BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

In the Matter of the Request of
ASC TELECOM, INC.

DOCKET NO. 96-0090

To Voluntarily Surrender its
Certificate of Authority.

ORDER NO. 23578

Filed August 7, 2007
At 11 o'clock A.M.

Karen Higashit
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
ASC TELECOM, INC.
To Voluntarily Surrender its Certificate of Authority.

ORDER

By this Order, the commission approves the voluntary surrender of ASC TELECOM, INC.'s ("Petitioner") certificate of authority ("COA") to operate as a reseller of intrastate telecommunications services.

I.

Background

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 May 22, 2007. Petitioner represents that it "no longer has any customers and does not provide telecommunications service in Hawaii."² On June 27, 2007, Petitioner submitted its 2007 Annual

¹See Decision and Order No. 14831, filed on August 1, 1996.
Financial Report and paid the applicable public utility fees, in compliance with the commission's directive.¹

II.

Discussion

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[.]

The commission: (1) approves the voluntary surrender of Petitioner's COA; and (2) waives the customer notification requirement set forth in HAR § 6-80-123(a), as Petitioner represents that it has no Hawaii-based customers to notify of its discontinuance of telecommunications services.

III.

Orders

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 _______ Aug - 7 2007______.

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By Carlito P. Caliboso, Chairman

By John E. Cole
John E. Cole, Commissioner

By Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:

Michael Azama
Commission Counsel

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CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 23578 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

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DIVISION OF CONSUMER ADVOCACY
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DATED: AUG - 7 2007

Karen Higaishi