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MEMORANDUM

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TO: Docket Control

2011 JAN 25 P 3:42

FROM: Steven M. Olea
Director
Utilities Division

EA for SMD

AZ CORP COMMISSION
DOCKET CONTROL

DATE: January 25, 2011

RE: IN THE MATTER OF THE APPLICATION OF JAMES JAY FRITTON FOR APPROVAL TO CANCEL THEIR CERTIFICATE OF CONVENIENCE AND NECESSITY (DOCKET NO. T-03328A-10-0462)

On November 12, 2010, James Jay Fritton ("James Jay Fritton" or "Applicant") filed an Application with the Arizona Corporation Commission ("Commission") to cancel its Certificate of Convenience and Necessity ("CC&N") to provide customer owned pay telephone ("COPT") service. The Commission granted James Jay Fritton a CC&N to provide COPT service in Decision No. 60213, dated May 19, 1997.

Arizona Superior Court documents filed with the Application indicate that L. Michelle Rulney and Amy C. Fritton are the personal representatives authorized to conduct business for the Estate of James J. Fritton. Staff contacted Ms. Rulney and verified that James Jay Fritton no longer provides COPT service in the state of Arizona. The Applicant ceased providing COPT service on February 27, 2010. The Applicant is requesting authority to sell its COPT assets pursuant to A.R.S. Section 40-285 and to cancel its CC&N. Ms. Rulney has also waived her right to a hearing in order to cancel the CC&N.

On January 5, 2011, the Compliance Section of the Utilities Division indicated that James Jay Fritton has no compliance delinquencies.

The Consumer Services Section of the Utilities Division reports that there have been no complaints, inquiries, or opinions filed against the Applicant through November 18, 2010. Consumer Services also states that the Corporations Division reports that there is no listing for James Jay Fritton.

Staff recommends that the Application to cancel the CC&N be approved. Upon cancellation of its CC&N, the Applicant will not be authorized to provide COPT telecommunications services in the state of Arizona and therefore, will not be subject to any of the requirements of Decision No. 60213.

SMO:PJG:tdp

Originator: Pamela J. Genung

Arizona Corporation Commission

DOCKETED

JAN 25 2011

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SERVICE LIST FOR: JAMES JAY FRITTON
DOCKET NO. T-03328A-10-0462

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