

COMMISSIONERS
SUSAN BITTER SMITH - Chairman
BOB STUMP
BOB BURNS
DOUG LITTLE
TOM FORESE

OPEN MEETING ITEM



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ARIZONA CORPORATION COMMISSION

RECEIVED
AZ CORP COMMISSION
DOCKET CONTROL

2015 JUL 28 AM 8 49

DATE: JULY 28, 2015
DOCKET NO.: T-04209A-15-0186

ORIGINAL

TO ALL PARTIES:

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

SUNSET DEVELOPMENT, LLC
(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:

AUGUST 6, 2015

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:

AUGUST 18, 2015 AND AUGUST 19, 2015

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.

Arizona Corporation Commission

DOCKETED

JUL 28 2015

DOCKETED BY 



JODI JERICH
EXECUTIVE DIRECTOR

1200 WEST WASHINGTON STREET, PHOENIX, ARIZONA 85007-2927 / 400 WEST CONGRESS STREET, TUCSON, ARIZONA 85701-1347

www.cc.state.az.us

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

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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

SUSAN BITTER SMITH - Chairman
BOB STUMP
BOB BURNS
DOUG LITTLE
TOM FORESE

IN THE MATTER OF THE APPLICATION OF
SUNSET DEVELOPMENT, LLC FOR THE SALE
OF ASSETS AND/OR CANCELLATION OF
CERTIFICATE OF CONVENIENCE AND
NECESSITY FOR CUSTOMER OWNED PAY
TELEPHONE PROVIDERS.

DOCKET NO. T-04209A-15-0186

DECISION NO. _____

ORDER

Open Meeting
August 18 and 19, 2015
Phoenix, Arizona

BY THE COMMISSION:

* * * * *

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

FINDINGS OF FACT

1. In Commission Decision No. 68067 (August 17, 2005), the Commission granted Sunset Development, LLC ("Sunset Development") a Certificate of Convenience and Necessity ("CC&N") to provide customer owned pay telephone ("COPT") services in Arizona.

2. On June 5, 2015, Sunset Development filed an application with the Commission requesting approval to cancel its CC&N to provide COPT services in Arizona. In the application, Sunset Development waived its right to notice and a hearing to cancel its CC&N. The application further notes that Sunset Development stopped providing COPT services in the state of Arizona as of August 23, 2011 and that Mr. John Webster is authorized to file the application on behalf of Sunset Development.

3. On July 22, 2015, the Commission's Utilities Division ("Staff") filed a Memorandum in response to Sunset's application to cancel its CC&N.

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ORDER

IT IS THEREFORE ORDERED that Sunset Development, LLC's Certificate of Convenience and Necessity granted in Decision No. 68067 (August 17, 2005), to provide customer owned pay telephone services in Arizona is hereby canceled.

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, JODI JERICH, 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 _____ 2015.

JODI JERICH
EXECUTIVE DIRECTOR

DISSENT _____

DISSENT _____
SP:tv(ru)

1 SERVICE LIST FOR: SUNSET DEVELOPMENT, LLC

2 DOCKET NO.: T-04209A-15-0186

3 John Webster
4 4729 E. Sunrise Drive, Suite 449
5 Tucson, AZ 85718

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9 1200 West Washington Street
10 Phoenix, AZ 85007

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