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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

Arizona Corporation Commission

DOCKETED

OCT -7 2009

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

DOCKETED BY  
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IN THE MATTER OF THE APPLICATION  
OF HEATH COMMUNICATIONS, INC. FOR  
THE APPROVAL OF THE SALE OF ASSETS  
AND/OR CANCELLATION OF THE  
CERTIFICATE OF CONVENIENCE AND  
NECESSITY TO PROVIDE CUSTOMER-  
OWNED PAY TELEPHONE SERVICE IN  
THE STATE OF ARIZONA.

DOCKET NO. T-03068A-08-0160

DECISION NO. 71293

ORDER

Open Meeting  
September 22 and 23, 2009  
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. Heath Communications, Inc. ("Applicant") has a Certificate of Convenience and Necessity ("Certificate") to provide customer-owned pay telephone ("COPT") service in the State of Arizona pursuant to Decision No. 59673 (May 15, 1996).

2. On March 17, 2008, the Applicant filed with the Commission an application for cancellation of the Certificate ("Application").

3. On August 28, 2009, the Commission's Utilities Division Staff ("Staff") filed a Staff Report, recommending approval of the Application and cancellation of the Applicant's Certificate without a hearing.

4. According to Staff, on July 17, 2009, Staff contacted Jim Heath, the company's owner, and confirmed that he is authorized to submit the Application. Staff also verified that the Applicant does not wish to have a hearing in order to cancel the Certificate.



ORDER

IT IS THEREFORE ORDERED that the Application of Heath Communications, Inc., for the cancellation of the Certificate of Convenience and Necessity to provide customer-owned pay telephone service shall be, and is hereby, approved.

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

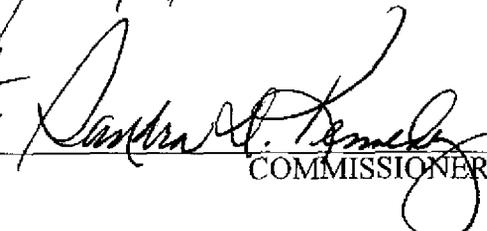
BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

  
CHAIRMAN

  
COMMISSIONER

  
COMMISSIONER

  
COMMISSIONER

  
COMMISSIONER

IN WITNESS WHEREOF, I, ERNEST G. JOHNSON, 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 7<sup>th</sup> day of October, 2009.

  
ERNEST G. JOHNSON  
EXECUTIVE DIRECTOR

DISSENT \_\_\_\_\_

DISSENT \_\_\_\_\_

1 SERVICE LIST FOR: HEATH COMMUNICATIONS, INC.

2 DOCKET NO.: T-03068A-08-0160

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4 Jim Heath  
HEATH COMMUNICATIONS, INC.  
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6 Janice Alward, Chief Counsel  
Legal Division  
7 ARIZONA CORPORATION COMMISSION  
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9 Steve Olea, Director  
Utilities Division  
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