

PUBLIC UTILITY COMMISSION OF OREGON
STAFF REPORT
PUBLIC MEETING DATE: April 15, 2014

REGULAR _____ CONSENT X EFFECTIVE DATE _____ N/A _____

DATE: April 7, 2014

TO: Public Utility Commission

FROM: Kathy Shepherd ^{KS}

THROUGH: Jason Eisdorfer, Bryan Conway, and Kay Marinos ^{JE BK KM}

SUBJECT: OREGON PUBLIC UTILITY COMMISSION STAFF: Request to cancel certificates of authority to provide telecommunications service in Oregon of carriers who violated the terms and conditions of their certificates.

STAFF RECOMMENDATION:

Staff recommends the certificates of authority to provide telecommunications services for the competitive providers listed below be canceled.

DISCUSSION:

ORS 759.020 authorizes the Commission to grant certificates of authority to competitive providers who intend to provide telecommunications service in Oregon. The Commission grants certificates with conditions. Among them is OAR 860-033-0006, which requires providers to file monthly Residential Service Protection Fund (RSPF) Surcharge Remittance Forms and collect and remit monthly RSPF surcharges to the Commission, and ORS 759.425 which requires providers to comply with Oregon Universal Service Fund (OUSF) requirements. Pursuant to OAR 860-032-0008(2) and OAR 860-032-0015(1)(b), failure to comply with applicable statutes and rules can result in cancellation of a company's authority to provide telecommunications service in Oregon.

The following competitive providers have not:

1. Complied with RSPF reporting requirements; and/or
2. Complied with OUSF reporting requirements.

ORS 756.515(4) provides that the Commission may, after investigation, but without hearing, make such findings and orders as deemed justified by the results of its investigation. As a result of not complying with Commission rules and terms of their certificates, the following competitive providers should have their certificates of authority to provide telecommunications service in Oregon canceled.

<u>DOCKET NO.</u>	<u>COMPANY NAME</u>	<u>REASON FOR CANCELLATION</u>
CP 517	Ernest Communications, Inc.	1
CP 574	Pac-West Telecomm, Inc.	1, 2
CP 1493	RHF COM, LLC	1

Pursuant to OAR 860-001-0720, the companies have sixty days to file for reconsideration of this cancellation.

PROPOSED COMMISSION MOTION:

The certificates of authority for the telecommunications competitive providers listed above be canceled.