

- BEFORE THE PUBLIC SERVICE COMMISSION OF UTAH -

In the Matter of the Request of Universal)
Access, Inc., for the Immediate) DOCKET NO. 06-2309-01
Cancellation of Its Certificate of Public) REPORT AND ORDER CANCELING
Convenience and Necessity) CERTIFICATE
)

ISSUED: December 18, 2006

SYNOPSIS

Petitioner having voluntarily sought cancellation of its certificate, and no detriment to the public interest appearing, the Commission cancelled the certificate.

By The Commission:

PROCEDURAL HISTORY, DISCUSSION, AND FINDINGS

On November 1, 2006, Universal Access, Inc. ("Universal Access") filed a memorandum voluntarily requesting the immediate cancellation of its Certificate of Public Convenience and Necessity ("Certificate") to provide telecommunications services within the State of Utah ("Request"). The Request states Universal Access does not have any Utah customers and has ceased its telecommunications operations in the state.

On December 8, 2006, the Division of Public Utilities ("Division") filed a memorandum detailing its investigation of the Request and recommending cancellation of Universal Access's Certificate granted by the Commission on July 20, 2000, in Docket No. 00-2309-01. Since Universal Access has ended its telecommunications activities in Utah and no longer serves customers in the state, the Division notes Universal Access appears to have no

remaining obligations under Commission Rule 746-350, *Application to Discontinue Telecommunications Service*.

As Universal Access does not currently provide telecommunications service to any customers within the State of Utah, no detriment to the public interest appears and the Commission hereby issues the following

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED, that:

- The Certificate of Public Convenience and Necessity, issued July 20, 2000, in Docket No.00-2309-01, to Universal Access, Inc., be, and it is, cancelled and annulled effective the date of this Order.

- Pursuant to *Utah Code Annotated* §§ 63-46b-12 and 54-7-15, agency review or rehearing of this order may be obtained by filing a request for review or rehearing with the Commission within 30 days after the issuance of the order. Responses to a request for agency review or rehearing must be filed within 15 days of the filing of the request for review or rehearing. If the Commission fails to grant a request for review or rehearing within 20 days after the filing of a request for review or rehearing, it is deemed denied. Judicial review of the Commission's final agency action may be obtained by filing a Petition for Review with the Utah Supreme Court within 30 days after final agency action. Any Petition for Review must comply with the requirements of *Utah Code Annotated* §§ 63-46b-14, 63-46b-16 and the Utah Rules of Appellate Procedure.

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DATED at Salt Lake City, Utah, this 18th day of December, 2006.

/s/ Ric Campbell, Chairman

/s/ Ted Boyer, Commissioner

/s/ Ron Allen, Commissioner

Attest:

/s/ Julie Orchard
Commission Secretary
G#51772