

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Request of )  
MOBILE ONE, INC. ) DOCKET NO. 98-0385  
To Voluntarily Surrender its )  
Certificate of Registration. )  
\_\_\_\_\_ )

ORDER NO. 23395

Filed April 30, 2007  
At 1 o'clock P.M.

Karen Higashi.  
Chief Clerk of the Commission

RECEIVED

2007 MAY -2 A 9:23

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

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

Karen Higashi.

BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

In the Matter of the Request of )  
MOBILE ONE, INC. ) Docket No. 98-0385  
To Voluntarily Surrender its ) Order No. 23395  
Certificate of Registration. )  
\_\_\_\_\_ )

ORDER

By this Order, the commission approves the voluntary surrender of MOBILE ONE, INC.'s ("Petitioner") certificate of registration ("COR") number 98-0385.

Petitioner holds a COR to operate as a commercial mobile radio service ("CMRS") provider of mobile telephone and paging services.<sup>1</sup> Petitioner requests the commission's approval to voluntarily surrender its COR by letter dated March 3, 2007, received on March 30, 2007.<sup>2</sup> Petitioner represents that: (1) in December 2005, it disassembled all of its communications equipment in the State of Hawaii ("State") and ceased service at that time; and (2) in 2006 and 2007, no bills were issued and no revenues were received.

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<sup>1</sup>See Decision and Order No. 16920, filed on March 31, 1999.

<sup>2</sup>The commission forwarded a copy of Petitioner's letter to the Department of Commerce and Consumer Affairs, Division of Consumer Advocacy ("Consumer Advocate"). On March 30, 2007, Petitioner also paid the applicable public utility fees in conjunction with its request to surrender its COR. While Petitioner did not submit its annual subscriber count for 2005, Petitioner paid the applicable public utility fee for the period covered by this non-filed annual subscriber count for 2005.

Hawaii Administrative Rules ("HAR") § 6-80-123(c) provides in relevant part that for any telecommunications carrier whose entry into the intrastate telecommunications market is preempted by federal law,<sup>3</sup> said carrier "shall, not later than thirty days before the proposed effective date of any contemplated abandonment or discontinuance of service, provide a written notice of [its] intent to abandon or discontinue service to the commission, the consumer advocate, and affected customers."

On March 30, 2007, Petitioner provided notice to the commission of its intent to surrender its COR, and thereafter, the commission transmitted a copy of Petitioner's notice to the Consumer Advocate. With respect to notifying its affected customers, Petitioner, in essence, represents that it has no CMRS customers within the State to notify of its intent to discontinue its mobile telephone and paging services.

The commission approves the voluntary surrender of Petitioner's COR, pursuant to HAR § 6-80-123(c).

THE COMMISSION ORDERS:

1. Petitioner's request to surrender its COR to operate as a CMRS provider of mobile telephone and paging services is approved, effective from the date of this Order.
2. Petitioner shall promptly return COR 98-0385 to the commission.
3. This docket is closed unless ordered otherwise by the commission.

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<sup>3</sup>See also HAR § 6-80-2(b)(2), 6-80-17(d), and 6-80-18(b).

DONE at Honolulu, Hawaii APR 30 2007.

PUBLIC UTILITIES COMMISSION  
OF THE STATE OF HAWAII

By Carlito P. Caliboso  
Carlito P. Caliboso, Chairman

By John E. Cole  
John E. Cole, Commissioner

APPROVED AS TO FORM:

Michael Azama  
Michael Azama  
Commission Counsel

98-0385.eh

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 23395 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

CATHERINE P. AWAKUNI  
EXECUTIVE DIRECTOR  
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS  
DIVISION OF CONSUMER ADVOCACY  
P. O. Box 541  
Honolulu, HI 96809

MOBILE ONE, INC.  
ATTENTION: D. WILLIAMS, ACCOUNTING  
P. O. Box 610  
Bountiful, UT 84011

  
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Karen Higashi

DATED: APR 30 2007