BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

-------- In the Matter of --------)

OPEX COMMUNICATIONS, INC. ) DOCKET NO. 2006-0306
)
Notice of Failure to Comply) )
With Hawaii Revised Statutes) )
and Commission’s Regulations; ) )
Order to Show Cause Why ) )
Respondent’s Operating ) )
Authority Should Not Be ) )
Suspended or Revoked. ) )

ORDER NO. 22786

Filed August 22, 2006
At 11 o'clock A.M.

Karen Dye
Chief Clerk of the Commission
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

------ In the Matter of ------)

OPEX COMMUNICATIONS, INC. ) Docket No. 2006-0306
)
Notice of Failure to Comply ) Order No. 22786
With Hawaii Revised Statutes )
and Commission’s Regulations; )
Order to Show Cause Why )
Respondent’s Operating )
Authority Should Not Be )
Suspended or Revoked. )

NOTICE OF VIOLATION, ORDER TO SHOW CAUSE, AND NOTICE OF HEARING

OPEX COMMUNICATIONS, INC. ("Respondent") is the holder
of a certificate of authority ("COA"), issued pursuant to
Hawaii Administrative Rules ("HAR") § 6-80-18. The COA
authorizes Respondent to operate as a reseller of intrastate
telecommunications services in the State of Hawaii ("State").

Order No. 20193, filed on May 23, 2003, in
Docket No. 03-0058,1 requires Respondent to pay an annual
contribution to the telecommunications relay services fund by
July 26th of each year. Respondent failed to pay the contribution
that was due on July 26, 2005.

HAR § 6-80-19 authorizes the commission, after notice
and hearing, to suspend or revoke any COA, in whole or in part,
if the commission finds that the holder violated any applicable

1As amended by Decision and Order No. 21049, filed
on June 10, 2004, in Docket No. 04-0070, Decision and
Order No. 21847, filed on May 31, 2005, in Docket No. 05-0088,
and Decision and Order No. 22536, filed on June 16, 2006, in
Docket No. 2006-0126.
State laws, commission orders or rules. Accordingly, the commission may suspend or revoke Respondent’s COA for failure to comply with the requirements set forth in Order No. 20193, unless Respondent is able to show cause why such suspension or revocation should not occur.

THE COMMISSION ORDERS:

1. Respondent shall appear at 465 South King Street, Room B3, Honolulu, Hawaii 96813, at 9:00 a.m., on September 28, 2006, to show cause why Respondent’s COA should not be suspended or revoked for failure to comply with the legal requirements set forth in this order.

2. Respondent may be represented by counsel. If Respondent does not retain counsel, Respondent may be represented at the hearing as follows: (a) an individual may appear on his or her own behalf; (b) a partner may represent a partnership; and (c) an officer or authorized employee of a corporation, trust, or association may represent the corporation, trust, or association.

3. If Respondent fails to appear at the scheduled hearing, Respondent’s COA shall be revoked.
DONE at Honolulu, Hawaii AUG 22 2006

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By: Carlito P. Caliboso, Chairman

By: John E. Cole, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki Djou
Commission Counsel

2006-0306-eh
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 22786 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

OPEX COMMUNICATIONS, INC.
c/o PATRICK CROCKER
900 Commerica Building
Kalamazoo, MI 49007  (CM #7006 0100 0002 0376 0192)

DATED:  AUG 22 2006

Karen Higashi