

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION RESOLUTION T-14160
Telecommunications Branch September 25, 1990

R E S O L U T I O N

RESOLUTION T-14160. ORDER REVOKING THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY GRANTED TO THE FOLLOWING COMPANIES: COMEX (ATHENA WANG), CENTRAL COAST, GRACE COMMUNICATIONS (TELCOR), TELAMARKETING COMMUNICATIONS OF SOUTHERN CALIFORNIA, ADVANCED CELLULAR PHONE COMPANY, CENTURY CITY CELLULAR, PROCOMM RETRIEVAL, INC., U.S. COMMUNICATIONS, INC., ATH COM, INC., CELLULINK, MODESTO CELLTELCO, ADVANCED COMMUNICATIONS SOFTWARE INC., UNITED TELENETWORKS, INC., HAL-RAD COMMUNICATIONS, INC., MEGAWATS, PAMTEL LONG DISTANCE MANAGEMENT COMPANY, AMPTELCO, INC., FIBERNET COMMUNICATIONS, COM-VEST LONG LINES SAN JOSE, COM-VEST LONG LINES FRESNO, TEL TEC EXCHANGE OF SOUTH BAY, COM-VEST TELECOMMUNICATIONS, CREATIVE TELECOMMUNICATIONS, INC., TELCOM COMMUNICATIONS, INC.

SUMMARY

This resolution revokes the Certificate of Public Convenience and Necessity (CPCN) of 24 long distance, cellular and radiotelephone companies who are no longer in business.

BACKGROUND

Companies that have gone out of business frequently fail to inform the California Public Utilities Commission (CPUC) of this fact. As a result, CPUC records of long distance, cellular and radiotelephone companies are often out of date. Currently, 30% of CPUC mailings to these companies are returned at state expense due to companies having gone out of business without such notification. These records are also used by several branches of the CPUC, the Franchise Tax Board and the Board of Equalization, as well as by other utilities, applicants and interested parties who are required to serve copies of applications, advice letters and other filings.

Resolution T-13057 signed by this Commission on May 10, 1989, removed ten out-of-business long distance companies from CPUC records which met the following criteria:

1. Access service disconnected.
2. Local telephone service disconnected.
3. Mail returned to the CPUC with no forwarding address.
4. Failed to file required fees and reports.

Resolution T-14160/September 25, 1990

In compliance with the criteria established in Resolution T-13057, recent attempts have been made to contact numerous companies by telephone and mail. When these attempts failed, the Commission Advisory and Compliance Division (CACD) contacted access telephone service providers (Local Exchange Companies) to determine if telephone service was disconnected. Currently the CACD has on file letters from Pacific Bell, GTE California and Contel stating that the following companies do not have telephone service:

	<u>Corp. ID</u>	<u>Applic. #</u>	<u>Decision #</u>
Comex (Athena Wang)	U-5090-C	A85-05-064	D85-07-087
Central Coast	U-5026-C	I83-06-01	D84-03-058
Grace Comm. (Telcor)	U-5102-C	A85-12-041	D86-03-047
Telamarket Comm. of So. Cal.	U-5086-C	A85-03-056	D85-05-060
Advanced Cellular Phone Co.	U-4030-C	A85-04-014	D85-06-015
Century City Cellular	U-4050-C	A87-01-029	D87-04-020
Procomm Retrieval, Inc.	U-2076-C	A85-09-032	D86-01-012
U.S. Communications, Inc.	U-4020-C	A84-10-047	D84-11-113
ATH Com, Inc.	U-5053-C	A85-02-003	D85-04-026
Cellulink	U-4060-C	A87-09-036	D88-02-009
Modesto Celltelco	U-4051-C	A87-03-026	D87-08-038
Advanced Comm. Software Inc.	U-5079-C	A87-07-042	D88-06-032
United Telenetworks, Inc.	U-5030-C	A84-02-19	D84-03-058
HAL-RAD Communications, Inc.	U-5095-C	A85-07-056	D85-09-057
Megawats	U-5116-C	A86-05-026	D86-08-018
Pantel Long Distance Mgmt Co.	U-5169-C	A88-06-030	D88-12-042
Amptelco, Inc.	U-5022-C	A84-02-38	D88-12-075
FiberNet Communications	U-5161-C	A88-06-043	D88-09-012
Com-Vest Long Lines San Jose	U-5064-C	A84-09-029	D84-11-097
Com-Vest Long Lines Fresno	U-5065-C	A84-09-028	D84-11-096
Tel Tec Exchange of So. Bay	U-5143-C	A87-12-025	D88-02-039
Com-Vest Telecommunications	U-5006-C	A84-01-01	D84-01-037
Creative Telecom, Inc.	U-5007-C	A84-01-11	D84-02-012
Telcom Communications, Inc.	U-5057-C	A84-07-014	D84-09-009

