

ORDER NO. 13 235  
ENTERED JUN 24 2013

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

CP 1450

In the Matter of

PAY TEL COMMUNICATIONS, INC.

Application for a Certificate of Authority  
to Provide Telecommunications Service in  
Oregon and Classification as a Competitive  
Provider.

ORDER

**DISPOSITION: CANCELLATION ORDER RESCINDED**

On July 6, 2009, the Commission granted a certificate of authority to Pay Tel Communications, Inc. (Pay Tel) to provide telecommunications service in Oregon as a competitive provider. *See* Order No. 09-255.

Oregon telecommunications providers are required to provide requested information to the Commission. After investigation, the Commission found that Pay Tel failed to pay the \$100 late statement fee for the 4<sup>th</sup> Quarter of 2012 to comply with Oregon Universal Service Fund requirements per ORS 759.425 and OAR 860-032-0620. The responsibility to respond to Commission requests for information or comply with any Commission rule is clearly stated at the time a certificate is granted to a competitive provider. Failure to comply with this obligation may result in the company's certificate of authority being canceled. If a certificate of authority is canceled, a company has the statutory right to request reconsideration.

At the May 21, 2013, public meeting, the Commission determined that Pay Tel's certificate of authority should be canceled. Pay Tel's certificate of authority was cancelled in Order No. 13-197. On June 19, 2013, Pay Tel filed a request to suspend Order No. 13-197, claiming it had complied with the Commission rules and regulations. A review of the Commission's records indicates that Pay Tel paid the \$100 late statement fee but too late to prevent being canceled. However, given that Pay Tel has complied with the conditions of cancellation Order No. 13-197, that order should be rescinded.

The Commission reminds the company that the granting of a certificate places responsibility on the company to fully comply with Commission rules. The company must undertake a plan to prevent the certificate being canceled again. If Pay Tel again fails to fulfill its regulatory obligations and the certificate is canceled, the Commission may conclude that it is not in the public interest to process a future application for recertification as a competitive provider.

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. Any future application or request for reconsideration must include as applicable:

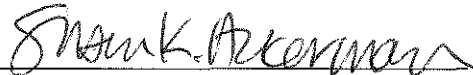
1. An explanation of why the company was unable to comply with the Commission rules;
2. Proof of payment of all outstanding revenue fees, including late payment fees, owed for each calendar year of operation pursuant to ORS 756.310(a), in accordance with Commission requirements;
3. Proof of compliance 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.

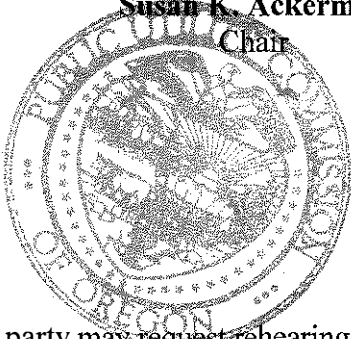
In view of the foregoing, Order No. 13-197, canceling the certificate of authority for Pay Tel Communications, Inc. should be rescinded.

**ORDER**


IT IS ORDERED that Order No. 13-197 canceling the certificate of authority of Pay Tel Communications, Inc. is rescinded.

Made, entered, and effective JUN 24 2013.

  
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**Susan K. Ackerman**  
Chair



  
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**John Savage**  
Commissioner

  
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**Stephen M. Bloom**  
Commissioner

A party may request rehearing or reconsideration of this order under 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 860-001-0720. A copy of the request must also be served on each party to the proceedings as provided in OAR 860-001-0180(2). A party may appeal this order by filing a petition for review with the Court of Appeals in compliance with ORS 183.480 through 183.484.