

**This is an electronic copy. Format and font may vary from the official version.
Attachments may not appear.**

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

CP 214

| | | |
|--|---|-------|
| In the Matter of |) | |
| |) | |
| TRANSCOMMUNICATIONS 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DISPOSITION: CANCELLATION ORDER RESCINDED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 October 9, 1996, the Commission granted a certificate of authority to Transcommunications Inc. (Transcommunications) to provide telecommunications service in Oregon as a competitive provider. *See* Order No. 96-269.

Oregon telecommunications providers are required to provide requested information to the Commission. After investigation, the Commission found that Transcommunications failed to comply with Oregon Universal Service Fund requirements per ORS 759.425. At the October 15, 2002, public meeting, the Commission determined that Transcommunications's certificate of authority should be canceled. Transcommunications's certificate of authority was canceled in Order No. 02-740. On December 5, 2002, Transcommunications filed a request to suspend Order No. 02-740, claiming that it had complied with the Commission's rules and regulations. A review of the Commission's records indicated that Transcommunications filed the requested information and Order No. 02-878 was entered on December 16, 2002, reinstating Transcommunications's certificate of authority.

Again, after investigation, the Commission found that Transcommunications failed to comply with Oregon Universal Service Fund requirements per ORS 759.425. At the January 20, 2004, public meeting, the Commission determined that Transcommunications's certificate of authority should be canceled. Transcommunications's certificate of authority was canceled in Order No. 04-062. On March 12, 2004, Transcommunications filed a request to suspend Order No. 04-062, claiming that it had complied with the Commission's rules and regulations. A review of the Commission's records indicates that Transcommunications filed the requested information on April 6, 2004.

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 Under the circumstances, the cancellation of Transcommunications's certificate should be rescinded.

The Commission notes that this is the second time that Transcommunications has sought reinstatement following the cancellation of its authority. Under these circumstances, the Commission emphasizes the need for Transcommunications to fully comply with the Commission's rules and regulations in the future. If Transcommunications 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. 04-062 canceling the certificate of authority of Transcommunications Inc. is rescinded.

Made, entered, and effective _____.

Lee Beyer
Chairman

John Savage
Commissioner

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.