

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
)
MCLEODUSA TELECOMMUNICATIONS)
SERVICES, INC.)
)
To Voluntarily Surrender its)
Certificate of Authority.)

DOCKET NO. 00-0223

ORDER NO. 23784

Filed Oct. 29, 2007
At 11 o'clock A.M.

Karen Higashi
Chief Clerk of the Commission

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2007 OCT 30 A 9:27
DIV. OF CONSUMER ADVOCACY
DEPT. OF COMMERCE AND
CONSUMER AFFAIRS
STATE OF HAWAII

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

Karen Higashi

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 MCLEODUSA TELECOMMUNICATIONS)
 SERVICES, INC.)
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 Certificate of Authority.)
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Docket No. 00-0223
 Order No. **23784**

ORDER

By this Order, the commission approves the voluntary surrender of MCLEODUSA TELECOMMUNICATIONS SERVICES, INC.'s ("Petitioner") certificate of authority ("COA") to operate as a reseller of intrastate telecommunications services.

I.

Background

Petitioner holds a COA to operate as a reseller of intrastate telecommunications services.¹ By Application filed on September 21, 2007, Petitioner requests the commission's approval to voluntarily surrender its COA.² Petitioner represents that: (1) it does not provide telecommunications services within the State of Hawaii and has no such plans to provide such service in

¹See Decision and Order No. 18086, filed on September 27, 2000.

²Transmittal letter; Application; Certificate of Service; and Verification, filed on September 21, 2007 (collectively, "Application"). Petitioner served copies of its Application upon the Department of Commerce and Consumer Affairs, Division of Consumer Advocacy ("Consumer Advocate").

the near future; (2) it has no outstanding obligations to any Hawaii customers in the form of deposits or service pre-payments; and (3) no Hawaii-based customers will be affected by its discontinuance of intrastate telecommunications services. On October 17, 2007, Petitioner submitted its 2007 annual financial report and applicable public utility fees, in compliance with the commission's directive.³

II.

Discussion

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.

³See Commission's letter, dated September 26, 2007.

III.

Orders

THE COMMISSION ORDERS:

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

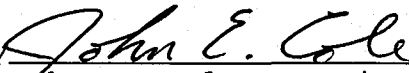
2. The customer notification requirement set forth in HAR § 6-80-123(a) is waived.

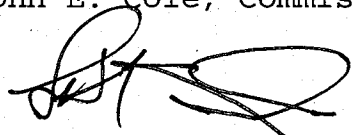
3. This docket is closed unless ordered otherwise by the commission.

DONE at Honolulu, Hawaii OCT 29 2007.

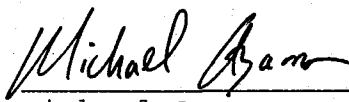
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
John E. Cole, Commissioner

By 
Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:


Michael Azama
Commission Counsel

00-0223.sl

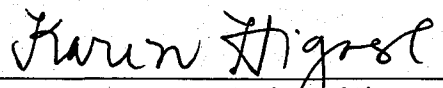
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 23784 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
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Karen Higashi

DATED: OCT 29 2007