

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

CP 1216

In the Matter of )  
)  
LIGHTYEAR NETWORK SOLUTIONS )  
LLC ) ORDER  
)  
Application for a Certificate of Authority )  
to Provide Telecommunications Service in )  
Oregon and Classification as a Competitive )  
Provider. )

**DISPOSITION: CANCELATION ORDER RESCINDED**

On March 23, 2004, the Commission granted a certificate of authority to Lightyear Network Solutions LLC (Lightyear) to provide telecommunications service in Oregon as a competitive provider. *See* Order No. 04-166.

Oregon telecommunications providers are required to provide requested information to the Commission. After investigation, the Commission found that Lightyear failed to file an annual report for the year 2006 as required by OAR 860-032-0060(2)(a). At the July 7, 2007, public meeting, the Commission determined that Lightyear's certificate of authority should be canceled. Lightyear's certificate of authority was canceled in Order No. 07-307. On July 25, 2007, Lightyear filed a request to suspend Order No. 07-307, claiming that it had complied with the Commission's rules and regulations. A review of the Commission's records indicates that Lightyear filed the requested information. Lightyear's certificate of authority was reinstated in Order No. 07-355.

Again, after investigation, the Commission found that Lightyear failed to comply with Oregon Universal Service Fund requirements per ORS 759.425. At the January 19, 2010, public meeting, the Commission determined that Lightyear's certificate of authority should be canceled. Lightyear's certificate of authority was canceled in Order No. 10-039. On February 18, 2010, Lightyear filed a request to suspend Order No. 10-039, claiming that it had complied with the Commission's rules and regulations. A review of the Commission's records indicates that Lightyear filed the requested information.

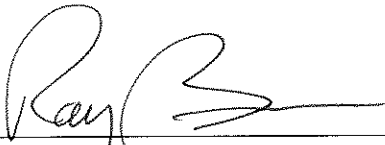
The information sent by Lightyear to the Commission was late. However, the information has been received and it indicates Lightyear is providing telecommunications service in Oregon. Under the circumstances, the cancelation of Lightyear's certificate should be rescinded.

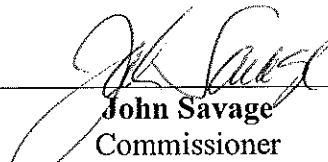
The Commission notes that this is the second time that Lightyear has sought reinstatement following the cancelation of its authority. Under these circumstances, the Commission emphasizes the need for Lightyear to fully comply with the Commission's rules and regulations in the future. If Lightyear again fails to fulfill its regulatory obligations, the Commission may conclude that it is not in the public interest to process a future application for recertification as a competitive provider.

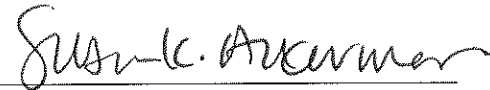
**ORDER**

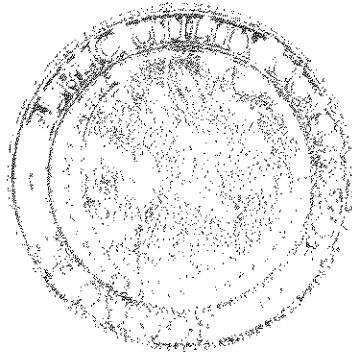
IT IS ORDERED that Order No. 10-039 canceling the certificate of authority of Lightyear Network Solutions LLC is rescinded.

Made, entered, and effective MAR 11 2010.

  
\_\_\_\_\_  
**Ray Baum**  
Chairman

  
\_\_\_\_\_  
**John Savage**  
Commissioner

  
\_\_\_\_\_  
**Susan Ackerman**  
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.