

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

CP 1284

In the Matter of)	
)	
LSSI DATA CORPORATION)	
)	ORDER
Application for a Certificate of Authority)	
to Provide Telecommunications Service in)	
Oregon and Classification as a Competitive)	
Provider.)	

DISPOSITION: CANCELLATION ORDER RESCINDED

On June 9, 2005, the Commission granted a certificate of authority to LSSI Data Corporation (LSSi) to provide telecommunications service in Oregon as a competitive provider. *See* Order No. 05-736.

Oregon telecommunications providers are required to provide requested information to the Commission. After investigation, the Commission found that LSSi failed to comply with Oregon Universal Service Fund requirement per ORS 759.425. At the April 8, 2008, public meeting, the Commission determined that LSSi's certificate of authority should be canceled. LSSi's certificate of authority was canceled in Order No. 08-223. On May 22, 2008, LSSi filed a request to suspend Order No. 08-223, claiming that it had complied with the Commission's rules and regulations. A review of the Commission's records indicates that LSSi filed the requested information and Order No. 08-330 was entered on June 17, 2008, reinstating LSSi's certificate of authority.

Again, after investigation, the Commission found that LSSi failed to file the minimum \$100 revenue fee and associated late payment penalties for 2008 as required by ORS 756.310. At the June 16, 2009, public meeting, the Commission determined that LSSi's certificate of authority should be canceled. LSSi's certificate of authority was canceled in Order No. 09-241. On August 19, 2009, LSSi filed a request to suspend Order No. 09-241, claiming that it had complied with the Commission's rules and regulations. A review of the Commission's records indicates that LSSi filed the requested information.

The information sent by LSSi to the Commission was late. However, the information has been received and it indicates LSSI is providing telecommunications


service in Oregon. Under the circumstances, the cancellation of LSSi's certificate should be rescinded.

The Commission notes that this is the second time that LSSi has sought reinstatement following the cancellation of its authority. Under these circumstances, the Commission emphasizes the need for LSSi to fully comply with the Commission's rules and regulations in the future. If LSSi 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.

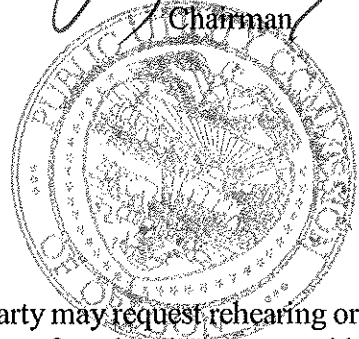
ORDER

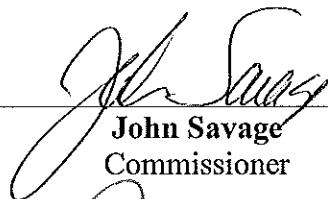
IT IS ORDERED that Order No. 09-241 canceling the certificate of authority of LSSi Data Corporation, is rescinded.

Made, entered, and effective NOV 09 2009.




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