

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
ALOHA TELECOM, INC.)
To Voluntarily Surrender)
Its Certificate of Authority.)

DOCKET NO. 2009-0041

ORDER APPROVING THE SURRENDER
OF A CERTIFICATE OF AUTHORITY

2009 SEP 30 P 12:13
PUBLIC UTILITIES
COMMISSION

FILED

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ORDER APPROVING THE SURRENDER
OF A CERTIFICATE OF AUTHORITY

By this Order, the commission approves the voluntary surrender of ALOHA TELECOM, INC.'s ("Petitioner") certificate of authority ("COA") to operate as a pay telephone service provider within the State of Hawaii ("State").

I.

Background

Petitioner holds a COA to operate as a pay telephone service provider within the State.¹ By letter dated February 25, 2009, Petitioner requests the commission's approval to voluntarily surrender its COA, stating that it terminated its pay telephone business as of June 30, 2008. By letter dated February 27, 2009, the commission informed Petitioner of the need to file its annual financial reports and pay the applicable public utility fees.² On September 24, 2009, Petitioner substantially complied with the commission's directive.

¹In re Aloha Telecom, Inc., Docket No. 96-0242, Interim Decision and Order No. 15346, filed on January 31, 1997.

II.

Discussion

HAR § 6-80-123(c) provides in relevant part that for any telecommunications carrier whose entry into the intrastate telecommunications market is preempted by federal law,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 [its] intent to abandon or discontinue service to the commission, the consumer advocate, and affected customers."

The commission approves Petitioner's request to surrender its COA to operate as a pay telephone service provider within the State, consistent the HAR § 6-80-123(c).⁴

III.

Orders

THE COMMISSION ORDERS:

1. Petitioner's request to surrender its COA to operate as pay telephone service provider within the State is approved, effective from the date of this Order.

²By this same letter, the commission also forwarded a copy of Petitioner's request to the Division of Consumer Advocacy ("Consumer Advocate"), consistent with Hawaii Administrative Rules ("HAR") § 6-80-123(c).


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

⁴On February 27, 2009, the commission forwarded a copy of Petitioner's request to the Consumer Advocate. Moreover, as a pay telephone service provider, Petitioner does not have any pre-subscribed customers to notify per se of its intent to discontinue service.

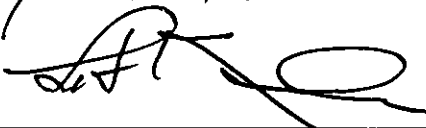
2. This docket is closed unless ordered otherwise by the commission.

DONE at Honolulu, Hawaii SEP 30 2009.


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:


Micheal Azama
Commission Counsel

2009-0041.laa

CERTIFICATE OF SERVICE

The foregoing order was served on the date of filing by mail, postage prepaid, and properly addressed to the following parties:

CATHERINE P. AWAKUNI
EXECUTIVE DIRECTOR
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DIVISION OF CONSUMER ADVOCACY
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