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BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON

UM 997

In the Matter of GST TELECOM OREGON,)
INC 's Request for Waiver from the Retail)
Telecommunications Service Measurement and) ORDER
Reporting Requirements of OAR 860-023-055)
and OAR 860-034-0390(2), (13), and (15).)

DISPOSITION: REQUEST DISMISSED; DOCKET CLOSED

On June 8, 2000, the Commission issued its final order in AR 375, the rulemaking to adopt changes implementing Senate Bill 622, Section 29. The rule changes are found at OAR 860-023-0055 and at OAR 860-034-0390 for small carriers. On November 15, 2000, GST Telecom Oregon, Inc. (GST), filed a request for a waiver from the retail telecommunications service measurement and reporting requirements of OAR 860-023-0055 and OAR 860-034-0390(2), (13), and (15).

After GST filed its request, it transferred its assets to Time Warner Telecom. Further, by Order Nos. 01-954 and 01-957, the Commission canceled GST's certificates of authority to provide telecommunications services in Oregon.

On December 20, 2001, Commission Staff filed a motion for an order dismissing GST's request for waiver and closing this docket. Staff argues that based on the transfer of assets and the Commission's cancellation of its certificates of authority, GST's request is moot.

We agree with Staff. GST's request should be dismissed.

ORDER

IT IS ORDERED that GST's request for waiver from the retail telecommunications service measurement and reporting requirements of OAR 860-023-0055 and OAR 860-034-0390(2), (13), and (15) is dismissed and this docket is closed.

Made, entered, and effective _____.

Roy Hemmingway
Chairman

Lee Beyer
Commissioner

Joan H. Smith
Commissioner

A party may request rehearing or reconsideration of this order pursuant to 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 860-014-0095. A copy of any such request must also be served on each party to the proceeding as provided by OAR 860-013-0070(2). A party may appeal this order to a court pursuant to applicable law.