

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

CP 1098

In the Matter of)
)
CALL PLAN USA INC.,)
)
Application for a Certificate of Authority to)
Provide Telecommunications Service in Oregon)
and Classification as a Competitive Provider.)

ORDER

DISPOSITION: CANCELLATION ORDER RESCINDED

On October 11, 2002, the Commission granted a certificate of authority to Call Plan USA Inc. (Call Plan USA) to provide telecommunications service in Oregon as a competitive provider. See Order No. 02-698. Oregon telecommunications providers are required to submit an annual fee statement, and pay annual revenue fees to the Commission. No revenue fees were paid for 2004 as required in ORS 756.310. On April 28, 2005, the Commission notified the certificate holder that the required fees were not received. On July 11, 2005, the company paid the revenue fee but did not submit an annual fee statement. After investigation, the Commission found that Call Plan USA failed to submit the annual fee statement as required in ORS 756.310. At the August 2, 2005, public meeting, the Commission determined that Call Plan USA's certificate of authority should be canceled. Call Plan USA's certificate of authority was canceled in Order No. 05-902.

On October 19, 2005, Call Plan USA filed a request to suspend Order No. 05-902, claiming that it had complied with the Commission's rules and regulations. A review of the Commission's records indicates that Call Plan USA filed the requested fee statement.

The fees and statement sent by Call Plan USA to the Commission were late. However, the fees and statement have been received and indicate Call Plan USA is providing telecommunications service in Oregon. Under the circumstances, the cancellation of Call Plan USA's certificate should be rescinded.


ORDER

IT IS ORDERED that Order No. 05-902 canceling the certificate of authority of Call Plan USA Inc., is rescinded.

Made, entered, and effective NOV 07 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.