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AZ CORP COMMISSION
DOCKET CONTROL
June 23, 2008

Arizona Corporation Commission
DOCKETED

JUN 26 2008

John Bostwick
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

Subject: Docket # T-04191A-03-0482

DOCKETED BY

Dear Mr. Bostwick:

Although the situation of our missing phones at Gringo Pass is a civil matter, we wish to comment on Mr. Gay's application.

Prior to the disappearance of our telephones, Mr. Gay had, through both phone calls and letters, indicated dissatisfaction with his lack of commissions from Pacific and had offered to buy the pay phones. In response, we explained on numerous occasions that Pacific properly computed commissions due and that all amounts due had been paid.

Our technician, Del Nickell, reported to Gringo Pass on 12/13/2007 to repair the two phones that we were operating there. Upon discovering them missing, he went into the insurance office to see if anyone knew what happened to the pay phones. According to Del, the phones appeared to be professionally removed and not the result of a theft. Del believes he spoke to Ana Vejar who said she would call Mr. Gay. After speaking briefly with Mr. Gay on the phone, she handed the phone to Del. Mr. Gay identified himself as the owner and said that the phones were removed and when asked about the phones, Mr. Gay said they were probably in Mexico.

We were very disappointed to find that Mr. Gay tried to use the signage that came from our equipment in his application. This further corroborates our suspicion that Mr. Gray was responsible for the removal of our equipment and likely still has it under his control.

We are concerned that the Commission may not take into account the subtle complexities of operating pay telephones. For example, the phones are really computers and require a working knowledge of the expensive proprietary software to make them communicate, price and complete calls properly. Allowing Mr. Gay's application will introduce to our industry an operator with a CN&N without the tools and knowledge to program the phones properly, and which will give the public communication industry a black eye.

Very Truly Yours,

David Riggle, President

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