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Arizona Corporation Commission

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TO: Docket Control Center

FROM: Steven M. Olea
Director
Utilities Division

AZ CORP COMMISSION
DOCKET CONTROL
EA for SMD

DATE: February 05, 2010

RE: **ADMINISTRATIVE CLOSURE - IN THE MATTER OF THE APPLICATION OF NORMAN ARKIN DBA SUN VALLEY COMMUNICATIONS FOR APPROVAL OF A TRANSFER OF OWNERSHIP FROM NORMAN ARKIN TO BRADLEY LEE GRAY TO PROVIDE PUBLIC PAY TELEPHONE SERVICE (DOCKET NO. T-02928A-08-0069)**

On February 5, 2008, Bradley Lee Gray ("Applicant") filed an Application to transfer the ownership of Norman Arkin d/b/a Sun Valley Communications to Bradley Lee Gray to provide customer owned pay telephone ("COPT") service in Arizona.¹ In his Application, the Applicant requested approval for a Certificate of Convenience and Necessity ("CC&N") and indicated that he will provide service in accordance with the rates, charges, terms and conditions contained within the COPT Generic Tariff.

On July 31, 2008, Staff requested a copy of the Applicant's customer information placard. On September 9, 2008, Staff reviewed the Applicant's customer information placard. The information on the placard was complete and met the terms of the Generic Tariff.

The Consumer Services Section of the Utilities Division informed Staff that the Applicant is a sole proprietorship and is not incorporated. Mr. Gray has met the requirements of Arizona House Bill 2745.

On December 10, 2008, Staff informed Mr. Gray that he is not able to use "Norman Arkin d/b/a Sun Valley Communications" as the name of his company and he needed to amend his Application. Staff sent a new Application form and a set of instructions to Mr. Gray on January 6, 2009.

On October 6, 2009, Staff contacted Mr. Gray to determine the status of his amended Application. Mr. Gray told Staff that he will send a letter to Staff requesting withdrawal of his Application.

On December 15, 2009, Staff received a non-docketed e-mail from Mr. Gray requesting

¹ Staff contacted Norman Arkin on January 30, 2008, and confirmed that Mr. Arkin does not provide COPT services in Arizona. At that time, Mr. Arkin stated that he gave his telephone assets to Bradley Gray (See Docket No T-02928A-08-0032).

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withdrawal of his CC&N Application to provide COPT services. Also, Mr. Gray stated in the e-mail that the telephone assets have been removed and junked. On the same day, the Consumer Services Section of the Utilities Division stated that no consumer complaints, inquiries or opinions have been file against the Applicant in the last three years. The Compliance Section of the Utilities Division reported that there are no compliance items or delinquencies for this company as of December 15, 2009.

Staff has no objections to Mr. Gray's request to withdraw his Application for a CC&N to provide COPT services in Arizona. Therefore, Staff recommends that this docket be administratively closed. This administrative closure should not be construed as either approval or denial of Mr. Gray's Application by the Commission.

SMO:JFB:kdh

Originator: John F. Bostwick

SERVICE LIST FOR: NORMAN ARKIN D/B/A SUN VALLEY COMMUNICATIONS.
DOCKET NO.: T-02928A-08-0069

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