

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

CP 1085

In the Matter of the Cancellation of the)
Certificate of Authority Held by INMATE) ORDER
COMMUNICATIONS CORP.)

DISPOSITION: CERTIFICATE OF AUTHORITY CANCELED

On August 9, 2002, Inmate Communications Corp (ICC) was granted a certificate of authority to provide telecommunications service in Oregon as a competitive provider. *See* Order No. 02-553.

Inmate Communications Corp failed to pay 4th Quarter 2009 Oregon Universal Service Fund fees as required per ORS 759.425 and OAR 860-032-0620.

ORS 756.515(4) provides that the Commission may, after investigation, but without hearing, make such findings and orders as deemed justified by the results of the investigation. In view of the foregoing, the Commission determined at its June 22, 2010, Public Meeting that the certificate holder has failed to comply with Commission rules and terms of the certificate. The certificate of authority to provide telecommunications service should be canceled, per OAR 860-032-0008(2). The company is reminded that because it had a certificate of authority for one or more days during 2010, it is required to file an annual fee statement and pay a minimum of \$100 for that year.

ICC had a previous certificate of authority which was canceled. *See* Order No. 01-671, docket CP 123. ICC did not request reconsideration for this cancellation and later applied for a new application which is now being canceled. Including the cancellation of the certificate of authority for docket CP 123, the Commission notes that this is the third time it has canceled a certificate held by the certificate holder. The Commission expects all companies to comply with the requirements of certification, including submitting all reports and payments on time. Should the company request reconsideration of this order or apply for new authority, it must fully comply with all Commission rules. Any future application must include:

1. An explanation of why the company was unable to comply with the Commission rules;

2. A detailed plan of action, including specific measures the company has put in place to prevent future noncompliance and the name and contact information of the responsible party;
3. A statement of why it is in the public interest for the Commission to reconsider or grant new authority given the company has repeatedly failed to comply with Commission rules;
4. Proof of payment of all outstanding revenue fees, including late payment fees, owed for each calendar year of operation pursuant to ORS 756.310 (6)(a), in accordance with Commission requirements;
5. Proof of compliance with Oregon Universal Service Fund requirements pursuant to ORS 759.425; and OAR 860-032-0610 through 860-032-0660. All OUSF reports, contributions, late payment penalties, interest and late statement fees are due and owing for all quarters of operation, regardless of whether the telecommunications service provider held a certificate for the applicable period(s); and
6. Proof of filing of outstanding annual reports pursuant to OAR 860-032-0060.

Additionally, the company may be required to appear before the Commission.

If the certificate holder fails to include these items with its reconsideration request or application, the Commission will deem it incomplete and return it.

IT IS ORDERED that the certificate of authority held by Inmate Communications Corp is canceled.

Made, entered, and effective JUL 14 2010.



BY THE COMMISSION

Becky L. Beier
Becky Beier
Commission Secretary

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.