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MEMORANDUM

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TO: Docket Control Center

2007 NOV 20 P 1:44

FROM: Ernest G. Johnson
Director
Utilities Division

EA for EGT

AZ CORP COMMISSION
DOCKET CONTROL

DATE: November 20, 2007

RE: **STAFF REPORT** - IN THE MATTER OF THE APPLICATION OF EARLAND E. CASS FOR THE SALE OF ASSETS AND/OR CANCELLATION OF CERTIFICATE OF CONVENIENCE AND NECESSITY (DOCKET NO. T-03961A-07-0534)

On September 20, 2007, Earland E. Cass ("Applicant") filed an application to cancel his Certificate of Convenience and Necessity ("CC&N") to provide customer owned pay telephone ("COPT") service in Arizona. Staff contacted Mr. Cass and verified that he is the authorized person that made the Application. Mr. Cass stated that he does not provide COPT service in Arizona and his COPT equipment was given to another company. Mr. Cass stated that he does not want a hearing to cancel his CC&N.

The Compliance Section of the Utilities Division indicates that the Applicant did not file a customer information placard and fair value rate base ("FVRB") as ordered in Decision No. 63675. The Consumer Services Section of the Utilities Division reported that from January 1, 2004 through October 11, 2007 there were no consumer complaints, inquiries or opinions filed against the Applicant. The Corporation Division of the Commission has no listing of Earland E. Cass.

Staff recommends approval of the request to cancel the Applicant's CC&N. Upon cancellation of its CC&N, Earland E. Cass will not be authorized to provide COPT telecommunications services in Arizona and therefore, will not have to meet any of the requirements of Decision No. 63675.

EGJ:JFB:red

Originator: John F. Bostwick

Attachment: Original and Thirteen Copies

Arizona Corporation Commission
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NOV 20 2007

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DOCKET NO.: T-03961A-07-0534

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