

ORDER NO. 18 140

ENTERED APR 30 2018

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

CP 1430

In the Matter of the Cancellation of the
Certificate of Authority Held by
INETWORKS GROUP, INC.

ORDER

DISPOSITION: CERTIFICATE OF AUTHORITY CANCELED

On October 31, 2008, iNetworks Group, Inc. (iNetworks) was granted a certificate of authority to provide telecommunications service in Oregon as a competitive provider. *See* Order No. 08-526.

iNetworks has failed to comply with Oregon Universal Service Fund (OUSF) requirements for 3rd Quarter 2017, 4th Quarter 2017, and 1st Quarter 2018, per ORS 759.425 and OAR 860-100-0001 through 860-100-0200.

iNetworks has also failed to comply with Residential Service Protection Fund (RSPF) requirements for August 2017 through March 2018, per ORS chapter 290, section 7, Oregon Laws 1987, and OAR 860-033-0006.

Lastly, iNetworks has also failed to file a 2017 annual report as required by OAR 860-032-0060, and failed to pay 2017 annual revenue fees as required by ORS 756.310 and OAR 860-032-0095.

Commission staff has learned that iNetworks has gone out of business and declared bankruptcy. After advising iNetworks on how to voluntarily cancel its certificate of authority, staff made numerous attempts to notify iNetworks of the delinquencies and potential cancellation. iNetworks failed to respond, and cannot be reached through any of its official contact information.

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 the investigation. In view of the foregoing, the Commission determined at its April 24, 2018, Public Meeting that iNetworks has failed to comply with Commission rules and terms of the certificate. The certificate of authority to provide telecommunications service should be canceled, per OAR 860-032-0008(2). iNetworks is reminded that because it had a certificate of authority for one or more days during 2018, it is required to file an annual fee statement and pay a minimum of \$100 for that year.

The Commission also concludes that it will not process a future application filed by iNetworks for certification as a competitive provider unless iNetworks fully complies

with Commission rules. Any future application or request for reconsideration must include, as applicable:

1. An explanation of why the company was unable to comply with Commission rules;
2. Proof of payment of all outstanding revenue fees, including late payment fees, owed for each calendar year of operation pursuant to ORS 756.310(4)(a) and OAR 860-032-0095, in accordance with Commission requirements;
3. Proof of compliance with OUSF requirements pursuant to ORS 759.425 and OAR 860-100-0001 through 860-100-0200;
4. Proof of filing of any outstanding annual reports pursuant to OAR 860-032-0060; and
5. Proof of compliance with RSPF requirements pursuant to ORS chapter 290, section 7, Oregon Laws 1987, and OAR 860-033-0006.

If iNetworks fails to include these items with its application, the Commission will deem the application incomplete.

IT IS ORDERED that the certificate of authority held by iNetworks Group, Inc. is canceled.

Made, entered, and effective APR 30 2018.

BY THE COMMISSION:




Michael Dougherty
Chief Operating Officer

A party may request rehearing or reconsideration of this order under ORS 756.561. A request for rehearing or reconsideration must be filed with the Commission within 60 days of the date of service of this order. The request must comply with the requirements in OAR 860-001-0720. A copy of the request must also be served on each party to the proceedings as provided in OAR 860-001-0180(2). A party may appeal this order by filing a petition for review with the Court of Appeals in compliance with ORS 183.480 through 183.484.


ITEM NO. CA1



PUBLIC UTILITY COMMISSION OF OREGON
STAFF REPORT
PUBLIC MEETING DATE: April 24, 2018

REGULAR _____ CONSENT X EFFECTIVE DATE _____ N/A

DATE: April 13, 2018

TO: Public Utility Commission

FROM: Kathy Shepherd 

THROUGH: Jason Eisdorfer, Bryan Conway, and Kay Marinos  

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

STAFF RECOMMENDATION:

Staff recommends the certificate of authority to provide telecommunications services for the competitive provider 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 are OAR 860-032-0060 which requires providers to submit annual reports to the Commission and OAR 860-032-0095 which requires providers to pay an annual revenue fee and submit an annual fee statement. In addition, ORS 759.425 and OAR 860-033-0006 require providers to comply with Oregon Universal Service Fund (OUSF) and Residential Service Protection Fund (RSPF) requirements, respectively. 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 provider notified the Commission via email in August 2017 that it had gone out of business. Staff advised the provider on how to request cancellation of its certificate of authority. However, the provider did not file the required request. The Commission subsequently received notice that the provider filed for bankruptcy. Since that time, the provider has not:

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1. Filed a 2017 annual report;
2. Filed an original, signed 2017 annual fee statement or paid the annual fee;
3. Complied with OUSF requirements for 3rd Quarter 2017, 4th Quarter 2017, and 1st Quarter 2018; and
4. Complied with RSPF requirements from August 2017 through March 2018.

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 its certificate, the following competitive provider should have its certificate of authority to provide telecommunications service in Oregon canceled.

DOCKET NO.

CP 1430

COMPANY NAME

iNetworks Group, Inc.

Pursuant to OAR 860-001-0720, the company has 60 days to file for reconsideration of this cancellation.

PROPOSED COMMISSION MOTION:

Cancel the certificate of authority to provide telecommunications service in Oregon for the competitive provider listed above.

CA1 - Competitive Provider Cancel