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Decision 97-10-014 October 22, 1997

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of OCOM Corporation, dba Cellular Network (U-5481-C) for Exemption from the Tariffing Requirements of Sections 454, 489, 491 and 495 of the Public Utilities Code.

Application 97-08-016
(Filed August 11, 1997)

O P I N I O N

OCOM Corporation, dba Cellular Network (U-5481-C) (applicant), a Delaware corporation authorized to do business in California, is a nondominant interexchange carrier (NDIEC) (U-5481-C).

On August 11, 1997, applicant filed an application requesting an exemption from tariffing requirements. By Decision (D.) 96-09-098, D.96-12-033, and D.97-06-107, the Commission took the steps to implement its authority to exempt specified classes of telecommunications carriers from §§ 454, 489, 491, and 495 of the Public Utilities Code and the requirement to file tariffs. Corresponding to any request for an exemption from the tariffing requirement is an obligation to be subject to the Consumer Protection Rules adopted in D.96-09-098. Applicant agreed to abide by the consumer protection rules adopted in D.96-09-098, as modified from time to time.

Findings of Fact

1. The application was filed on August 11, 1997, and appeared in the Commission's Daily Calendar on August 15, 1997.
2. There were no timely protests to the application.
3. No hearings are required.
4. The applicant was qualified to and requested an exemption from tariffing requirements. Applicant also agreed to abide by the consumer protection rules adopted in D.96-09-098, as modified from time to time.

Conclusion of Law

Applicant should be granted an exemption from the requirement to file tariffs.

O R D E R

IT IS ORDERED that:

1. OCOM Corporation, dba Cellular Network (applicant), is exempt from the requirement to file tariffs subject to the conditions set forth below.
2. Applicant shall abide by the Commission's consumer protection rules adopted in Decision 96-09-098 as modified from time to time.
3. Application 97-08-016 is closed.

This order is effective today.

Dated October 22, 1997, at San Francisco, California.

P. GREGORY CONLON
President
JESSIE J. KNIGHT, JR.
HENRY M. DUQUE
JOSIAH L. NEEPER
RICHARD A. BILAS
Commissioners