

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the )  
 )  
PUBLIC UTILITIES COMMISSION )  
 )  
Instituting a Proceeding for )  
the Purpose of Adopting Annual )  
Certification Requirements for )  
Eligible Telecommunications )  
Carriers in the State of Hawaii.)  

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DOCKET NO. 05-0243

ORDER NO. 22086

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2005 OCT 31 A 8:17

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

Filed Oct. 28, 2005  
At 1 o'clock P.M.

Karen Higashi.  
Chief Clerk of the Commission

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

K. Higashi.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the )  
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PUBLIC UTILITIES COMMISSION ) Docket No. 05-0243  
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Instituting a Proceeding for ) Order No. 22086  
the Purpose of Adopting Annual )  
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Eligible Telecommunications )  
Carriers in the State of Hawaii.)  

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ORDER

THE COMMISSION ORDERS the Parties<sup>1</sup> to file by December 9, 2005: (1) a joint, mutually-agreed upon proposal for procedures and requirements for annual certification as an eligible telecommunications carrier ("ETC") or ("ETCs"), to the extent feasible; or (2) if the Parties are unable to agree on a joint proposal, each Party's individual proposal for the commission's review. Nextel Partners, as the most recent entity certified as an ETC by the commission, shall lead the Parties' efforts in developing a joint proposal.

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<sup>1</sup>The Parties in this docket, as named by the commission, are: (1) the three (3) telecommunications providers currently designated by the commission as ETCs in the State of Hawaii -- GTE Hawaiian Telephone Company, Incorporated, nka Hawaiian Telcom, Inc.; Sandwich Isles Communications, Inc.; and NPCR, Inc., dba Nextel Partners; and (2) the Department of Commerce and Consumer Affairs, Division of Consumer Advocacy. The deadline for interested persons to file a motion to intervene or participate expired on October 18, 2005. No persons moved to intervene or participate in this proceeding.

The Parties, in developing the joint or individual proposals, are reminded that:

The commission will consider adopting the [Federal Communications Commission's] annual reporting requirements for designated ETCs, codified at 47 C.F.R. § 54.209, to the extent applicable. The FCC found that the annual reporting requirements are reasonable and consistent with the public interest, and encouraged the states to adopt the annual reporting requirements, and to apply the requirements to all ETCs[.]<sup>2</sup>

DONE at Honolulu, Hawaii                     OCT 28 2005                    .

PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By                     *Carlito P. Caliboso*                      
Carlito P. Caliboso, Chairman

By                     (EXCUSED)                      
Wayne H. Kimura, Commissioner

APPROVED AS TO FORM:

                    *Michael Azama*                      
Michael Azama  
Commission Counsel

By                     *Janet E. Kawelo*                      
Janet E. Kawelo, Commissioner

05-0243.cs

<sup>2</sup>Order No. 22051, filed on September 28, 2005, at 6 (citing *In re Federal-State Joint Board on Universal Service*, FCC Report and Order, released March 17, 2005, in CC Docket No. 96-45, as amended on April 21, 2005, at 33, paragraphs 70 - 71). "In addition, state commissions may require the submission of any other information that they believe is necessary to ensure that ETCs are operating in accordance with applicable state and federal requirements." *Id.* at 33, paragraph 71 (footnote and citations therein omitted).

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 22086 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

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Certificate of Service - Continued

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*Karen Higashi*  
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DATED: OCT 28 2005