

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

CP 1433

In the Matter of)
)
NEW HORIZONS COMMUNICATIONS)
CORP.) ORDER
)
Application for a Certificate of Authority)
to Provide Telecommunications Service in)
Oregon and Classification as a Competitive)
Provider.)

DISPOSITION: CANCELLATION ORDER RESCINDED

On December 3, 2008, the Commission granted a certificate of authority to New Horizons Communications Corp. (New Horizons) to provide telecommunications service in Oregon as a competitive provider. *See* Order No. 08-574. New Horizons had a previous certificate of authority, docket CP 1325 granted on June 14, 2006. *See* Order No. 06-301

Oregon telecommunications providers are required to provide requested information to the Commission. After investigation, the Commission found that New Horizons failed to comply with Oregon Universal Service Fund requirements per ORS 759.425 under docket CP 1325. At the December 4, 2007, public meeting, the Commission determined that New Horizons' certificate of authority (CP 1325) should be canceled. New Horizons' certificate of authority was canceled in Order No. 07-538. On January 3, 2008, New Horizons filed a request to suspend Order No. 07-538, claiming that it had complied with the Commission's rules and regulations. A review of the Commission's records indicates that New Horizons filed the requested information. New Horizons' certificate of authority was reinstated in Order No. 08-103.

On December 12, 2008, New Horizons was granted a new certificate of authority that allowed for additional services. *See* Order No. 08-574, docket CP 1433. Authority for all services for New Horizons was moved to docket CP 1433 and docket CP 1325 was canceled.

Again, after investigation, the Commission found that New Horizons failed to comply with Oregon Universal Service Fund requirements per ORS 759.425. At the January 19, 2010, public meeting, the Commission determined that New Horizons' certificate of authority should be canceled. New Horizons' certificate of authority was canceled in Order No. 10-038. On February 19, 2010, New Horizons filed a request to suspend

Order No. 10-038, claiming that it had complied with the Commission's rules and regulations. A review of the Commission's records indicates that New Horizons filed the requested information.

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

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

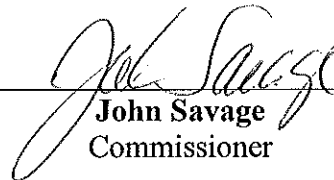
ORDER

IT IS ORDERED that Order No. 10-038 canceling the certificate of authority of New Horizons Communications Corp. is rescinded.

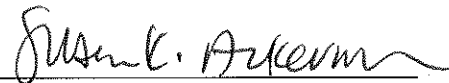
Made, entered, and effective MAR 29 2010.



Ray Baum
Chairman



John Savage
Commissioner



Susan K. 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.