BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

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

Deltacom, Inc., fka
ITC®Deltacom Communications, Inc.)

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.

DECISION AND ORDER NO. 22833

Filed __________, 2006
At __________ o’clock A.M.

Karen Higasi
Chief Clerk of the Commission
By this Decision and Order, the commission vacates Order No. 22760, filed on August 17, 2006, in the matter of DELTACOM, INC., fka ITC^DELTACOM COMMUNICATIONS, INC. ("Respondent").

I.

History

Pursuant to Hawaii Administrative Rules § 6-80-91 and Order No. 20193, the commission ordered Respondent to 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 certificate of authority should not be suspended or revoked for failure to pay the telecommunications relay services ("TRS") fund contribution that was due on July 26, 2004.

On August 31, 2006, Respondent paid its TRS fund contribution that was due on July 26, 2004.
II.

Findings and Conclusions

The commission finds that Respondent has fully complied, although belatedly, with the commission's applicable laws, rules, and regulations, and concludes that Order No. 22760, filed on August 17, 2006, should be vacated.

III.

Orders

THE COMMISSION ORDERS:

1. Order No. 22760 is vacated.
2. This Docket is closed unless otherwise ordered by the commission.

DONE at Honolulu, Hawaii SEP - 8 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
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 22833 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

DELTACOM, INC., fka
ITC^DELTACOM COMMUNICATIONS, INC.
7037 Old Madison Pike, Suite 400
Huntsville, AL 35806

DATED: SEP - 8 2006