

OPEN MEETING ITEM



0000095269

COMMISSIONERS
KRISTIN K. MAYES - Chairman
GARY PIERCE
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP



RECEIVED

Interim Executive Director

ARIZONA CORPORATION COMMISSION 09-5269 20

ORIGINAL

AZ CORP COMMISSION
DOCKET CONTROL

DATE: APRIL 9, 2009
DOCKET NO: T-04037A-09-0084

TO ALL PARTIES:

Enclosed please find the recommendation of Administrative Law Judge Yvette B. Kinsey. The recommendation has been filed in the form of an Order on:

JAMES A. TYLER dba JATCOM
TELECOMMUNICATIONS-DATA
(CANCEL CC&N)

Pursuant to A.A.C. R14-3-110(B), you may file exceptions to the recommendation of the Administrative Law Judge by filing an original and thirteen (13) copies of the exceptions with the Commission's Docket Control at the address listed below by 4:00 p.m. on or before:

APRIL 20, 2009

The enclosed is NOT an order of the Commission, but a recommendation of the Administrative Law Judge to the Commissioners. Consideration of this matter has tentatively been scheduled for the Commission's Open Meeting to be held on:

APRIL 28, 2009 and APRIL 29, 2009

For more information, you may contact Docket Control at (602)542-3477 or the Hearing Division at (602)542-4250. For information about the Open Meeting, contact the Executive Director's Office at (602) 542-3931.

Arizona Corporation Commission
DOCKETED

APR - 9 2009

DOCKETED BY

MICHAEL P. KEARNS
INTERIM EXECUTIVE DIRECTOR

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 COMMISSIONERS

3 KRISTIN K. MAYES - Chairman
4 GARY PIERCE
5 PAUL NEWMAN
6 SANDRA D. KENNEDY
7 BOB STUMP

7 IN THE MATTER OF THE APPLICATION OF
8 JAMES A. TYLER DBA JATCOM
9 TELECOMMUNICATIONS-DATA FOR
10 APPROVAL TO CANCEL ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY TO PROVIDE
CUSTOMER OWNED PAY TELEPHONE
SERVICES IN ARIZONA.

DOCKET NO. T-04037A-09-0084

DECISION NO. _____

ORDER

11 Open Meeting
12 April 28 and 29, 2009
13 Phoenix, Arizona

13 **BY THE COMMISSION:**

14 * * * * *

15 Having considered the entire record herein and being fully advised in the premises, the
16 Commission finds, concludes, and orders that:

17 FINDINGS OF FACT

18 1. In Commission Decision No. 64834 (May 16, 2002), the Arizona Corporation
19 Commission ("Commission") granted James A. Tyler dba Jatcom Telecommunications-Data
20 ("Jatcom") a Certificate of Convenience and Necessity ("CC&N") to provide customer owned pay
21 telephone ("COPT") services in Arizona.

22 2. On February 23, 2009, Jatcom filed an application with the Commission requesting
23 cancellation of its CC&N to provide COPT services in Arizona.

24 3. According to the application, Jatcom is not conducting business or providing services
25 to customers in Arizona.

26 4. Jatcom has no outstanding compliance issued filed with the Commission.

27 5. The Commission's Consumer Services Section indicates that no complaints, opinions
28 or inquiries have been filed against Jatcom.

1 IT IS FURTHER ORDERED that the tariffs of James A. Tyler dba Jatcom
2 Telecommunications-Data, are hereby cancelled.

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

4 BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

7 CHAIRMAN _____ COMMISSIONER

9 COMMISSIONER _____ COMMISSIONER _____ COMMISSIONER

11 IN WITNESS WHEREOF, I, MICHAEL P. KEARNS, Interim
12 Executive Director of the Arizona Corporation Commission,
13 have hereunto set my hand and caused the official seal of the
14 Commission to be affixed at the Capitol, in the City of Phoenix,
15 this ____ day of _____, 2009.

16 _____
MICHAEL P. KEARNS
INTERIM EXECUTIVE DIRECTOR

17 DISSENT _____

19 DISSENT _____

YBK:db

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1 SERVICE LIST FOR: JAMES A. TAYLOR DBA JATCOM
TELECOMMUNICATIONS-DATA

2
3 DOCKET NO.: T-04037A-09-0084

4 Mr. James A. Tyler
5 JATCOM TELECOMMUNICATIONS-DATA
6 4141 Mercer Road
Bullhead City, Arizona 86429

7 Janice Alward, Chief Counsel
8 Legal Division
ARIZONA CORPORATION COMMISSION
9 1200 West Washington Street
Phoenix, Arizona 85007

10 Ernest G. Johnson, Director
11 Utilities Division
ARIZONA CORPORATION COMMISSION
12 1200 West Washington Street
Phoenix, Arizona 85007

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