BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

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

PHONETECH PCS, LLC

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. 23908

Filed Dec. 19, 2007
At 12 o'clock P.M.

Karen Higashi
Chief Clerk of the Commission
By this Decision and Order, the commission revokes the certificate of authority ("COA") held by PHONETECH PCS, LLC ("Respondent").

I.

Procedural History

By Order No. 23721, filed on October 15, 2007, the commission ordered Respondent to appear at 465 South King Street, Room B3, Honolulu, Hawaii 96813, at 9:00 a.m., on November 20, 2007, to show cause why Respondent’s COA should not be suspended or revoked for failure to pay the public utility fee that was due on July 31, 2006, pursuant to Hawaii Revised Statues ("HRS") § 269-30 and Hawaii Administrative Rules ("HAR") § 6-80-19.¹ In its order, the commission notified

¹The commission notified Respondent of the November 20, 2007 hearing by serving Order No. 23721 upon Respondent by certified
Respondent that its COA would be revoked if it failed to appear at the scheduled hearing.

On November 20, 2007, Respondent failed to appear before the commission’s hearing officer. As a result, the hearings officer recommended that: (1) Respondent is found in default for failure to appear at the hearing, and (2) Respondent’s COA be revoked.

II.

Findings and Conclusions

Based on the entire record, the commission finds that Respondent has not complied with Order No. 23721, and the applicable laws, rules, and regulations, and thus concludes that Respondent’s COA should be revoked.

III.

Orders

THE COMMISSION ORDERS:

Respondent’s COA is revoked, and this docket is closed unless otherwise ordered by the commission.
DONE at Honolulu, Hawaii DEC 19 2007

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By Carlito P. Caliboso, Chairman

By John E. Cole, Commissioner

By Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki Djou
Commission Counsel

2007-02831aa
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Decision and Order No. 23908 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

PHONETECH PCS, LLC
P. O. Box 9190
Midland, TX 79708

DATED: DEC 19 2007

Karen Higashi