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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

DOCKETED

DEC 8 2009

COMMISSIONERS

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

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IN THE MATTER OF THE APPLICATION OF RONALD L. THOMAS D/B/A DIAMONDBACK PAYPHONE, 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-02868A-09-0422

DECISION NO. 71431

ORDER

Open Meeting
November 19 and 20, 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

- Ronald L. Thomas d/b/a Diamondback Payphone ("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. 59153 (July 20, 1995).
- On September 3, 2009, the Applicant filed with the Commission an application for cancellation of the Certificate ("Application").
- On October 23, 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.
- According to Staff, on September 23, 2009, they contacted Ronald Thomas 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.

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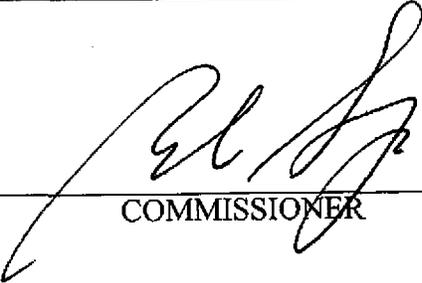
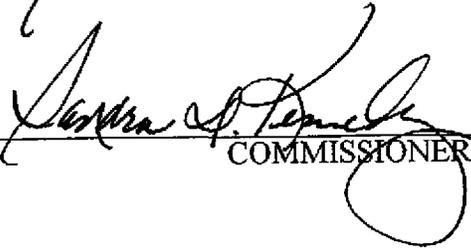
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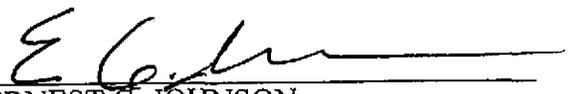
IT IS THEREFORE ORDERED that the Application of Ronald L. Thomas d/b/a Diamondback Payphone, for the cancellation of the Certificate of Convenience and Necessity to provide customer-owned pay telephone service is approved.

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 8th day of December 2009.


ERNEST G. JOHNSON
EXECUTIVE DIRECTOR

DISSENT _____

DISSENT _____

1 SERVICE LIST FOR:

RONALD L. THOMAS D/B/A DIAMONDBACK
PAYPHONE

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3 DOCKET NO.:

T-02868A-09-0422

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5 Ronald L. Thomas
6 DIAMONDBACK PAYPHONE
7 5458 West Mohawk Lane
8 Glendale, Arizona 85308

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10 Janice Alward, Chief Counsel
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13 1200 West Washington Street
14 Phoenix, Arizona 85007

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16 Steven M. Olea, Director
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