

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)) AT&T WIRELESS SERVICES OF HAWAII,) INC. (fka MAUI CELLULAR TELEPHONE) COMPANY) (County of Maui))) To Voluntarily Surrender its) Certificate of Registration.) _____)	Docket No. 6757
In the Matter of the Request of)) AT&T WIRELESS SERVICES OF HAWAII,) INC. (Island of Oahu))) To Voluntarily Surrender its) Certificate of Registration.) _____)	Docket No. 99-0363
In the Matter of the Request of)) AT&T WIRELESS SERVICES OF HAWAII,) INC. (Island of Hawaii))) To Voluntarily Surrender its) Certificate of Registration.) _____)	Docket No. 00-0116
In the Matter of the Request of)) AT&T WIRELESS SERVICES OF HAWAII,) INC. (Island of Kauai))) To Voluntarily Surrender its) Certificate of Registration.) _____)	Docket No. 03-0008

ORDER

By this Order, the commission approves the voluntary surrender of AT&T WIRELESS SERVICES OF HAWAII, INC.'s ("Petitioner") certificates of registration ("Certificates").

Petitioner holds various Certificates to operate as a provider of commercial mobile radio services ("CMRS") statewide.

Petitioner requests the commission's approval to voluntarily surrender its Certificates, by letter dated August 8, 2005. Petitioner served a copy of its request upon the Department of Commerce and Consumer Affairs, Division of Consumer Advocacy ("Consumer Advocate").

Petitioner explains that as a result of a merger and corporate restructuring during the fourth quarter of 2004: (1) A&T Wireless Services of Hawaii, Inc. merged into New Cingular Wireless PCS, LLC, with New Cingular Wireless PSC, LLC as the surviving entity; (2) AT&T Wireless Services of Hawaii, Inc. no longer exists; and (3) on a going forward basis, New Cingular Wireless PSC, LLC "will be submitting Fee Bills and paying the public utility fee."¹

On December 29 and 30, 2005, Petitioner submitted the applicable public utility fees owed by AT&T Wireless Services of Hawaii, Inc., in response to the commission's directive.²

Hawaii Administrative Rules ("HAR") § 6-80-123(c) provides in pertinent part that for any telecommunications carrier whose entry into the intrastate telecommunications market is preempted by federal law, i.e., CMRS providers,³ said carrier "shall, not later than thirty days before the proposed effective date of any contemplated abandonment or discontinuance of service, provide a written notice of their intent to abandon or

¹Petitioner's letter, dated August 8, 2005, at 2.

²See commission's letter, dated August 9, 2005, and Petitioner's reply letter, dated December 30, 2005.

³See HAR §§ 6-80-2(b)(2), 6-80-17(d), and 6-80-18(b).

discontinue service to the commission, the consumer advocate, and affected customers."

On August 8, 2005, Petitioner provided notice to the commission and Consumer Advocate of Petitioner's intent to voluntarily surrender its Certificates, due to the merger and corporate restructuring that resulted in New Cingular Wireless PSC, LLC being the surviving entity. With respect to notifying its affected customers of the proposed discontinuance of service, it appears that AT&T Wireless Services of Hawaii, Inc. transitioned its customers to New Cingular Wireless PSC, LLC, with notice, ostensibly in response to the customer notification requirement set forth in HAR § 6-80-123(c).⁴

Accordingly, the commission approves the voluntary surrender of Petitioner's Certificates, pursuant to HAR § 6-80-123(c).

THE COMMISSION ORDERS:

1. AT&T Wireless Services of Hawaii, Inc.'s request to surrender its Certificates to operate as a CMRS provider statewide is approved, effective from the date of this Order.

2. This docket is closed, unless ordered otherwise by the commission.

⁴The commission notes that the merger did not require the commission's prior approval. See Instituting a Proceeding of Commercial Mobile Radio Serv. Providers in the State of Hawaii, Docket No. 03-0186, Decision and Order No. 20890, filed on April 7, 2004, and Order No. 21324, filed on August 27, 2004.

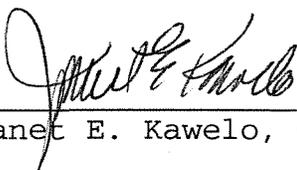
DONE at Honolulu, Hawaii

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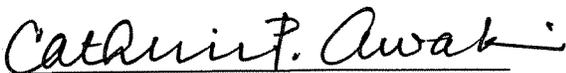
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By (EXCUSED)
Wayne H. Kimura, Commissioner

By 
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:

for 
Michael Azama
Commission Counsel

AT&Twireless.sl

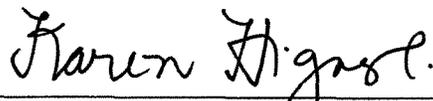
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 22210 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
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NEW CINGULAR WIRELESS PSC, LLC



Karen Higashi

DATED: JAN - 9 2006