

BEFORE THE PUBLIC UTILITY COMMISSION

OF OREGON

FA 1038

In the Matter of IP DATA STREAM LLC)	
(ID# 8249)Assessment of Annual Fees.)	ORDER
)	

DISPOSITION: CHARGES ASSESSED

The Public Utility Commission (Commission) has designated its files on the subject of this matter as the record in this case. Based on information contained in those files, the Commission makes the following:

FINDINGS OF FACT

IP DATA STREAM LLC is a telecommunications provider required to submit an annual gross revenue fee statement and fee payment to the Commission. *See* ORS 756.310, ORS 756.320, and OAR 860-032-0095.

IP DATA STREAM LLC failed to submit the statement and payment by the due date of April 1, 2009. *See* OAR 860-032-0095.

The Commission sent a Proposed Order to IP DATA STREAM LLC on April 30,2009. IP DATA STREAM LLC did not respond.

Pursuant to OAR 860-032-0097, the Commission has proposed an assessment of charges in the amount of \$206.00. This amount includes the outstanding annual fee; a late statement fee pursuant to OAR 860-011-0110(3); and late payment penalty pursuant to OAR 860-011-0110(2). The late payment penalty is calculated as of the date of this order and will continue to accrue monthly until the Commission receives full payment. For a current payment amount, please contact Marlene Gorsuch at (503) 373-7905 or marlene.gorsuch@state.or.us.

Conclusions

IP DATA STREAM LLC failed to provide an annual gross revenue statement and fee payment required by law. The proposed amounts set forth above should be assessed, with the exception that the late payment penalty will continue to accrue at 2 percent per month on the balance of the annual fee due until the Commission receives full payment.

ORDER

IT IS ORDERED that the above amounts are assessed against IP DATA STREAM LLC and are immediately due and payable to the Public Utility Commission, PO Box 2153, Salem, Oregon 97308-2153.

Made, entered and effective JUN 11 2009



Lee Sparling
Lee Sparling
Director
Utility Program

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 by filing a petition for review with the Court of Appeals in compliance with ORS 183.480-183.484.