

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

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In the Matter of the Petition of the Division	)	<u>DOCKET NO. 01-2313-01</u>
of Public Utilities for an Order to Show Cause	)	
Why ARRIVAL COMMUNICATIONS, INC.	)	
Should Not Be Penalized for Failure to Pay	)	<u>REPORT AND ORDER</u>
Its Regulatory Fee	)	

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ISSUED: December 4, 2001

SYNOPSIS

Respondent having paid its regulatory fee before the Order to Show Cause issued in this matter, the Commission dismissed the same.

Appearances:

Kent Walgren, Assistant Attorney General, for Division of Public Utilities, Utah Department of Commerce

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By the Commission:

PROCEDURAL HISTORY

Pursuant to notice duly served, the above-captioned matter came on regularly for hearing the sixteenth day of October, 2001, before A. Robert Thurman, Administrative Law Judge, at the Commission Offices, Heber Wells Building, Salt Lake City, Utah. Complainant moved to dismiss the matter based on Respondent above-named having paid its regulatory fee before the Order to Show Cause in this matter issued. Accordingly, the Administrative Law Judge enters the following recommended

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

- This matter be, and it is, dismissed.
- Any person aggrieved by this Order may petition the Commission for review within 20 days of the date of this Order. Failure so to do will forfeit the right to appeal to the Utah Supreme Court.

Dated at Salt Lake City, Utah, this 4th day of December, 2001.

/s/ A. Robert Thurman  
Administrative Law Judge

Approved and Confirmed this 4<sup>th</sup> day of December, 2001, as the Report and Order of the Public Service Commission of Utah.

/s/ Stephen F. Mecham, Chairman

/s/ Constance B. White, Commissioner

/s/ Richard M. Campbell, Commissioner

Attest:

/s/ Julie Orchard  
Commission Secretary  
G#27339