

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

CP 787

In the Matter of)
)
AMERICAN PHONE SERVICES CORP.)
)
Application for a Certificate of Authority)
to Provide Telecommunications Service in)
Oregon and Classification as a Competitive)
Provider.)

ORDER

DISPOSITION: CANCELLATION ORDER RESCINDED

On May 30, 2000, the Commission granted a certificate of authority to American Phone Services Corp. (APSC) to provide telecommunications service in Oregon as a competitive provider. *See* Order No. 00-277.

Oregon telecommunications providers are required to provide requested information to the Commission. After investigation, the Commission found that APSC failed to file to comply with Oregon Universal Service Fund requirements per ORS 759.425. At the January 20, 2004, public meeting, the Commission determined that APSC's certificate of authority should be canceled. APSC's certificate of authority was canceled in Order No. 04-072. On March 4, 2004, APSC filed a request to suspend Order No. 04-072, claiming that it had complied with the Commission's rules and regulations. A review of the Commission's records indicates that APSC filed the requested information. APSC's certificate of authority was reinstated in Order No. 04-187.

Again, after investigation, the Commission found that APSC failed to comply with Oregon Universal Service Fund requirements per ORS 759.425. At the January 19, 2010, public meeting, the Commission determined that APSC's certificate of authority should be canceled. APSC's certificate of authority was canceled in Order No. 10-041. On March 1, 2010, APSC filed a request to suspend Order No. 10-041, claiming that it had complied with the Commission's rules and regulations. A review of the Commission's records indicates that APSC filed the requested information.

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 Under the circumstances, the cancelation of APSC's certificate should be rescinded.

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

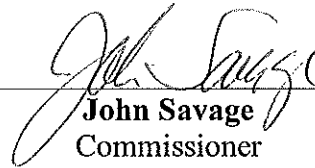
ORDER

IT IS ORDERED that Order No. 10-041 canceling the certificate of authority of American Phone Services Corp. is rescinded.

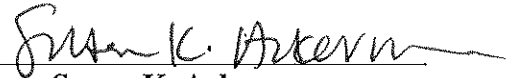
Made, entered, and effective MAR 29 2010.



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.