

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

----- In the Matter of ----- )  
 )  
US SOUTH COMMUNICATIONS, INC. )  
 )  
Notice of Failure to Comply )  
With Hawaii Revised Statutes )  
and Commission's Regulations )  
Order to Show Cause Why )  
Respondent's Operating )  
Authority Should Not Be )  
Suspended or Revoked. )  
\_\_\_\_\_ )

DOCKET NO. 02-0334

DECISION AND ORDER NO. 19753

Filed Oct. 30, 2002  
At 8:00 o'clock A.M.

Karen Higashi  
Chief Clerk of the Commission

RECEIVED  
2002 OCT 30 P 3:55  
PUBLIC UTILITIES COMMISSION  
STATE OF HAWAII  
CONSUMER PROTECTION

ATTEST: A True Copy  
KAREN HIGASHI  
Chief Clerk, Public Utilities  
Commission, State of Hawaii.

K. Higashi

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

----- In the Matter of ----- )  
 )  
US SOUTH COMMUNICATIONS, INC. ) Docket No. 02-0334  
 )  
Notice of Failure to Comply ) Decision and Order No.19753  
With Hawaii Revised Statutes )  
and Commission's Regulations )  
Order to Show Cause Why )  
Respondent's Operating )  
Authority Should Not Be )  
Suspended or Revoked. )  
\_\_\_\_\_ )

DECISION AND ORDER

By Order No. 19645, filed on September 30, 2002, the commission ordered US SOUTH COMMUNICATIONS, INC. (Respondent) to appear at 465 South King Street, Room B3, Honolulu, Hawaii 96813, at 9:00 a.m., on October 29, 2002 to show cause why Respondent's certificate of authority should not be suspended or revoked for failure to timely file an annual financial report (AFR), pursuant to Hawaii Administrative Rules (HAR) § 6-80-91, and pay a public utility fee (Fee) in December of 2001, pursuant to Hawaii Revised Statutes (HRS) § 269-30.

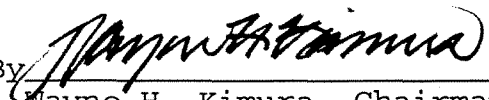
On October 7, 2002, Respondent paid its Fee for December 2001, and on October 11, 2002, filed its 2001 AFR with the commission.

Based on the above, the commission finds that Respondent has fully complied, although belatedly, with the applicable State laws and commission rules, and concludes that Order No. 19645 should be vacated.

THE COMMISSION ORDERS that Order No. 19645 is vacated and this docket is closed.

DONE at Honolulu, Hawaii this 30th day of October, 2002.

PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By   
Wayne H. Kimura, Chairman

By   
Janet E. Kawelo, Commissioner

By (RECUSED)  
Gregg J. Kinkley, Commissioner

APPROVED AS TO FORM:



Catherine P. Awakuni  
Commission Counsel

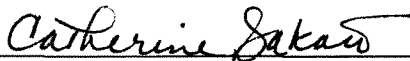
02-0334.ac

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 19753 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS  
DIVISION OF CONSUMER ADVOCACY  
P. O. Box 541  
Honolulu, HI 96809

US SOUTH COMMUNICATIONS, INC.  
250 Williams Street, Suite M100  
Atlanta, GA 30303

  
\_\_\_\_\_  
Catherine Sakato

DATED: October 30, 2002