

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

CP 748

In the Matter of)	
)	
FREEDOMSTARR 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DISPOSITION: CANCELLATION ORDER RESCINDED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 February 10, 2002, the Commission granted a certificate of authority to Freedomstarr Communications Inc. (Freedomstarr) to provide telecommunications service in Oregon as a competitive provider. *See* Order No. 00-075.

Oregon telecommunications providers are required to provide requested information to the Commission. After investigation, the Commission found that Freedomstarr failed to comply with Oregon Universal Service Fund requirements per ORS 759.425. At the November 13, 2003, public meeting, the Commission determined that Freedomstarr's certificate of authority should be canceled. Freedomstarr's certificate of authority was canceled in Order No. 03-713. On January 6, 2004, Freedomstarr filed a request to suspend Order No. 03-713, claiming that it had complied with the Commission's rules and regulations. A review of the Commission's records indicated that Freedomstarr filed the requested information and Order No. 04-040 was entered on January 23, 2004, reinstating Freedomstarr's certificate of authority.

Again, after investigation, the Commission found that Freedomstarr failed to comply with Oregon Universal Service Fund requirements per ORS 759.425. At the January 25, 2005, public meeting, the Commission determined that Freedomstarr's certificate of authority should be canceled. Freedomstarr's certificate of authority was canceled in Order No. 05-078. On February 15, 2005, Freedomstarr filed a request to suspend Order No. 05-078, claiming that it had complied with the Commission's rules and regulations. A review of the Commission's records indicates that Freedomstarr filed the requested information.


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 Under the circumstances, the cancellation of Freedomstarr's certificate should be rescinded.

The Commission notes that this is the second time that Freedomstarr has sought reinstatement following the cancellation of its authority. Under these circumstances, the Commission emphasizes the need for Freedomstarr to fully comply with the Commission's rules and regulations in the future. If Freedomstarr 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. 05-078 canceling the certificate of authority of Freedomstarr Communications Inc., is rescinded.

Made, entered, and effective MAR 28 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.