

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

----- In the Matter of -----)
)
OPEX 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. 2006-0306

DECISION AND ORDER NO. 22843

Filed September 12, 2006
At 9:30 o'clock A.M.

Burley K. Kane
for Chief Clerk of the Commission

DIV. OF CONSUMER ADVOCACY
DEPT. OF COMMERCE AND
CONSUMER AFFAIRS
STATE OF HAWAII

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Docket No. 2006-0306
Decision and Order No. 22843

DECISION AND ORDER

By this Decision and Order, the commission vacates Order No. 22786, filed on August 22, 2006, in the matter of OPEX COMMUNICATIONS, INC. ("Respondent").

I.

History

Pursuant to Hawaii Administrative Rules § 6-80-91 and Order No. 20193, the commission ordered Respondent to appear at 465 South King Street, Room B3, Honolulu, Hawaii 96813, at 9:00 a.m., on September 28, 2006, to show cause why Respondent's certificate of authority should not be suspended or revoked for failure to pay the telecommunications relay services ("TRS") fund contribution that was due on July 26, 2005.

On August 30, 2006, Respondent paid its TRS fund contribution that was due on July 26, 2005.

II.

Findings and Conclusions

The commission finds that Respondent has fully complied, although belatedly, with the commission's applicable laws, rules, and regulations, and concludes that Order No. 22786, filed on August 22, 2006, should be vacated.

III.


Orders


THE COMMISSION ORDERS:

1. Order No. 22786 is vacated.
2. This Docket is closed unless otherwise ordered by the commission.


DONE at Honolulu, Hawaii SEP 12 2006.

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
John E. Cole, Commissioner

APPROVED AS TO FORM:


Stacey Kawasaki Djou
Commission Counsel


2006-0306.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 22843 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

OPEX COMMUNICATIONS, INC.
c/o PATRICK CROCKER
900 Commerica Building
Kalamazoo, MI 49007



for Karen Higashi

DATED: SEP 12 2006