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MEMORANDUM AZ CORP COMMISSION  
DOCKET CONTROL

2012 MAY 22 PM 4:24

TO: Docket Control

FROM: Steven M. Olea  
Director  
Utilities Division

EA for SMD

DATE: May 22, 2012

RE: **STAFF REPORT** – IN THE MATTER OF THE APPLICATION OF BASHAS' INC. DBA WESTERN AMERICAN COMMUNICATIONS FOR APPROVAL TO CANCEL THEIR CERTIFICATE OF CONVENIENCE AND NECESSITY (DOCKET NO. T-02961A-12-0024)

On January 23, 2012, Bashas' Inc. d/b/a Western American Communications ("Company") filed an application requesting authority to sell its customer owned pay telephone ("COPT") assets. The Commission granted the Company a Certificate of Convenience and Necessity ("CC&N") to provide COPT services in Decision No. 59275 dated September 20, 1995.

On January 30, 2012, Staff contacted Tim Wiese, Management Contact of Record of the Company, to verify that he is the authorized person that made the Application. Mr. Wiese also requested authority to cancel the Company's CC&N and stated that he does not want hearing to cancel the Company's CC&N. The Company does not provide COPT services in Arizona because the COPT assets were sold to Robert M. Wellings of American General Payphone.

Staff contacted Robert M. Wellings owner of Robert M. Wellings d/b/a American General Payphone, and confirmed that he acquired the Company's COPT assets on January 2, 2012. According to Decision No. 59692, Robert M. Wellings d/b/a American General Payphone has been authorized to provide COPT services in Arizona since June 5, 1996.

The Compliance Section of the Utilities Division indicates that the Company does not have any delinquencies in the Compliance Database. As a result, the Company is in compliance.

The Consumer Services Section of the Utilities Division stated that from January 1, 2009 through February 6, 2012, no complaints, inquiries or opinions filed against the Company. Consumer Services Section further stated that the Company is in good standing with the Corporations Division of the Commission.

Arizona Corporation Commission

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Staff recommends approval of the request to cancel the Company's CC&N. Staff further recommends that the cancellation not become effective until a decision is issued by the Commission authorizing such cancellation. Upon cancellation of its CC&N, Bashas' Inc. d/b/a Western American Communications will not be authorized to provide COPT telecommunications services in Arizona and therefore, will not have to meet any of the requirements of Decision No. 59275.

SMO:JFB:tdp

Originator: John F. Bostwick

SERVICE LIST FOR: BASHAS' INC. D/B/A WESTERN AMERICAN COMMUNICATIONS  
DOCKET NO.: T-02961A-12-0024

Mr. Tim Wiese  
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