

# ORIGINAL OPEN MEETING ITEM



0000066032

**COMMISSIONERS**  
JEFF HATCH-MILLER - Chairman  
WILLIAM A. MUNDELL  
MIKE GLEASON  
KRISTIN K. MAYES  
GARY PIERCE



## ARIZONA CORPORATION COMMISSION

DATE: JANUARY 24, 2007

Arizona Corporation Commission  
**DOCKETED**

DOCKET NO: T-02887A-06-0525

JAN 24 2007

TO ALL PARTIES:

DOCKETED BY	<i>MLL</i>
-------------	------------

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

E-Z8 MOTELS, INC.  
(CANCELLATION OF 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 ten (10) copies of the exceptions with the Commission's Docket Control at the address listed below by **4:00 p.m.** on or before:

FEBRUARY 2, 2007

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 Working Session and Open Meeting to be held on:

FEBRUARY 13, 2007 AND FEBRUARY 14, 2007

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 Secretary's Office at (602) 542-3931.

RECEIVED

2007 JAN 24 1 P 4: 03

AZ CORP COMMISSION  
DOCUMENT CONTROL

BRIAN C. McNEIL  
EXECUTIVE DIRECTOR

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**BEFORE THE ARIZONA CORPORATION COMMISSION**

COMMISSIONERS

JEFF HATCH-MILLER, Chairman  
WILLIAM A. MUNDELL  
MIKE GLEASON  
KRISTIN K. MAYES  
GARY PIERCE

IN THE MATTER OF THE APPLICATION OF E-  
Z8 MOTELS, INC. FOR THE CANCELLATION  
OF THE CERTIFICATE OF CONVENIENCE AND  
NECESSITY TO PROVIDE CUSTOMER-OWNED  
PAY TELEPHONE SERVICE IN THE STATE OF  
ARIZONA.

DOCKET NO. T-02887A-06-0525

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

ORDER

Open Meeting  
February 13, and 14, 2007  
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. E-Z8 Motels, Inc. dba Premier Inns ("Applicant") has a Certificate of Convenience and Necessity ("Certificate") to provide customer-owned pay telephone ("COPT") service in the State of Arizona pursuant to Decision No. 59200 (August 8, 1995).

2. On August 16, 2006, Applicant filed with the Commission an application for cancellation of its Certificate. Applicant indicated that it no longer provides COPT service in the State of Arizona.

3. On December 15, 2006, the Commission's Utilities Division Staff ("Staff") filed a Staff Report, recommending approval of the application to cancel Applicant's Certificate without a hearing.

CONCLUSIONS OF LAW

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

2. The Commission has jurisdiction over Applicant and the subject matter of the

1 application.

2 3. The cancellation of Applicant's Certificate is in the public interest.

3 4. Pursuant to A.R.S. § 40-282, the Commission may issue Decisions regarding COPT  
4 Certificates without a hearing.

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

6 **ORDER**

7 IT IS THEREFORE ORDERED that the application of E-Z8 Motels, Inc. dba Premier Inns  
8 for the cancellation of the Certificate of Convenience and Necessity to provide customer-owned pay  
9 telephone service shall be, and is hereby, approved.

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

11 BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

12

13

14

CHAIRMAN

COMMISSIONER

15

16

17

COMMISSIONER

COMMISSIONER

COMMISSIONER

18

19

20

IN WITNESS WHEREOF, I, BRIAN C. McNEIL, 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 \_\_\_\_\_, 2007.

21

22

\_\_\_\_\_  
BRIAN C. McNEIL  
EXECUTIVE DIRECTOR

23

24

DISSENT \_\_\_\_\_

25

26

DISSENT \_\_\_\_\_

27

28

1 SERVICE LIST FOR: E-Z8 MOTELS, INC. dba PREMIER INNS

2 DOCKET NO.: T-02887A-06-0525

3

4 Donella Swopes  
E-Z8 MOTELS, INC.  
2484 Hotel Circle Place  
5 San Diego, CA 92108

6 Christopher Kempley, Chief Counsel  
Legal Division  
7 ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
8 Phoenix, Arizona 85007

9 Ernest G. Johnson, Director  
Utilities Division  
10 ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
11 Phoenix, Arizona 85007

12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28