

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Request of )  
TELIGENT SERVICES, INC. )  
To Voluntarily Surrender its )  
Certificate of Authority. )  
\_\_\_\_\_ )

DOCKET NO. 99-0173

ORDER NO. 22437

Filed May 1, 2006  
At 2 o'clock P.M.

Karen Higashi  
Chief Clerk of the Commission

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2006 MAY -3 A 8:53

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 the Request of	)	
	)	
TELIGENT SERVICES, INC.	)	Docket No. 99-0173
	)	
To Voluntarily Surrender its	)	Order No. 22437
Certificate of Authority.	)	
_____	)	

ORDER

The commission approves the voluntary surrender of TELIGENT SERVICES, INC.'s ("Petitioner") certificate of authority ("COA") to operate as a reseller and facilities-based provider of telecommunications services in the State of Hawaii (the "State").

Petitioner holds a COA to operate as a reseller and facilities-based provider of intrastate telecommunications services.<sup>1</sup> Petitioner requests the commission's approval to voluntarily surrender its COA.<sup>2</sup>

Petitioner states:

1. In a transaction that closed on December 31, 2004, Startec Global Licensing Company "acquired [Petitioner's] Hawaii

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<sup>1</sup>See Decision and Order No. 17577, filed on March 2, 2000, as amended by Order No. 17840, filed on July 18, 2000.

<sup>2</sup>Petitioner's letter, dated January 25, 2005, file-stamped January 31, 2005. A copy of Petitioner's letter was served upon the Department of Commerce and Consumer Affairs, Division of Consumer Advocacy ("Consumer Advocate").

long distance assets, which compromised its long distance customer base and associated customer account information."<sup>3</sup>

2. Since the closing of said transaction, Petitioner has ceased to operate in the State, and thus, seeks to surrender its COA.

Hawaii Administrative Rules ("HAR") § 6-80-123, governing the discontinuance of a fully or partially competitive telecommunications service, states in part:

Abandonment or discontinuance of fully or partially competitive service. (a) A telecommunications carrier intending or seeking to abandon or discontinue offering or providing a fully or partially competitive service shall, not later than thirty days before the proposed date of abandonment or discontinuance, provide a written notice of its intent to the commission, the consumer advocate, and its affected customers. . . .

(b) The commission may:

(1) Allow the proposed abandonment or discontinuance of service to take effect on such reasonable terms and conditions that it deems are in the public interest[.]

Given its non-provision of telecommunications services in the State, the commission: (1) in lieu of revocation, approves the voluntary surrender of Petitioner's COA, pursuant to HAR § 6-80-123(b)(1); and (2) waives the customer notification requirement set forth in Hawaii Administrative Rules ("HAR") § 6-80-123(a).<sup>4</sup>

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<sup>3</sup>Petitioner's letter, at 1. See In re Startec Global Licensing Co. and Teligent Serv., Inc., Docket No. 04-0275, Decision and Order No. 21500, filed on December 20, 2004.

<sup>4</sup>The commission notified Petitioner of its need to file its annual financial report and pay the applicable public utility fee based on its 2004 revenues. See commission's letter, dated March 2, 2005. On April 24, 2006, Petitioner's independent

THE COMMISSION ORDERS:

1. Petitioner's request to surrender its COA to operate as a reseller and facilities-based provider of intrastate telecommunications services is approved, effective from the date of this Order.

2. The customer notification requirement set forth in HAR § 6-80-123(a) is waived.

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

DONE at Honolulu, Hawaii           MAY - 1 2006          .

PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By           *Carlito P. Caliboso*            
Carlito P. Caliboso, Chairman

By           (EXCUSED)            
Wayne H. Kimura, Commissioner

APPROVED AS TO FORM:

By           *Janet E. Kawelo*            
Janet E. Kawelo, Commissioner

          *Michael Azama*            
Michael Azama  
Commission Counsel

99-0173.ah

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consultant verbally informed commission staff that since Petitioner has no assets or employees, the items referenced in the commission's letter, dated March 2, 2005, will probably not be filed.

In the future event Petitioner, its parent, affiliate, or subsidiary, re-applies for a COA, it will be required to file Petitioner's 2004 annual financial report and pay the fee balance owed (based on Petitioner's 2004 revenues).

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 22437 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

JOHN E. COLE  
EXECUTIVE DIRECTOR  
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS  
DIVISION OF CONSUMER ADVOCACY  
P. O. Box 541  
Honolulu, HI 96809

JENNIFER MARTIN  
MANAGER, REGULATORY AFFAIRS  
TELIGENT, INC.  
P. O. Box 9030  
Reston, VA 20195

  
\_\_\_\_\_  
Karen Higashi

DATED: MAY - 1 2006