

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications BranchRESOLUTION T-14543
September 6, 1991R E S O L U T I O NRESOLUTION T-14543 ORDER REVOKING THE CERTIFICATE OF
PUBLIC CONVENIENCE AND NECESSITY GRANTED TO COMVEN, INC.BY ADVICE LETTER NO. 2, FILED ON JUNE 20, 1991.

SUMMARY

Comven, Inc., by Advice Letter No. 2, filed June 20, 1991 requests authority under the provisions of General Order No. 96-A, Section XIV, to withdraw from service as a one-way radiotelephone utility.

This resolution authorizes Comven, Inc.'s Advice Letter No. 2, requesting authority to withdraw from service as a radiotelephone utility. No protests to this Advice Letter were filed. Comven has no existing customers.

BACKGROUND

Comven, Inc. (Comven) filed an application (A. 83-06-38) on June 20, 1983; amended on September 30, 1983 requesting authorization to construct and operate facilities to provide one-way radiotelephone service in the San Diego area. Gencom, Inc. filed a protest alleging that Comven had not made a showing that the proposed operation was economically and technically feasible. The Commission determined that the protestant had not established that granting the application would so damage existing service as to deprive the public of adequate service. The protest was denied, and no hearing was held on the application.

The Commission granted a certificate of public convenience and necessity to Comven in Decision 86-05-014 dated May 7, 1986. Comven was assigned the corporate identification number of U-2010-C.

Comven filed Advice Letter No. 2 with the Commission Advisory and Compliance Division (CACD) on June 20, 1991 to withdraw from service as a radiotelephone utility. Advice Letter No. 2 indicated that Comven currently has no customers and has not operated as a public utility for several years.

NOTICE/PROTEST

Notice of this Advice Letter appeared on the Commission's Daily Calendar of July 3, 1991. No protests to the Advice Letter have been received. Comven has no existing customers.

DISCUSSION

Under General Order 96 A, Section XIV, a utility may not withdraw from service without Commission authorization. Section XIV reads as follows:

"No public utility of a class specified herein shall, unless authority has been obtained from the Commission, either withdraw entirely from public service or withdraw from public service in any portion of the territory served."

Comven properly requested that authorization through the filing of Advice Letter No. 2. The Commission approves Comven's request to have its certificate revoked.

FINDINGS

1. Comven, Inc. was granted a certificate of public convenience and necessity to operate as a radiotelephone utility in Decision 86-05-014.
2. Comven, Inc. submitted Advice Letter No. 2 requesting authority to withdraw from service as a radiotelephone utility.
3. Comven, Inc. currently has no customers.

THEREFORE, IT IS ORDERED that:

1. The Certificate of Public Convenience and Necessity previously granted to Comven, Inc. is revoked.
2. A copy of this resolution shall be placed in the Commission's formal files for Application No. 83-06-38.
3. Comven, Inc.'s radiotelephone tariffs are cancelled. The CPUC Corporate Identification Number U-2010-C is also cancelled and will not be reissued.

I hereby certify that this Resolution was adopted by the Public Utilities Commission at its regular meeting on September 6, 1991. The following Commissioners approved it:


NEAL J. SHULMAN
Executive Director

PATRICIA M. ECKERT
President

JOHN B. CHANIAN
DANIEL WM. FESSLER
NORMAN D. SHUMWAY
Commissioners

I abstain.

G. MITCHELL WILK
Commissioner