BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of

COMM SOUTH COMPANIES, INC.

DOCKET NO. 98-0100

To Voluntarily Surrender its
Certificate of Authority.

ORDER NO. 22100

Filed NOV. 4, 2005
At 8 o'clock A.M.

Chief Clerk of the Commission

ATTEST: A True Copy
KAREN HIGASHI
Chief Clerk, Public Utilities
Commission, State of Hawaii.
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)
COMM SOUTH COMPANIES, INC. )
To Voluntarily Surrender its )
Certificate of Authority. )

Docket No. 98-0100
Order No. 22100

ORDER

The commission approves the voluntary surrender of
COMM SOUTH COMPANIES, INC.'s ("Petitioner") certificate of
authority ("COA") to operate as a reseller of intrastate
telecommunications services.

Petitioner holds a COA to operate as a reseller of
intrastate telecommunications services.\(^1\)

Petitioner requests the commission's approval to
voluntarily surrender its COA, by letter dated August 1, 2005,
filed on August 15, 2005.\(^2\) Petitioner represents that it has
never conducted business in the State of Hawaii ("State") and has
no plans to enter the local market anytime soon.\(^3\) Petitioner
also confirms that it "is presently in Chapter 7 bankruptcy and
is in the process of liquidating its business and assets."\(^4\)

\(^1\)See Decision and Order No. 16289, filed on April 17, 1998.

\(^2\)See also Petitioner's letter, dated September 20, 2005,
filed on September 26, 2005.

\(^3\)Petitioner's letter, dated August 1, 2005, filed on
August 15, 2005.

\(^4\)Petitioner's letter, dated September 20, 2005, filed on
September 26, 2005.
Given its non-provision of telecommunications services in the State and its Chapter 7 bankruptcy, the commission:

(1) approves the voluntary surrender of Petitioner’s COA; and
(2) waives the customer notification requirement set forth in Hawaii Administrative Rules ("HAR") § 6-80-123(a).

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 November 4, 2005

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By Carlito P. Caliboso, Chairman

By [Excused] Wayne H. Kimura, Commissioner

By Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:

Michael Azama
Commission Counsel
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 22100 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
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DATED: November 4, 2005