ENTERED 06/19/09

## **BEFORE THE PUBLIC UTILITY COMMISSION**

## **OF OREGON**

CP 675 and CP 719

In the Matter

MCLEODUSA TELECOMMUNICATIONS SERVICES INC.

ORDER

Certificate of Authority to Provide Telecommunications Service in Oregon and Classification as a Competitive Carrier

## DISPOSITION: CANCELLATION ORDER RESCINDED

McLeodUSA Telecommunications Services Inc. (McLeodUSA) holds two certificates of authority to provide telecommunications service in Oregon as a competitive provider. *See* Order Nos. 99-601 and 99-776.

McLeodUSA failed to file an annual report for 2008 as required by OAR 860-032-0060(2)(a). On April 9, 2009, the Commission notified McLeodUSA that the report had not been received. McLeodUSA failed to respond to the original request for the annual report and to the second notification.

At its June 16, 2009, Public Meeting, the Commission concluded that McLeodUSA had failed to comply with Commission rules and, pursuant to OAR 860-032-0008(2), cancelled the certificates of authority held by McLeodUSA.

On June 18, 2009, McLeodUSA filed a request to rescind the Commission's decision to cancel its certificates of authority. McLeodUSA states that it has now filed its annual report and is in full compliance with all applicable requirements. The Staff of the Commission confirms that McLeodUSA has filed the delinquent annual report and agrees that the cancellation order should be rescinded.

The annual report filed by McLeodUSA was late. However, McLeod is now in full compliance with Commission rules and terms of its certificate of authority. Under the circumstances, the cancellation of McLeodUSA's certificate should be rescinded.

## ORDER

IT IS ORDERED that the decision made at the June 16, 2009, Public Meeting to cancel the certificates of authority granted to McLeodUSA Telecommunications Services Inc. is rescinded.

JUN 1 9 2009 Made, entered and effective un Ray Baum ee Bever Commissioner Chairman John Savage , Commissioner