

May 2, 2005

TO: UX 29 CLEC SURVEY NONRESPONDENTS

RE: UX 29 CLEC Survey

On or about March 15, 2004, I issued a bench request seeking information from Competitive Local Exchange Carriers (CLECs). Responses for this bench request were originally due on April 15, 2005. The due date has now been extended to April 29, 2005. To date, the OPUC has not received a response from your company.

As I noted in the bench request, it is a condition of your Certificate of Authority to provide telecommunications services in Oregon that you respond in a timely manner to Commission inquiries. *See* OAR 860-032-0007(11).

I realize that it may take substantial effort on your part to respond fully to the bench request. However, the conduct of an investigation by the Commission to enable it to determine whether major changes in the competitive marketplace should be permitted is an issue affecting all carriers. It is an issue in which your firm may well have a major stake. I strongly urge you to comply with the request and submit your response no later than May 9, 2005.

As you are aware, the Commission may cancel or suspend a Certificate of Authority to provide telecommunications service upon a finding that the certificate holder has failed to comply with the terms and conditions of the certificate. Your failure to timely respond to the bench request could be construed as a failure to comply with the conditions of your certificate.

I look forward to your cooperation in this matter and compliance with my Ruling.

Very truly yours,

Allan J. Arlow
Administrative Law Judge