

OPEN MEETING ITEM

ORIGINAL
COMMISSIONERS
BOB STUMP, Chairman
GARY PIERCE
BRENDA BURNS
BOB BURNS
SUSAN BITTER SMITH



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ARIZONA CORPORATION COMMISSION

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ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

DATE: JANUARY 29, 2013

DOCKET NO.: T-04079A-11-0362

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:

BUDGET PHONE, INC.
(ORDER CORRECTING DECISION NO. 73627, *NUNC PRO TUNC*)

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:

FEBRUARY 7, 2013

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:

FEBRUARY 12, 2013 AND FEBRUARY 13, 2013

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

JAN 29 2013

DOCKETED BY

JODI JERICHI
EXECUTIVE DIRECTOR

1200 WEST WASHINGTON STREET, PHOENIX, ARIZONA 85007-2927 / 400 WEST CONGRESS STREET, TUCSON, ARIZONA 85701-1347
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This document is available in alternative formats by contacting Shaylin Bernal, ADA Coordinator, voice phone number 602-542-3931, E-mail SABernal@azcc.gov.

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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

BOB STUMP - Chairman
GARY PIERCE
BRENDA BURNS
BOB BURNS
SUSAN BITTER SMITH

IN THE MATTER OF THE APPLICATION
OF BUDGET PHONE, INC. FOR
DESIGNATION AS A NON-RURAL
WIRELESS ELIGIBLE
TELECOMMUNICATIONS CARRIER.

DOCKET NO. T-04079A-11-0362

DECISION NO. _____

**ORDER CORRECTING DECISION
NO. 73627, NUNC PRO TUNC**

Open Meeting
February 12 and 13, 2013
Phoenix, Arizona

BY THE COMMISSION:

* * * * *

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

FINDINGS OF FACT

1. On September 29, 2011, Budget Prepay, Inc. dba Budget Phone, Inc. ("Budget") filed an application with the Arizona Corporation Commission ("Commission") requesting designation as an Eligible Telecommunications Carrier ("ETC") pursuant to section 214(e)(2) of the Communications Act of 1934 and the rules of the Federal Communications Commission including 47 C.F.R §§ 4.201 through 54.207. In its application, Budget requested that the Commission designate it as a wireless ETC in certain wire centers served by Qwest Corporation dba CenturyLink QC for the purpose of receiving federal Universal Service Fund support for low-income customers only (i.e. Lifeline¹). Budget was not requesting high cost support.

2. On October 3, 2012, the Commission's Utilities Division ("Staff") filed its Staff Memorandum and Recommended Order in this docket.

¹ Federal Lifeline Assistance provides discounts on basic monthly service at the primary residence for qualified telephone subscribers. The federal support amount provided to the ETC is \$9.25.

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ORDER

IT IS THEREFORE ORDERED that Decision No. 73627 is hereby corrected *Nunc Pro Tunc* to include the following changes:

- (a) On page 14 of the Decision, add at paragraph 40, line 12 of the Order at the end of the sentence "or to identify the Federally recognized Tribe on the lands of which he or she resides."
- (b) On page 17, line 3, Ordering paragraph 3, delete "census block areas" and replace with "designated service area."

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, JODI JERICH, 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 _____ 2013.

JODI JERICH
EXECUTIVE DIRECTOR

DISSENT _____

DISSENT _____

YBK:db

1 SERVICE LIST FOR: BUDGET PHONE, INC.

2 DOCKET NO. T-04079A-11-0362

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