

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF DELAWARE**

IN THE MATTER OF THE APPLICATION OF)
TRI-COUNTY AMUSEMENT CO., INC. FOR)
AUTHORITY TO ABANDON INTEREXCHANGE)
INTRASTATE PAY PHONE SERVICES) PSC DOCKET NO. 12-219
WITHIN THE STATE OF DELAWARE)
(FILED MAY 9, 2012))

ORDER NO. 8152

AND NOW, to-wit, this 5th day of June 2012;

WHEREAS, on May 9th, 2012, Tri-County Amusement Co., Inc. ("Tri-County") filed an application seeking authority to abandon service within the State of Delaware ("Application"); and

WHEREAS, pursuant to the Delaware Code, 26 *Del. C.* §§203A and 703(3), and the Regulations Governing Payphone Service Providers in Delaware, 26 *Del. Admin. C.* §4002, the Commission granted Tri-county a Certificate of Public Convenience and Necessity ("CPCN") to provide interexchange intrastate pay phone services on March 13, 1998; and

WHEREAS, 26 *Del. C.* §203A(c)(1) provides that no public utility shall abandon or discontinue, in whole or in part, any regulated public utility business, operations, or services provided under a CPCN or otherwise, which are subject to jurisdiction of the Commission without first having received Commission approval for such abandonment or discontinuance; and

WHEREAS, Tri-County filed with the Commission a verified application seeking the entry of an Order of the Commission canceling and terminating its CPCN; and

WHEREAS, Tri-County has asserted that it does not provide any pay phone services in Delaware; and

WHEREAS, the Commission has determined that it should routinely approve applications to terminate CPCNs which were granted to provide interexchange intrastate pay phone services so long as the applicant files a verified application and that, in a competitive market, such abandonment or discontinuance is presumptively reasonable, necessary, and not unduly disruptive to the present or future public convenience;

NOW, THEREFORE, IT IS HEREBY ORDERED BY THE AFFIRMATIVE VOTE OF NOT FEWER THAN THREE COMMISSIONERS:

1. That, upon express conditions that the representations in the verified application of Tri-County Amusement Co., Inc. are true and correct, said application filed by Tri-County Amusement Co., Inc. to abandon the provision of interexchange intrastate pay phone services as a public utility is hereby granted and approved effective with the date of this Order.

2. That the Commission reserves the jurisdiction and authority to enter such further Orders in this matter as may be deemed necessary or proper.

BY ORDER OF THE COMMISSION:

Chair

/s/ Joann T. Conaway
Commissioner

/s/ Jaymes B. Lester
Commissioner

/s/ Dallas Winslow
Commissioner

/s/ Jeffrey J. Clark
Commissioner

ATTEST:

/s/ Alisa Carrow Bentley
Secretary