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**BEFORE THE PUBLIC UTILITY COMMISSION**

**OF OREGON**

CP 990

In the Matter of	)	
	)	
TDI COMMUNICATIONS INC.	)	
	)	ORDER
Application for a Certificate of Authority	)	
to Provide Telecommunications Service in	)	
Oregon and Classification as a Competitive	)	
Provider.	)	

**DISPOSITION: CANCELLATION ORDER RESCINDED**

On November 19, 2001, the Commission granted a certificate of authority to TDI COMMUNICATIONS INC. (TDI) to provide telecommunications service in Oregon as a competitive provider. *See* Order No. 01-972.

Oregon telecommunications providers are required to provide requested information to the Commission. After investigation, the Commission found that TDI failed to comply with Oregon Universal Service Fund requirements per ORS 759.425. At the March 21, 2002, public meeting, the Commission determined that TDI's certificate of authority should be canceled. TDI's certificate of authority was canceled in Order No. 02-208. On April 3, 2002, TDI filed a request to suspend Order No. 02-208, claiming that it had complied with the Commission's rules and regulations. A review of the Commission's records indicated that TDI filed the requested information and Order No. 02-256 was entered on April 8, 2002, reinstating TDI's certificate of authority.

Again, after investigation, the Commission found that TDI failed to comply with Oregon Universal Service Fund requirements per ORS 759.425. At the April 15, 2003, public meeting, the Commission determined that TDI's certificate of authority should be canceled. TDI's certificate of authority was canceled in Order No. 03-254. On April 30, 2003, TDI filed a request to suspend Order No. 03-254, claiming that it had complied with the Commission's rules and regulations. A review of the Commission's records indicates that TDI filed the requested information on February 6, 2004.

The information sent by TDI to the Commission was late. However, the information has been received and it indicates TDI is providing telecommunications service in Oregon. Under the circumstances, the cancellation of TDI's certificate should be rescinded.

The Commission notes that this is the second time that TDI has sought reinstatement following the cancellation of its authority. Under these circumstances, the Commission emphasizes the need for TDI to fully comply with the Commission's rules and regulations in the future. If TDI again fails to fulfill its regulatory obligations, the Commission may conclude that it is not in the public interest to process a future application for re-certification as a competitive provider.

**ORDER**

IT IS ORDERED that Order No. 03-254 canceling the certificate of authority of TDI COMMUNICATIONS INC, is rescinded.

Made, entered, and effective \_\_\_\_\_.

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**Lee Beyer**  
Chairman

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**John Savage**  
Commissioner

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**Ray Baum**  
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.