

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Request of )  
)  
QWEST INTERPRISE AMERICA, INC., )  
fka U S WEST INTERPRISE AMERICA, )  
INC. )  
)  
To Voluntarily Surrender its )  
Certificate of Authority. )  
\_\_\_\_\_ )

DOCKET NO. 97-0159

ORDER NO. 23346

Filed April 5, 2007  
At 10 o'clock A.M.

Karen Higashi  
Chief Clerk of the Commission

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

2007 APR -9 A 9:29

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

Karen Higashi

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Docket No. 97-0159  
Order No. 23346

ORDER

By this Order, the commission approves the voluntary surrender of the certificate of authority ("COA") held by QWEST INTERPRISE AMERICA, INC. ("Petitioner"), formerly known as U S WEST INTERPRISE AMERICA, INC., to operate as a provider of intrastate telecommunications data transport services.

Petitioner holds a COA to operate as a provider of intrastate telecommunications data transport services.<sup>1</sup> Petitioner requests the commission's approval to voluntarily surrender its COA, by letter dated October 23, 2006.<sup>2</sup> Petitioner represents that it: (1) has no customers or facilities for providing regulated telecommunications services in Hawaii; and (2) does not intend to offer regulated telecommunications services in the future. On March 15, 2007, Petitioner filed its

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<sup>1</sup>See Decision and Order No. 15754, filed on August 12, 1997.

<sup>2</sup>Petitioner served a copy of its letter upon the Department of Commerce and Consumer Affairs, Division of Consumer Advocacy ("Consumer Advocate").

2006 Annual Financial Report and paid its outstanding public utility fees, in response to the commission's directive.

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[.]

The commission: (1) approves the voluntary surrender of Petitioner's COA; and (2) waives the customer notification requirement set forth in HAR § 6-80-123(a), as Petitioner represents that it has no Hawaii-based customers to notify of its discontinuance of telecommunications services.

THE COMMISSION ORDERS:


1. Petitioner's request to surrender its COA to operate as a provider of intrastate telecommunications data transport 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 APR - 5 2007.

PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By   
Carlito P. Caliboso, Chairman

By   
John E. Cole, Commissioner

APPROVED AS TO FORM:

  
Michael Azama  
Commission Counsel

97-0159.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 23346 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

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

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Seattle, WA 98191

Counsel for QWEST INTERPRISE AMERICA, INC., dba U S WEST  
INTERPRISE AMERICA, INC.

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

DATED: APR - 5 2007