any customers
4 in Arizona, and now has no intention of seeking customers here.

5 7. On August 31, 2007, Staff spoke with Sam Bell, the owner of the Company. Mr. Bell
6 confirmed Ms. McNeil's statements. He noted that the Company now sells prepaid calling cards to a
7 distributor in Maryland.

8 8. The Commission's Consumer Services Section of the Commission's Utilities Division
9 reported that there were no customer complaints, inquiries or opinions against the Company from
10 January 1, 2003 through September 5, 2007.

11 9. The Consumer Services Section also stated that the Commission's Corporation
12 Division found no records for the Company.

13 10. According to the Compliance and Enforcement Section of the Utilities Division, the
14 Company did not obtain a performance bond nor file conforming tariffs as ordered in the Decision.

15 11. Because the Company has never had customers in Arizona and never collected any
16 advanced payments, deposits and/or prepayments, the provisions of A.A.C. R14-2-1107(A)(2)-(4),
17 and (B) requiring, provision to customers of a list of alternate providers, a plan for refund, and notice
18 of the cancellation to customers are hereby waived.

19 12. Staff also recommends the closure of Docket No. T-04005A-01-0285 upon
20 cancellation of the Company's Certificate.

21 13. Given the foregoing, Staff's recommendations are reasonable.

22 **CONCLUSIONS OF LAW**

23 1. The Company is a public service corporation within the meaning of Article XV of the
24 Arizona Constitution and A.R.S. §§ 40-281 and 40-282.

25 2. The Commission has jurisdiction over the Company and the subject matter of the
26 application.

27 3. The cancellation of the Company's Certificate is in the public interest.

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4. Pursuant to A.R.S. § 40-282, the Commission may issue decisions regarding Certificates of Convenience and Necessity for certain telecommunication services without a hearing.

5. Staff's recommendations are reasonable and should be adopted.

ORDER

IT IS THEREFORE ORDERED that the application of Quick Tel, Inc. for the cancellation of its Certificate of Convenience and Necessity to provide competitive resold interexchange telecommunications services in the State of Arizona pursuant to Decision No. 64719 shall be, and is hereby, approved, and the Certificate of Convenience and Necessity is cancelled.

IT IS FURTHER ORDERED that Docket No. T-04005A-01-0285 is hereby closed.

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

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

Samuel Miller CHAIRMAN *W. A. M...* COMMISSIONER

Effiegn... COMMISSIONER *R. M...* COMMISSIONER *Greg...* COMMISSIONER

IN WITNESS WHEREOF, I, DEAN S. MILLER, Interim 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 27th day of Feb., 2008.

Dean S. Miller
DEAN S. MILLER
INTERIM EXECUTIVE DIRECTOR

DISSENT _____

DISSENT _____

1 SERVICE LIST FOR: QUICK TEL, INC.

2 DOCKET NO.: T-04005A-06-0503

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4 Claire McNeil
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