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1 STATE OF ARIZONA)
2 County of Maricopa)

AFFIDAVIT OF SERVICE

2002 MAY -2 P 2:41

AZ CORP COMMISSION
DOCUMENT CONTROL

3
4 I, Lisa Busse, for the Securities Division of the Arizona Corporation Commission, hereby certify
5 that on the 2nd day of May, 2002 at 1:30 PM, I served a copy of the Recommended Opinion and
6 Order regarding the Application for Rehearing, Docket No. S-03439A-00-0000, upon Snell and
7 Wilmer, Attorney's at Law at One Arizona Center, Phoenix, AZ 85044, by hand delivery. The
8 Opinion and Order was given to Julie Cederberg (phon.), an employee working in the reception
9 area of Snell and Wilmer. Cederberg is a female over the age of 16 years. She accepted the Order
10 and made note that it was being delivered to Donald Zavala from the Arizona Corporation
11 Commission, Securities Division.

12
13
14 Lisa Busse
AFFIANT

5/02/02
DATE

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16
17 SUBSCRIBED AND SWORN TO BEFORE me this 2nd day of May, 2002.

18
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20 Terence G. Nelson
NOTARY PUBLIC

21 My Commission Expires:

9-10-2004



Notary Public State of Arizona
Maricopa County
Terence G Nelson
Expires September 10 2004

Arizona Corporation Commission
DOCKETED

MAY 08 2002

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24
25 Attachment: Recommended Opinion and Order, Docket # S-03439A-00-0000

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26

COPY

OPEN MEETING ITEM



WILLIAM A. MUNDELL
CHAIRMAN
JIM IRVIN
COMMISSIONER
MARC SPITZER
COMMISSIONER

BRIAN C. McNEIL
EXECUTIVE SECRETARY

ARIZONA CORPORATION COMMISSION

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2002 APR 29 P 1:31

AZ CORP COMMISSION
DOCUMENT CONTROL

DATE: April 29, 2002
DOCKET NO: S-03439A-00-0000

TO ALL PARTIES:

Enclosed please find the recommendation of Administrative Law Judge Marc E. Stern. The recommendation has been filed in the form of an Opinion and Order on:

TOWER EQUITIES, INC
(APPLICATION FOR REHEARING)

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 ten (10) copies of the exceptions with the Commission's Docket Control at the address listed below by 4:00 p.m. on or before:

MAY 8, 2002

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 Working Session and Open Meeting to be held on:

MAY 23, 2002

For more information, you may contact Docket Control at (602)542-3477 or the Hearing Division at (602)542-4250.

Arizona Corporation Commission

DOCKETED

APR 29 2002

DOCKETED BY 

BRIAN C. McNEIL
EXECUTIVE SECRETARY

1 Application as timely filed. The Division also filed an affidavit of service that indicated that personal
2 service of Decision No. 64559 had been made upon local counsel on April 17, 2002.

3 5. For purposes of this proceeding, Respondents' Application should be treated as timely
4 filed.

5 6. Upon review of the Decision, the Division's Response to the Application is well made
6 and should be adopted.

7 CONCLUSIONS OF LAW

8 1. The Commission has jurisdiction over this matter pursuant to Article XV of the
9 Arizona Constitution, A.R.S. §§ 44-1901 et seq. and A.A.C. R14-3-112.

10 2. The Respondents have not demonstrated adequate grounds to justify further review of
11 the Decision pursuant to A.A.C. R14-3-112.

12 3. The Application of Tower and Mr. Lehman should be denied.

13 ORDER

14 IT IS THEREFORE ORDERED that the Application for Rehearing and Review of Tower
15 Equities, Inc. and Mr. Philip Lehman is hereby denied.

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

17 BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

18
19
20 CHAIRMAN

COMMISSIONER

COMMISSIONER

21 IN WITNESS WHEREOF, I, BRIAN C. McNEIL, Executive
22 Secretary of the Arizona Corporation Commission, have
23 hereunto set my hand and caused the official seal of the
24 Commission to be affixed at the Capitol, in the City of Phoenix,
25 this ____ day of _____, 2002.

26 BRIAN C. McNEIL
EXECUTIVE SECRETARY

27 DISSSENT _____

28 MES:mlj

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SERVICE LIST FOR: TOWER EQUITIES, INC.

DOCKET NO. S-03439A-00-0000

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