

ORDER NO. 20-055

ENTERED Feb 27 2020

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

CP 1625

In the Matter of the Cancellation of the  
Certificate of Authority Held by  
TELXMEDIA, INC.

ORDER

**DISPOSITION: CERTIFICATE OF AUTHORITY CANCELED**

On December 18, 2018, TelXMedia, Inc. (TelXMedia) was granted a certificate of authority to provide telecommunications service in Oregon as a competitive provider. *See* Order No. 18-471.

TelXMedia has failed to comply with Oregon Universal Service Fund requirements for 2<sup>nd</sup> and 3<sup>rd</sup> Quarter 2019 per ORS 759.425 and OAR 860-100-0100 through 860-100-0150.

Commission staff has made numerous attempts to notify TelXMedia of the delinquencies and potential cancellation. TelXMedia failed to address the delinquencies.

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 February 25, 2020, Public Meeting that TelXMedia has failed to comply with Commission rules and terms of the certificate. TelXMedia's certificate of authority to provide telecommunications service should be canceled, per OAR 860-032-0008(2). TelXMedia is reminded that because it had a certificate of authority for one or more days during 2020, 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 TelXMedia for certification as a competitive provider unless TelXMedia fully complies with Commission rules. Any future application or request for reconsideration must include (as applicable to TelXMedia's specific circumstances):

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 OUSF requirements pursuant to ORS 759.425 and OAR 860-100-0100 through 860-100-0150. 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);
3. Proof of filing of any outstanding annual reports pursuant to OAR 860-032-0060; and
4. Proof of compliance with Residential Service Protection Fund (RSPF) requirements pursuant to ORS chapter 290, section 7, Oregon Laws 1987, and OAR 860-033-0006.

If TelXMedia fails to include these items with its application, the Commission will deem the application incomplete.

IT IS ORDERED that the certificate of authority held by TelXMedia, Inc. is canceled.

Made, entered, and effective Feb 27, 2020.

BY THE COMMISSION:



A handwritten signature in black ink, appearing to read "Michael Dougherty", is written over a horizontal line.

**Michael Dougherty**  
Interim Director  
Utility Program

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.