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MEMORANDUM

TO: Docket Control

FROM: Steven M. Olea
Director
Utilities Division

DATE: June 15, 2010

RE: **ADMINISTRATIVE CLOSURE - IN THE MATTER OF THE APPLICATION OF MAKWOOD, LLC DBA FAMOUS SAM'S FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE CUSTOMER OWNED PAY TELEPHONE SERVICE (DOCKET NO. T-20713A-09-0544)**

On December 1, 2009, John Makosiej of Makwood, LLC d/b/a Famous Sam's ("Applicant") filed an Application for a Certificate of Convenience and Necessity ("CC&N") to provide customer owned pay telephone ("COPT") services in Arizona. Mr. Makosiej indicated that he will provide services in accordance with the rates, charges, terms and conditions listed in the COPT Generic Tariff.

On December 10, 2009, Staff contacted Mr. Makosiej and confirmed that he acquired COPT telephone assets as a result of acquiring the restaurant business from Shawn Sloan¹. On December 11, 2009, Staff requested a copy of Mr. Makosiej's customer information placard.

On January 7, 2010, Mr. Makosiej informed Staff by e-mail that he will remove the COPT pay telephone from his restaurant business and withdraw his Application. Staff has no objections to Mr. Makosiej'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. Makosiej's Application (for a CC&N to provide COPT service) by the Commission.

SMO: JFB:kdh

Originator: John F. Bostwick

Arizona Corporation Commission
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DOCKET CONTROL

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¹ On November 23, 2009, Shawn Sloan of Rim Associates Inc. d/b/a Famous Sam's filed an application for the sale of assets and the cancellation of his CC&N to provide COPT services (See Docket No. T-03866A-09-0540).

SERVICE LIST FOR: MAKWOOD, LLC D/B/A FAMOUS SAM'S
DOCKET NO.: T-20713A-09-0544

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