

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF COIN PHONES, INC. FOR A )  
CERTIFICATE OF PUBLIC CONVENIENCE AND ) CASE NO. 90-418  
NECESSITY )

O R D E R

On July 23, 1990, the Commission received an application for a Certificate of Public Convenience and Necessity from Coin Phones, Inc. ("Coin Phones"). Coin Phones has been engaged in the business of installing regular pay telephones and telephone systems in Indiana. Citing the Commission's prior decision wherein it had determined that COCOTs are not utilities and therefor not jurisdictional,<sup>1</sup> on December 19, 1990, the application was held in abeyance pending an investigation and review of the utility status of COCOTs.<sup>2</sup>

On October 7, 1991, the Commission issued an Order in Administrative Case No. 337 finding that all COCOT providers are utilities as defined by KRS 278.010. Additionally, COCOT

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<sup>1</sup> Administrative Case No. 293, An Inquiry Into Local Resale of Exchange Services by STS Providers and COCOT Providers.

<sup>2</sup> Administrative Case No. 337, The Investigation and Review of Customer-Owned, Coin-Operated Telephone Regulation.

providers furnishing toll service in Kentucky were ordered to file tariffs containing rates and conditions of service within 60 days from the date of that Order.

The Commission, having been otherwise sufficiently advised, HEREBY ORDERS that:

1. The application of Coin Phones shall be dismissed without prejudice.

2. Coin Phones shall file proposed tariffs containing all conditions of service and pursuant to the times specified in Administrative Case No. 337.

Done at Frankfort, Kentucky, this 8th day of November, 1991.

PUBLIC SERVICE COMMISSION

  
Chairman

  
Vice Chairman

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Commissioner

ATTEST:

  
Executive Director