

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

TELECOMMUNICATIONS DIVISION
CARRIER BRANCH

RESOLUTION T-16043
JULY 16, 1997

R E S O L U T I O N

RESOLUTION T-16043. REVOCATION OF THE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY OF WESTAR NETWORK (U-5570-C).

SUMMARY

This Resolution revokes the Certificate of Public Convenience and Necessity (CPCN) of Westar Network for failure to meet its obligations as a nondominant interexchange carrier (NDIEC). The authority to revoke the CPCN for this reason was granted in Decision 93-05-010, Ordering Paragraph 4.

BACKGROUND

Westar Network applied for its Certificate of Public Convenience and Necessity (CPCN) in A.95-08-036 under the name Pacific General Telecom, Inc. It was granted its CPCN in D.96-02-060 on February 23, 1996. The company filed its tariff on March 18, 1996, and it was effective on April 19, 1996. The company apparently has no customers.

DISCUSSION

Our records show that Westar Network has failed to do the following since June 1996:

1. File tariff updates on CPUC-mandated surcharges and other items;
2. Remit User Fee (required by PU Code Sects. 431-435);
3. Remit California Relay Service and Communications Devices Fund Fee (required by PU Code Sect. 2881);
4. Remit Universal Lifeline Telephone Service Fee (required by D.87-07-090);
5. Remit California High Cost Fund fee (required by PU Code Sect. 739.30); and
5. File Annual Financial Reports (required by General Order 104-A).

The Telecommunications Division has received return mail from the company's last known address over many months and has tried

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unsuccessfully to reach the company at its last known telephone number. The company's last known telecommunications consultant has no current information on the company's status or location.

The company apparently has no customers.

FINDINGS

1. Westar Network has not paid the required fees and submitted the required reports, as detailed in the Discussion section above.
2. D.93-05-010 authorizes the Commission Advisory and Compliance Division (now Telecommunications Division) to prepare a Resolution revoking a carrier's CPCN when it is at least 90 days late in fee payments.
3. The company apparently has no customers.
4. Westar Network's CPCN should be revoked.

THEREFORE, IT IS ORDERED that:

1. The Certificate of Public Convenience and Necessity previously granted to Westar Network is revoked.
2. The CPUC Corporate Identification Number U-5570-C will also be cancelled and will not be reissued.
3. A copy of this resolution shall be placed in the Commission's formal file for Application No. 95-08-036.

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The effective date of this Resolution is today.

I hereby certify that this Resolution was adopted by the Public Utilities Commission at its regular meeting on July 16, 1997. The following Commissioners approved it:



WESLEY M. FRANKLIN
Executive Director

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