Section 2107 and 2108 of the Public Utilities (P.U.) Code requires regulated companies to file annual financial reports. These companies have had mail returned to the CPUC for a "Second and Final Notice of Delinquent Annual Report." None of these companies have filed reports nor responded to staff contacts in 1990 for fees required by P.U. Code Sections 431-435 (P.U.C. Reimbursement Account) and Section 879 (Universal Lifeline Telephone Service); most have not filed fee reports since 1988.

DISCUSSION

Resolution T-13057 effective May 10, 1989, previously established criteria for removal of out-of-business companies. This resolution has used the same criteria to determine that the foregoing companies are out of business. It is reasonable to conclude that the companies listed above are no longer doing business in California and should have their CPCNs revoked.

FINDINGS

1. The listed companies were previously granted authority to operate in California.
2. The listed companies have been reviewed pursuant to the criteria established in Resolution No. T-13057.
3. The listed companies no longer have telephone service, and there is no evidence that they are in business.
4. The listed companies' Certificates of Public Convenience and Necessity should be revoked.

THEREFORE, IT IS ORDERED that:

1. The Certificates of Public Convenience and Necessity previously granted to these companies are revoked:

	<u>Corp. ID</u>	<u>Applic. #</u>	<u>Decision #</u>
Comex (Athena Wang)	U-5090-C	A85-05-064	D85-07-087
Central Coast	U-5026-C	I83-06-01	D84-03-058
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Advanced Cellular Phone Co.	U-4030-C	A85-04-014	D85-06-015
Century City Cellular	U-4050-C	A87-01-029	D87-04-020
Procomm Retrieval, Inc.	U-2076-C	A85-09-032	D86-01-012
U.S. Communications, Inc.	U-4020-C	A84-10-047	D84-11-113
ATH Com, Inc.	U-5053-C	A85-02-003	D85-04-026
Cellulink	U-4060-C	A87-09-036	D88-02-009
Modesto Celltelco	U-4051-C	A87-03-026	D87-08-038
Advanced Comm. Software Inc.	U-5079-C	A87-07-042	D88-06-032
United Telenetworks, Inc.	U-5030-C	A84-02-19	D84-03-058
HAL-RAD Communications, Inc.	U-5095-C	A85-07-056	D85-09-057
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Telcom Communications, Inc.	U-5057-C	A84-07-014	D84-09-009

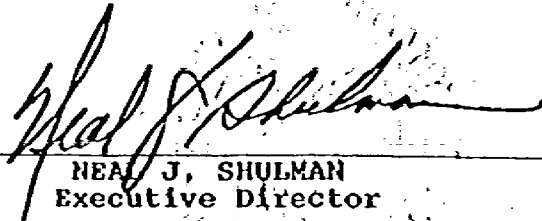
2. A copy of this resolution shall be placed in the Commission's formal files of these companies' Application Numbers.
3. These companies' telecommunication tariffs are cancelled. The CPUC Corporate Identification Numbers of these companies are also cancelled and will not be reissued.
4. The effective date of this resolution is today.

Resolution T-14160/September 25, 1990

I hereby certify that this Resolution was adopted by the Public Utilities Commission at its regular meeting on September 25, 1990. The following Commissioners approved it:

G. MITCHELL WILK
President
FREDERICK R. DUDA
STANLEY W. HULETT

Commissioner John B. Ohanian,
being necessarily absent, did
not participate.


NEAL J. SHULMAN
Executive Director