

ORIGINAL

OPEN MEETING ITEM



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Executive Director

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



ARIZONA CORPORATION COMMISSION

DATE: NOVEMBER 30, 2009

DOCKET NO.: T-03192A-09-0423

TO ALL PARTIES:

Arizona Corporation Commission

DOCKETED

NOV 30 2009

DOCKETED BY	<i>[Signature]</i>
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Enclosed please find the recommendation of Administrative Law Judge Belinda A. Martin. The recommendation has been filed in the form of an Order on:

TELALEASING ENTERPRISES, INC.
(SALE/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:

DECEMBER 9, 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:

DECEMBER 15, 2009 and DECEMBER 16, 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.

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AZ CORP COMMISSION
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[Signature]
ERNEST G. JOHNSON
EXECUTIVE DIRECTOR

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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

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

IN THE MATTER OF THE APPLICATION
OF TELALEASING ENTERPRISES, 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-03192A-09-0423

DECISION NO. _____

ORDER

Open Meeting
December 15 and 16, 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. Telaleasing Enterprises, 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. 59888 (November 26, 1996).
2. On September 3, 2009, the Applicant filed with the Commission an application for cancellation of the Certificate ("Application").
3. On October 26, 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 the Staff Report, the Applicant stated in its Application that it no longer provides COPT service in Arizona and wishes to waive its right to a hearing.
5. Staff stated that the Consumer Services Section of the Utilities Division reported that

1 from January 1, 2006, through September 18, 2009, there were no consumer complaints, inquiries, or
2 opinions filed against the Applicant.

3 6. Staff notes that the Applicant is not in good standing with the Commission's
4 Corporations Division for failure to file an Annual Report due May 17, 2009.

5 7. Staff's recommendation is reasonable and should be adopted.

6 **CONCLUSIONS OF LAW**

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

9 2. The Commission has jurisdiction over the Applicant and the subject matter of the
10 Application.

11 3. The cancellation of the Applicant's Certificate is in the public interest.

12 4. Pursuant to A.R.S. § 40-282, the Commission may issue Decisions regarding COPT
13 Certificates without a hearing.

14 5. Staff's recommendation is reasonable and should be adopted.

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ORDER

IT IS THEREFORE ORDERED that the Application of Tel leasing Enterprises, Inc. for the cancellation of the Certificate of Convenience and Necessity to provide customer-owned pay telephone service is 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 _____ day of _____, 2009.

ERNEST G. JOHNSON
EXECUTIVE DIRECTOR

DISSENT _____

DISSENT _____

1 SERVICE LIST FOR: TELALEASING ENTERPRISES, INC.

2 DOCKET NO.: T-03192A-09-0423

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