

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Application of)
)
 VOICE TELECOMMUNICATIONS, LLC)
)
 For a Certificate of Public)
 Convenience and Necessity to)
 Provide Resold Long Distance)
 Telecommunications Services and for)
 Alternative Regulation of its)
 Long Distance Service Offerings.)
 _____)

DOCKET NO. 05-0008

ORDER NO. 21840

Filed May 26, 2005
At 1 o'clock P.M.

Karen Dignel.
Chief Clerk of the Commission

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

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OF THE STATE OF HAWAII

In the Matter of the Application of)	
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VOICE TELECOMMUNICATIONS, LLC)	Docket No. 05-0008
)	
For a Certificate of Public)	Order No. 21840
Convenience and Necessity to)	
Provide Resold Long Distance)	
Telecommunications Services and for)	
Alternative Regulation of its)	
Long Distance Service Offerings.)	
_____)	

ORDER DISMISSING APPLICATION

By this Order, the commission dismisses, without prejudice, VOICE TELECOMMUNICATIONS, LLC's ("Applicant") January 7, 2005 Application for a certificate of authority ("COA")¹ to provide intrastate telecommunications services within the State of Hawaii (the "State") as a reseller and other relief stated in the Application.

¹On June 3, 1996, Hawaii Administrative Rules ("HAR") Chapter 6-80 took effect. HAR Chapter 6-80, among other things, replaces the certificate of public convenience and necessity with a COA for telecommunications carriers, and establishes procedures for requesting and issuing a COA. Accordingly, the commission will treat the instant Application in this docket as a request for a COA to provide intrastate telecommunications services in the State as a reseller under HAR Chapter 6-80 and review the Application under HAR § 6-80-18.

I.

Introduction

On January 7, 2005, Applicant filed an Application requesting a COA to provide intrastate telecommunications services within the State on a resold basis and other relief stated in the Application.

On March 23, 2005, the commission issued a Notice of Intent to Dismiss Application ("Notice"), informing Applicant of the commission's intent to dismiss its January 7, 2005 Application, without prejudice, due to Applicant's failure to move forward with the prosecution of the Application. Specifically, by letter dated January 27, 2005, the commission requested Applicant to submit an Amended Application to correct the deficiencies described in the January 27, 2005 letter (i.e., proposed tariff and signed verification) within thirty (30) days from the date of the letter. Applicant was further advised that any objection to the dismissal of the application must be submitted in writing and filed not later than ten (10) days from the date of the Notice, and that if written objections to the Notice or the requisite financial statements were not timely filed, the commission would dismiss the Application, without prejudice.

As of the date of this Order, Applicant neither filed written objections to the Notice nor corrected the stated deficiencies. We, thus, find and conclude that there is good cause to dismiss the instant Application, without prejudice, and close this docket.


II.

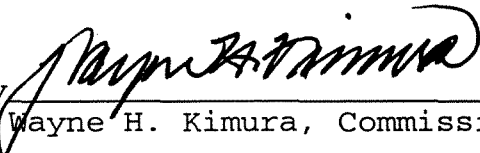
Order

THE COMMISSION ORDERS that the Application, filed on January 7, 2005, is dismissed, without prejudice, and that this docket is closed.

DONE at Honolulu, Hawaii MAY 26 2005.

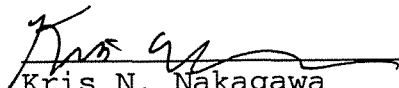
PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By 
Carlito P. Caliboso, Chairman

By 
Wayne H. Kimura, Commissioner

By 
Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:


Kris N. Nakagawa
Commission Counsel

05-0008.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 21840 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

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Karen Higashi

DATED: MAY 26 2005