

# OPEN MEETING ITEM

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



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ARIZONA CORPORATION COMMISSION

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AZ CORP COMMISSION  
DOCKET CONTROL

DATE: DECEMBER 16, 2014

DOCKET NO.: T-03728A-14-0324

ORIGINAL

TO ALL PARTIES:

Enclosed please find the recommendation of Administrative Law Judge Sasha Paternoster. The recommendation has been filed in the form of an Order on:

COINTEL TELCOM PLUS  
(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 26, 2014

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:

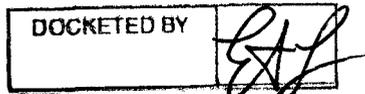
JANUARY 13, 2015 and JANUARY 14, 2015

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

DEC 16 2014



*Jodi A. Jerich*  
JODI JERICH  
EXECUTIVE DIRECTOR

1200 WEST WASHINGTON STREET; PHOENIX, ARIZONA 85007-2927 / 400 WEST CONGRESS STREET; TUCSON, ARIZONA 85701-1347  
[WWW.AZCC.GOV](http://WWW.AZCC.GOV)

This document is available in alternative formats by contacting Shaylin Bernal, ADA Coordinator, voice phone number 602-542-3931, E-mail [SBernal@azcc.gov](mailto:SBernal@azcc.gov).

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 COMMISSIONERS

3 BOB STUMP – Chairman  
4 GARY PIERCE  
5 BRENDA BURNS  
6 BOB BURNS  
7 SUSAN BITTER SMITH

8 IN THE MATTER OF THE APPLICATION OF  
9 COINTEL TELCOM PLUS FOR APPROVAL TO  
10 CANCEL ITS CERTIFICATE OF  
11 CONVENIENCE AND NECESSITY TO  
12 PROVIDE CUSTOMER OWNED PAY  
13 TELEPHONE SERVICES.

DOCKET NO. T-03728A-14-0324

DECISION NO. \_\_\_\_\_

**ORDER**

14 Open Meeting  
15 January 13 and 14, 2015  
16 Phoenix, Arizona

17 **BY THE COMMISSION:**

18 Having considered the entire record herein and being fully advised in the premises, the  
19 Arizona Corporation Commission (“Commission”) finds, concludes, and orders that:

20 \* \* \* \* \*

21 **FINDINGS OF FACT**

22 1. In Commission Decision No. 62350 (March 6, 2000), the Commission granted Cointel  
23 Telcom Plus (“Cointel” or “Applicant”) a Certificate of Convenience and Necessity (“CC&N”) to provide  
24 customer owned pay telephone (“COPT”) services in Arizona.

25 2. On September 8, 2014, Cointel filed an application with the Commission requesting  
26 approval to cancel its CC&N to provide COPT services in Arizona.

27 3. On November 24, 2014, the Commission’s Utilities Division (“Staff”) filed a  
28 Memorandum in response to Cointel’s application to cancel its CC&N. The application indicated  
Cointel no longer provides, or never did provide, COPT services in the State of Arizona. Staff states  
that Mr. Joe M. Cueto is authorized to file the application on behalf of the Applicant. According to  
Staff, Mr. Cueto indicated in an email that Cointel waives its right to notice and a hearing. Further,  
Staff states that the Commission’s Consumer Services Section reported that no complaints, inquiries,

1 or opinions have been filed against Cointel. While the Commission's Corporations Division has no  
2 record for Cointel and the last Annual Utilities Report from Cointel was for the year ending  
3 December 31, 2011, Staff reports that the Applicant is in compliance with the Utilities Division's  
4 Compliance Section.

5 4. Staff recommends approval of Cointel's application to cancel its CC&N.

6 5. Staff's recommendation to approve Cointel's application for cancellation of its CC&N  
7 is reasonable and should be adopted.

8 **CONCLUSIONS OF LAW**

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

11 2. The Commission has jurisdiction over Cointel and the subject matter of the  
12 application.

13 3. The cancellation of Cointel's CC&N to provide COPT services in Arizona is in the  
14 public interest.

15 4. Cointel waives its right to notice and a hearing in this matter.

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

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**ORDER**

IT IS THEREFORE ORDERED that Cointel Telecom Plus' Certificate of Convenience and Necessity granted in Decision No. 62350 (March 6, 2000), to provide customer owned pay telephone services in Arizona is hereby cancelled.

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 A. 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 \_\_\_\_\_, 2015.

\_\_\_\_\_  
JODI A. JERICH  
EXECUTIVE DIRECTOR

DISSENT \_\_\_\_\_

DISSENT \_\_\_\_\_  
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SERVICE LIST FOR:

COINTEL TELCOM PLUS

DOCKET NO.:

T-03728A-14-0324

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