

ORIGINAL

MEMORANDUM



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FROM: Ernest G. Johnson  
Director  
Utilities Division

*EA for EGJ* 2009 FEB -4 P 3:43

AZ CORP COMMISSION  
DOCKET CONTROL

DATE: February 4, 2009

RE: **STAFF REPORT** – IN THE MATTER OF THE APPLICATION OF UNIVERSAL PLUMBING SUPPLY CO, INC. DBA L&C PHONE SERVICES-UNIVERSAL PHONE SERVICES FOR THE SALE OF ASSETS AND/OR CANCELLATION OF THE CERTIFICATE OF CONVENIENCE AND NECESSITY FOR CUSTOMER OWNED PAY TELEPHONE PROVIDERS (DOCKET NO. T-02884A-08-0019)

On January 9, 2008, Universal Plumbing Supply Co., Inc. d/b/a L&C Phone Services-Universal Phone Services ("Applicant") filed an application to cancel its Certificate of Convenience and Necessity ("CC&N") to provide customer owned pay telephone ("COPT") service in Arizona. On January 5, 2009, the Applicant re-submitted this Application with insignificant changes that do not impact this Staff report. The Commission granted the Applicant a CC&N to provide COPT services in Decision No. 59162, dated July 20, 1995.

On January 25, 2008, Staff contacted Paul Lewinthal, President of Universal Plumbing Supply Co., Inc., and verified that he is the authorized person that made the Application. Mr. Lewinthal stated that all of Applicant's telephones were sold to R.L. Communications, Inc. ("RLCI") as of June 31, 2007. Staff also confirmed that the Applicant does not want a hearing to cancel the CC&N.

On February 6, 2008, Staff spoke with Robert Wellings part owner of RLCI and confirmed the purchase of telephones by RLCI. RLCI is authorized to provide COPT services in Arizona (see Decision No. 59691, dated June 5, 1996).

The Consumer Services Section of the Utilities Division reported that from January 1, 2005 through January 14, 2008, there were no complaints, inquiries or opinions filed against the Applicant. The Corporations Division of the Commission states that the Applicant is in good standing.

Staff recommends approval of the request to cancel the Applicant's CC&N. Upon cancellation of its CC&N, Universal Plumbing Supply Co., Inc. d/b/a L&C Phone Services-Universal Phone Services will not be authorized to provide COPT telecommunications services in Arizona and therefore, will not have to meet any of the requirements of Decision No. 59162.

EGJ:JFB:tdp

Originator: John F. Bostwick

Arizona Corporation Commission

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Service List For: Universal Plumbing Supply Co., Inc. d/b/a  
L&C Phone Services-Universal Phone Services  
Docket No.: T-02884A-08-0019

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