

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of)
TELEFYNE INCORPORATED)
To Voluntarily Surrender its)
Certificate of Authority.)
_____)

DOCKET NO. 02-0169

ORDER NO. 22564

Filed June 27, 2006
At 12 o'clock P.M.

Karen Higashi
Chief Clerk of the Commission

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

2006 JUN 28 A 8:35

RECEIVED

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

K. Higashi

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[.]

Given its non-provision of telecommunications services in the State, the commission: (1) in lieu of revocation, approves the voluntary surrender of Petitioner's COA, pursuant to HAR § 6-80-123(b)(1); and (2) waives the customer notification requirement set forth in HAR § 6-80-123(a), as Petitioner represents that it has no customers to notify of its discontinuance of telecommunications services.³

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.


³The commission notified Petitioner of its need to file its annual financial reports and pay the applicable public utility fees based on its 2004 - 2006 revenues. See commission's letter, dated February 22, 2006, and Final Notice, dated April 27, 2006. In the future event Petitioner, its parent, affiliate, or subsidiary, re-applies for a COA, it will be required to file Petitioner's 2004 - 2006 annual financial reports and pay the fee balance owed (based on Petitioner's 2004 - 2006 revenues).

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

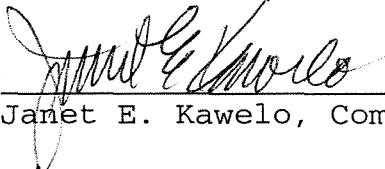
3. This docket is closed, unless ordered otherwise by the commission.

DONE at Honolulu, Hawaii JUN 27 2006.


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

02-0169.sl

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 22564 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

JOHN E. COLE
EXECUTIVE DIRECTOR
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY
P. O. Box 541
Honolulu, HI 96809

LANCE J.M. STEINHART, P.C., ESQ.
1720 Windward Concourse
Suite 250
Alpharetta, GA 30005

Counsel for TELEFYNE INCORPORATED



Karen Higashi

DATED: JUN 27 2006