

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

CP 1414

In the Matter of the Cancellation of the)
Certificate of Authority Held by) ORDER
EAGLECAP.NET LLC.)

DISPOSITION: CERTIFICATE OF AUTHORITY CANCELLED

On July 8, 2008, Eaglecap.net llc was granted a certificate of authority to provide telecommunications service in Oregon as a competitive provider. See Order No. 08-368.

The company failed to file an annual report for 2009 as required by OAR 860-032-0060(2)(a). On April 14 and June 25, 2010, the Commission notified the certificate holder that the report had not been received. The certificate holder failed to respond to the original request for the annual report and to the second notification.

The company failed to pay its annual fees for 2009 as required by ORS 756.310. On May 14, 2010, the Commission notified the certificate holder that the required fees were not received.

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 July 27, 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 cancelled, 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.

The Commission expects all companies to comply with the requirements of certification, including submitting all reports and payments on time. The company should review its procedures and make corrections to ensure that these obligations are met in a timely manner. Before the Commission will process any future application for certification or reconsideration of this order, the certificate holder must fully comply with Commission rules. Any future application or request for reconsideration must include as applicable:

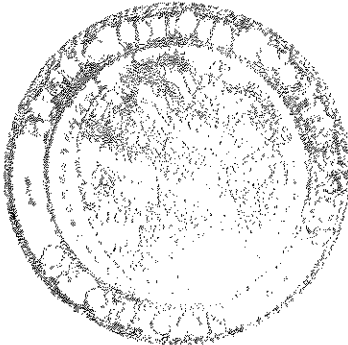
1. An explanation of why the company was unable to comply with the Commission rules;

- 2. Proof of payment of all outstanding revenue fees, including late payment fees, owed for each calendar year of operation pursuant to ORS 756.310 (4)(a), in accordance with Commission requirements;
- 3. Proof of compliance with Oregon Universal Service Fund requirements pursuant to ORS 759.425; and
- 4. Proof of filing of any outstanding annual reports pursuant to OAR 860-032-0060.

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

IT IS ORDERED that the certificate of authority held by Eaglecap.net llc is cancelled.

Made, entered, and effective AUG 11 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.