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MEMORANDUM

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703 DEC -7 P 3:42

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

FROM: Ernest G. Johnson *EGJ*
Director
Utilities Division

THRU: Kim Battista *KB*
Chief of Compliance
Utilities Division

DATE: December 7, 2007

RE: REQUEST FOR ADMINISTRATIVE CLOSURE – WESTERN STATES
PETROLEUM, INC. (DOCKET NO. T-03607A-98-0441)

On August 5, 1998, Western States Petroleum, Inc. (“Company”) filed with the Commission an application for a Certificate of Convenience and Necessity to provide Customer-Owned Pay Telephone (“COPT”) Service in the State of Arizona.

On September 16, 1998, the Commission granted the Company’s application conditioned upon filing a customer information posting for compliance with the requirements of the Generic COPT tariff within sixty days of the effective date of the Decision.

The Decision further stated that if the Company fails to timely file an approved customer information posting, the application shall be denied without further Order of the Commission.

The Company failed to file the required documents and therefore the application was denied. Staff recommends that this matter be administratively closed.

Should you have any questions concerning the above, please contact me at your earliest convenience.

EGJ:kdb

Arizona Corporation Commission

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BEFORE THE ARIZONA CORPORATION COMMISSION

SEP 16 1998

JIM IRVIN
COMMISSIONER - CHAIRMAN
RENZ D. JENNINGS
COMMISSIONER
CARL J. KUNASEK
COMMISSIONER

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IN THE MATTER OF THE APPLICATION OF)
WESTERN STATES PETROLEUM, INC. FOR A)
CERTIFICATE OF CONVENIENCE AND)
NECESSITY TO PROVIDE CUSTOMER-OWNED)
PAY TELEPHONE SERVICE IN THE STATE OF)
ARIZONA.)

DOCKET NO. T-03607A-98-0441

DECISION NO. 61123

ORDER

Open Meeting
September 15 and 16, 1998
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. On August 5, 1998, Western States Petroleum, Inc. ("Applicant") filed with the Commission an application for a Certificate of Convenience and Necessity ("Certificate") to provide Customer-Owned Pay Telephone ("COPT") Service in the State of Arizona.
2. In Decision No. 55817 (December 10, 1987) the Commission found that COPT providers were public service corporations subject to the jurisdiction of the Commission.
3. The Commission in Decision No. 57797 (April 8, 1992) adopted A.A.C. R14-2-901 through R14-2-909 to regulate COPT providers.
4. In Decision No. 58535 (February 14, 1994) the Commission adopted a Generic Tariff which establishes rates and minimum service standards applicable to COPT service.
5. Pursuant to A.R.S. §40-282, the Commission may issue Decisions regarding COPT Certificates without a hearing.
6. Applicant has requested that a Certificate be granted pursuant to A.A.C. R14-2-905, and has indicated that it will provide COPT service pursuant to the rates, terms and conditions specified in the Generic COPT Tariff.

1 are disconnected.

2 IT IS FURTHER ORDERED that Western States Petroleum, Inc. shall comply with Staff's
3 recommendation in Findings of Fact No. 12.

4 IT IS FURTHER ORDERED that Western States Petroleum, Inc. shall comply with the terms
5 of the Generic COPT Tariff, unless otherwise ordered by the Commission, pursuant to A.A.C. R14-2-
6 906.

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

8 BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

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10 
11 COMMISSIONER - CHAIRMAN

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11 _____
12 COMMISSIONER

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12 _____
13 COMMISSIONER

12 IN WITNESS WHEREOF, I, JACK ROSE, Executive Secretary of the Arizona
13 Corporation Commission, have hereunto set my hand and caused the official seal
14 of the Commission to be affixed at the Capitol, in the City of Phoenix, this
15 16 day of Sept, 1998.

15 
16 for JACK ROSE
17 EXECUTIVE SECRETARY

18 DISSENT _____
19 BMB:bbs

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SERVICE LIST FOR: WESTERN STATES PETROLEUM, INC.

DOCKET NO.: T-03607A-98-0441

David Kec
Western States Petroleum, Inc.
450 S. 15th Avenue
Phoenix, Arizona 85282

Paul Bullis, Chief Counsel
Legal Division ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007

Director Utilities Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, Arizona 85007