## BEFORE THE PUBLIC UTILITY COMMISSION

## **OF OREGON**

CP 1422

In the Matter of the Cancellation of the	)	
Certificate of Authority Held by UNI-TEL	)	ORDER
COMMUNICATIONS GROUP INC.	)	

## DISPOSITION: CERTIFICATE OF AUTHORITY CANCELLED

On September 8, 2008, Uni-Tel Communications Group, Inc. was granted a certificate of authority to provide telecommunications service in Oregon as a competitive provider. *See* Order No. 08-449.

The certificate holder failed to file an annual report for 2009 as required by OAR 860-032-0060(2)(a). On April 20, May 25, and July 2, 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 and third notification.

The company failed to pay its annual fees for 2009 as required by ORS 756.310. On April 6, 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 Commission notes that this is the second time that the company's certificate of authority has been cancelled. Should the company request reconsideration of this order or apply for a new authority, it must fully comply with all Commission rules. Any future application or request for reconsideration must include as applicable:

<sup>&</sup>lt;sup>1</sup> A previously cancelled docket number, CP 504, was inadvertently entered in the July 27, 2010, Public Meeting memo instead of the current docket number CP 1422.

- 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. 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;
- 4. Proof of compliance with Oregon Universal Service Fund requirements pursuant to ORS 759.425; and
- 5. 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 Uni-Tel Communications Group, Inc. is cancelled.

Made, entered, and effective \_\_\_\_\_\_AUG 23 2010

BY THE COMMISSION

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.

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