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BEFORE THE ARIZONA CORPORATION COMMISSION

JIM IRVIN
COMMISSIONER - CHAIRMAN
RENZ D. JENNINGS
COMMISSIONER
CARL J. KUNASEK
COMMISSIONER

Arizona Corporation Commission

DOCKETED

OCT 30 1998

DOCKETED BY

IN THE MATTER OF THE APPLICATION OF
KENNETH R. AND PATRICIA MAGNESS DBA
K & P COMMUNICATIONS FOR A
CERTIFICATE OF CONVENIENCE AND
NECESSITY TO PROVIDE CUSTOMER-OWNED
PAY TELEPHONE SERVICE IN THE STATE OF
ARIZONA.

DOCKET NO. T-03625A-98-0505

DECISION NO. 61221

ORDER

Open Meeting
October 27 and 28, 1998
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. On September 9, 1998, Kenneth R. and Patricia Magness dba K&P Communications ("Applicant") filed with the Commission an application for a Certificate of Convenience and Necessity ("Certificate" or "CC&N") to provide customer-owned pay telephone ("COPT") service in the State of Arizona.

2. In Decision No. 55817 (December 10, 1987) the Commission found that COPT providers were public service corporations subject to the jurisdiction of the Commission.

3. The Commission in Decision No. 57797 (April 8, 1992) adopted A.A.C. R14-2-901 through R14-2-909 to regulate COPT providers.

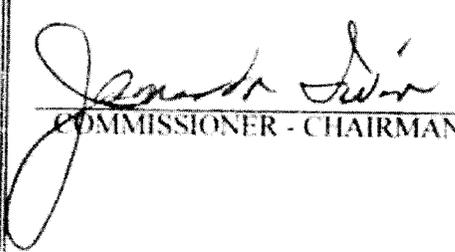
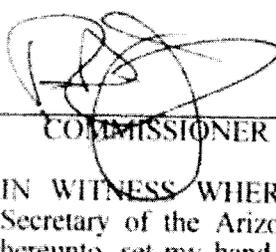
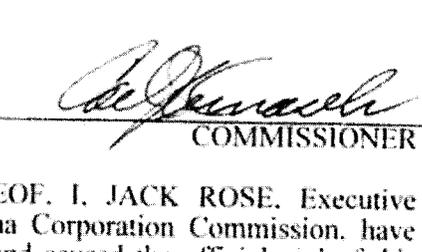
4. In Decision No. 58535 (February 14, 1994) the Commission adopted a Generic Tariff

shall be, and the same is, hereby granted.

IT IS FURTHER ORDERED that of Kenneth R. and Patricia Magness dba K&P Communications shall comply with the terms of the Generic COPT Tariff, unless otherwise ordered by the Commission, pursuant to A.A.C. R14-2-906.

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

BY ORDER OF THE ARIZONA CORPORATION COMMISSION

		
COMMISSIONER - CHAIRMAN	COMMISSIONER	COMMISSIONER

IN WITNESS WHEREOF, I, JACK ROSE, Executive Secretary of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capitol in the City of Phoenix, this 30th day of Oct, 1998.


JACK ROSE
EXECUTIVE SECRETARY

DISSENT:
JR:dap

Arizona Corporation Commission

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SERVICE LIST FOR:

KENNETH R. AND PATRICIA MAGNESS DBA
K&P COMMUNICATIONS.

DOCKET NO.:

T-03625A-98-0505

Kenneth and Patricia Magness
K&P Telecommunications
6081 N. Curry Ave
Tucson, Arizona 85741

Paul Bullis, Chief Counsel
Legal Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

Director Utilities Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

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