

ORIGINAL

OPEN MEETING ITEM



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EXECUTIVE DIRECTOR

COMMISSIONERS
KRISTIN K. MAYES – Chairman
GARY PIERCE
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP



ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

DOCKETED

MAR 11 2010

DATE: MARCH 11, 2010
DOCKET NO.: T-02928A-00-0032
MN

TO ALL PARTIES:

DOCKETED BY *MN*

Enclosed please find the recommendation of Administrative Law Judge Belinda A. Martin. The recommendation has been filed in the form of an Order on:

**NORMAN ARKIN dba SUN VALLEY COMMUNICATIONS
(CANCEL 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 thirteen (13) copies of the exceptions with the Commission's Docket Control at the address listed below by **4:00** p.m. on or before:

MARCH 22, 2010

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 Open Meeting to be held on:

MARCH 31, 2010 and APRIL 1, 2010

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

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AZ CORP COMMISSION
DOCKET CONTROL

[Signature]
**ERNEST G. JOHNSON
EXECUTIVE DIRECTOR**

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This document is available in alternative formats by contacting Shaylin Bernal, ADA Coordinator, voice phone number 602-542-3931, E-mail SBernal@azcc.gov

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 COMMISSIONERS

3 KRISTIN K. MAYES, Chairman
4 GARY PIERCE
5 PAUL NEWMAN
6 SANDRA D. KENNEDY
7 BOB STUMP

8 IN THE MATTER OF THE APPLICATION OF
9 NORMAN ARKIN D/B/A SUN VALLEY
10 COMMUNICATIONS FOR THE APPROVAL OF
11 THE SALE OF ASSETS AND/OR
12 CANCELLATION OF THE CERTIFICATE OF
13 CONVENIENCE AND NECESSITY TO PROVIDE
14 CUSTOMER-OWNED PAY TELEPHONE
15 SERVICE IN THE STATE OF ARIZONA.

DOCKET NO. T-02928A-08-0032

DECISION NO. _____

ORDER

16 Open Meeting
17 March 31 and April 1, 2010
18 Phoenix, Arizona

19 **BY THE COMMISSION:**

20 Having considered the entire record herein and being fully advised in the premises, the
21 Arizona Corporation Commission ("Commission") finds, concludes, and orders that:

22 **FINDINGS OF FACT**

23 1. Norman Arkin d/b/a Sun Valley Communications ("Applicant") has a Certificate of
24 Convenience and Necessity ("Certificate") to provide customer-owned pay telephone ("COPT")
25 service in the State of Arizona pursuant to Decision No. 59298 (September 22, 1995).

26 2. On January 15, 2008, the Applicant filed with the Commission an application for
27 cancellation of the Certificate ("Application").

28 3. On February 8, 2010, the Commission's Utilities Division Staff ("Staff") filed a Staff
Report, recommending approval of the Application and cancellation of the Applicant's Certificate
without a hearing.

4. According to Staff, on January 30, 2008, they contacted Norman Arkin and confirmed
that he is authorized to submit the Application. Staff also verified that the Applicant does not wish to
have a hearing in order to cancel the Certificate.

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ORDER

IT IS THEREFORE ORDERED that the Application of Norman Arkin d/b/a Sun Valley Communications for the cancellation of the Certificate of Convenience and Necessity to provide customer-owned pay telephone service is approved and its Certificate of Convenience and Necessity is hereby cancelled.

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

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

CHAIRMAN _____ COMMISSIONER _____

COMMISSIONER _____ COMMISSIONER _____ COMMISSIONER _____

IN WITNESS WHEREOF, I, ERNEST G. JOHNSON, 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 _____, 2010.

ERNEST G. JOHNSON
EXECUTIVE DIRECTOR

DISSENT _____

DISSENT _____

1 SERVICE LIST FOR: NORMAN ARKIN D/B/A SUN VALLEY
COMMUNICATIONS

2
3 DOCKET NO.: T-02928A-08-0032

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