#### BEFORE THE PUBLIC UTILITIES COMMISSION

### OF THE STATE OF HAWAII

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

WATERVILLE COMMUNICATIONS, dba ) WATERVILLE COMMUNICATIONS CORPORATION)

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. DOCKET NO. 2008-0241

2008

001

n

 $\geq$ 

05 5 Contra di

A 1999/026

, /~n,a

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



# BEFORE THE PUBLIC UTILITIES COMMISSION

#### OF THE STATE OF HAWAII

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

WATERVILLE COMMUNICATIONS, dba ) WATERVILLE COMMUNICATIONS CORPORATION) Docket No. 2008-0241

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.

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

WATERVILLE COMMUNICATIONS, dba WATERVILLE COMMUNICATIONS CORPORATION ("Respondent"), is the holder of a certificate of registration ("COR"), issued pursuant to Hawaii Administrative Rules ("HAR") § 6-80-18. The COR authorizes Respondent to operate as a pay telephone service provider in the State of Hawaii ("State").

HAR § 6-80-91 requires Respondent to file an annual financial report ("AFR") by March 31 of each year. Hawaii Revised Statutes § 269-30 requires Respondent to pay a public utility fee ("Fee") in July and December of each year. Respondent failed to file its 2006 AFR and pay the Fee (based on 2006 gross revenues) that was due on July 31, 2007 and December 31, 2007.

HAR § 6-80-19 authorizes the commission, after notice and hearing, to suspend or revoke any COR, in whole or in part, if the commission finds that the holder violated any applicable State laws, commission orders or rules. Accordingly, the commission may suspend or revoke Respondent's COR for failure to comply with the legal requirements set forth above, 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 B-3, Honolulu, Hawaii 96813, at 9:00 a.m., on November 19, 2008, to show cause why Respondent's COR 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 COR shall be suspended or revoked.

2

# DONE at Honolulu, Hawaii \_\_\_\_\_ OCT 1 5 2008

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

aches f. Cak By: C

Carlito P. Caliboso, Chairman

John E. Cole, Commissioner By:

By:

Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:

Stačey Kawasaki Djou Commission Counsel

2008-0241.eh

#### CERTIFICATE OF SERVICE

The foregoing order was served on the date of filing by mail, postage prepaid, and properly addressed to the following parties:

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

WATERVILLE COMMUNICATIONS, dba WATERVILLE COMMUNICATIONS CORPORATION 7514 Girard Avenue, Suite #344 La Jolla, CA 92037

(CM #7006 0100 0002 0376 0024)

TECHNOLOGIES MANAGEMENT, INC. P. O. Drawer 200 Winter Park, FL 32789

(CM #7006 0100 0002 0512 7979)