

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

CP 428

In the Matter of	)	
	)	
MARATHON 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**DISPOSITION: CANCELLATION ORDER RESCINDED**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 May 9, 1998, the Commission granted a certificate of authority to Marathon Communications Inc. (Marathon) to provide telecommunications service in Oregon as a competitive provider. *See* Order No. 98-186. Oregon telecommunications providers are required to provide requested information to the Commission. After investigation, the Commission found that Marathon failed to comply with Oregon Universal Service Fund requirements per ORS 759.425. At the January 25, 2005, public meeting, the Commission determined that Marathon's certificate of authority should be canceled. Marathon's certificate of authority was canceled in Order No. 05-075.

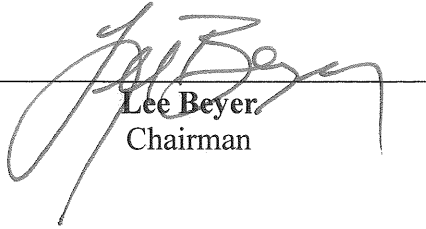
On February 28, 2005, Marathon filed a request to suspend Order No. 05-075, claiming that it had complied with the Commission's rules and regulations. A review of the Commission's records indicates that Marathon filed the requested information.

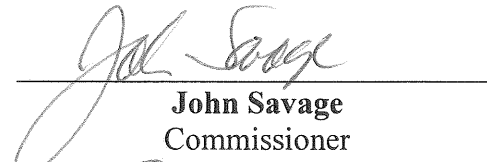
The information sent by Marathon to the Commission was late. However, the information has been received and it indicates Marathon is providing telecommunications service in Oregon. Under the circumstances, the cancellation of Marathon's certificate should be rescinded.

**ORDER**

IT IS ORDERED that Order No. 05-075 canceling the certificate of authority of Marathon Communications Inc., is rescinded.

Made, entered, and effective MAR 28 2005.

  
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**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.