

ORDER NO. 16 103

ENTERED MAR 09 2016

**BEFORE THE PUBLIC UTILITY COMMISSION
OF OREGON**

CP 1530

In the Matter of the Cancellation of the
Certificate of Authority Held by VOLARIS
TELECOM, LLC.

ORDER

DISPOSITION: CERTIFICATE OF AUTHORITY CANCELED

On May 18, 2012, Volaris Telecom, LLC was granted a certificate of authority to provide telecommunications service in Oregon as a competitive provider. *See* Order No. 12-179.

Volaris Telecom, LLC has failed to comply with Residential Service Protection Fund (RSPF) requirements pursuant to ORS Chapter 290, Section 7, Oregon Laws 1987, and OAR 860-033-0006.

The Commission notified the certificate holder numerous times that the required RSPF reports and late fees for September 2015 through January 2016 had not been received, and that the certificate would be canceled. The certificate holder failed to respond.

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 March 8, 2016, 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 860-032-0015(b). The company is reminded that because it had a certificate of authority for one or more days during 2016, it is required to file an annual fee statement and pay a minimum of \$100 for that year.

The Commission also concludes that it will not process a future application filed by the certificate holder for certification as a competitive provider, unless the certificate holder fully complies with Commission rules. Any future application must include, as applicable:

1. 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) and OAR 860-032-0095, in accordance with Commission requirements;

2. Proof of compliance with Oregon Universal Service Fund (OUSF) requirements pursuant to ORS 759.425 and OAR 860-032-0610 through 860-032-0660;
3. Proof of filing of any outstanding annual reports pursuant to OAR 860-032-0060; and
4. Proof of compliance with RSPF requirements pursuant to ORS Chapter 290, Section 7, Oregon Laws 1987, and OAR 860-033-0006.

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 Volaris Telecom, LLC is canceled.

Made, entered, and effective MAR 09 2016.

BY THE COMMISSION:



Kristi Collins
Kristi Collins
Commission Secretary

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.