

**PUBLIC UTILITY COMMISSION OF OREGON  
STAFF REPORT  
PUBLIC MEETING DATE: September 25, 2018**

REGULAR \_\_\_\_\_ CONSENT X EFFECTIVE DATE \_\_\_\_\_ N/A \_\_\_\_\_

DATE: September 14, 2018

TO: Public Utility Commission

FROM: Kathy Shepherd *(KS)*

THROUGH: Jason Eisdorfer, Bryan Conway, and Kay Marinos *(F)* *(BAC)* *(KM)*

SUBJECT: OREGON PUBLIC UTILITY COMMISSION STAFF: Request to cancel certificate of authority to provide telecommunications service in Oregon of carrier who violated the terms and conditions of their certificate.

**STAFF RECOMMENDATION:**

Staff recommends the certificate of authority to provide telecommunications services for the competitive provider listed below be canceled.

**DISCUSSION:**

ORS 759.020 authorizes the Commission to grant certificates of authority to competitive providers who intend to provide telecommunications service in Oregon. The Commission grants certificates with conditions. Among them are OAR 860-032-0095 which requires providers to pay an annual revenue fee and submit an annual fee statement. In addition, ORS 759.425 requires providers to comply with Oregon Universal Service Fund (OUSF) requirements. Pursuant to OAR 860-032-0008(2) and OAR 860-032-0015(1)(b), failure to comply with applicable statutes and rules can result in cancellation of a company's authority to provide telecommunications service in Oregon.

The following competitive provider has failed to:

1. File an original, signed 2017 annual fee statement or pay the annual fee; and
2. Comply with OUSF requirements for 2<sup>nd</sup> Quarter 2018.

Oregon Public Utility Commission Staff  
September 14, 2018  
Page 2

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 its investigation. As a result of not complying with Commission rules and terms of its certificate, the following competitive provider should have its certificate of authority to provide telecommunications service in Oregon canceled.

**DOCKET NO.**

**COMPANY NAME**

CP 1395

Airnex Communications, Inc.

Pursuant to OAR 860-001-0720, the company has 60 days to file for reconsideration of this cancellation.

**PROPOSED COMMISSION MOTION:**

Cancel the certificate of authority to provide telecommunications service in Oregon for the competitive provider listed above.

CA4 - Competitive Provider Cancel