

**BEFORE THE PUBLIC UTILITY COMMISSION**

**OF OREGON**

CP 931

|  |   |       |
|--|---|-------|
| In the Matter of                           | ) |       |
|  | ) |       |
| VERIZON AVENUE CORP. f/k/a ONE             | ) |       |
| POINT COMMUNICATIONS-                      | ) | ORDER |
| COLORADO LLC                               | ) |       |
|  | ) |       |
| Application for a Certificate of Authority | ) |       |
| to Provide Telecommunications Service in   | ) |       |
| Oregon and Classification as a Competitive | ) |       |
| Provider.                                  | ) |       |

**DISPOSITION: CANCELLATION ORDER RESCINDED**

On June 26, 2001, the Commission granted a certificate of authority to OnePoint Communications-Colorado LLC (OnePoint) to provide telecommunications service in Oregon as a competitive provider. *See* Order No. 01-529. On September 4, 2003, OnePoint filed a letter stating that it had changed its name to Verizon Avenue Corp. (Verizon). Oregon telecommunications providers are required to provide requested information to the Commission. After investigation, the Commission found that Verizon failed to file an annual report and pay revenue fees for the year 2003 as required by OAR 860-032-0060(2)(a) and ORS 756.310, respectively. On April 15, and May 17, 2004, the Commission notified Verizon that the report had not been received. On April 19, May 14, and June 15, 2004, the Commission notified Verizon that the required fees were not received. At the July 20, 2004, public meeting, the Commission determined that Verizon's certificate of authority should be canceled. Verizon's certificate of authority was canceled in Order No. 04-452. On August 30, 2004, Verizon filed a request to suspend Order No. 04-452, claiming that it had complied with the Commission's rules and regulations. A review of the Commission's records indicates that Verizon filed the requested information and paid the required fees.

Again, after investigation, the Commission found that Verizon failed to pay revenue fees for 2004 as required by ORS 756.310. On April 28, 2005, the Commission notified Verizon that the required fees were not received. On June 16, 2005, a fee assessment order in docket FA 527, Order No. 05-795, was entered. Verizon did not respond to Order No. 05-795. At the August 2, 2005, public meeting, the Commission determined that Verizon's certificate of authority should be canceled. Verizon's certificate of authority was canceled in Order No. 05-941. On September 19, 2005, Verizon filed a request to suspend Order No. 05-941, claiming that it had complied

with the Commission's rules and regulations. A review of the Commission's records indicates that Verizon filed the requested information.

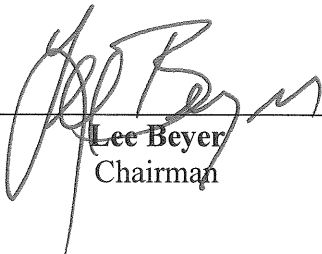
The information sent by Verizon to the Commission was late. However, the information has been received and it indicates Verizon is providing telecommunications service in Oregon. Under the circumstances, the cancellation of Verizon's certificate should be rescinded.


The Commission notes that this is the second time that Verizon has sought reinstatement following the cancellation of its authority. Under these circumstances, the Commission emphasizes the need for Verizon to fully comply with the Commission's rules and regulations in the future. If Verizon 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. 05-941 canceling the certificate of authority of Verizon Avenue Corp., is rescinded.

Made, entered, and effective OCT 10 2005.

  
\_\_\_\_\_  
**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.