

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

CP 1425

In the Matter of SMARTRAK)
INCORPORATED Application for a)
Certificate of Authority to Provide)
Telecommunications Service in Oregon)
and Classification as a Competitive)
Telecommunications Provider)

ORDER

DISPOSITION: CANCELATION ORDER RESCINDED

On September 22, 2008, the Commission granted a certificate of authority to Smartrak Incorporated (Smartrak) to provide telecommunications service in Oregon as a competitive provider. *See* Order No. 08-475. Oregon telecommunications providers are required to provide requested information to the Commission. After investigation, the Commission found that Smartrak failed to comply with Oregon Universal Service Fund requirements per ORS 759.425. At the January 19, 2010, public meeting, the Commission determined that Smartrak’s certificate of authority should be canceled. Smartrak’s certificate of authority was canceled in Order No. 10-037.

On February 16, 2010, Smartrak filed a request to suspend Order No. 10-037, claiming that it had complied with the Commission's rules and regulations. A review of the Commission's records indicates that Smartrak filed the requested information.

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 Under the circumstances, the cancellation of Smartrak’s certificate should be rescinded.

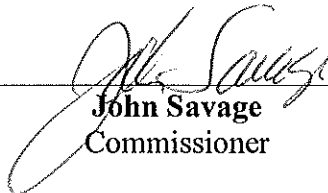
ORDER

IT IS ORDERED that Order No. 10-037 canceling the certificate of authority of Smartrak Incorporated is rescinded.

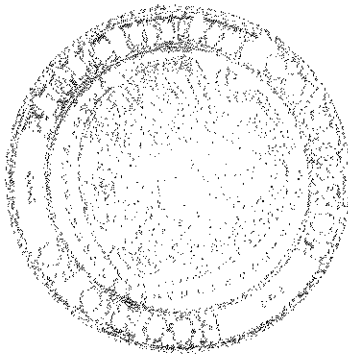
Made, entered, and effective MAR 11 2010.




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.