



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265
October 29, 2002

REFER TO OUR FILE

C-20027761
A-310808

FON DIGITAL NETWORK INC
2290 LEE ROAD
WINTER PARK FL 32789

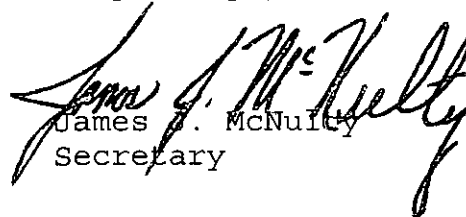
Pennsylvania Public Utility Commission
Law Bureau Prosecutory Staff
v.
Fon Digital Network, Inc.

To Whom It May Concern:

This is to advise you that a Default Order has been adopted by the Commission in Public Meeting on October 24, 2002 in the above entitled proceeding.

A Default Order has been enclosed for your records.

Very truly yours,


James J. McNulty
Secretary

Enclosure
Certified Mail
JEP

DOCUMENT
FOLDER

DOCKETED

JAN 27 2003

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Public Meeting held October 24, 2002

Commissioners Present:

Glen R. Thomas, Chairman
Robert K. Bloom, Vice-Chairman
Aaron Wilson, Jr.
Terrance J. Fitzpatrick
Kim Pizzingrilli

Pennsylvania Public Utility Commission
Law Bureau Prosecutory Staff

Docket No.
C-20027761

v.

Fon Digital Network Inc. (2001.0352)

A-310808

DEFAULT ORDER

BY THE COMMISSION:

On, May 23, 2002 the Law Bureau Prosecutory Staff filed a Formal Complaint proceeding against Fon Digital Network Inc. (the Respondent), an IXC reseller certificated at A-310808. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa. C.S. §504 its 2000 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa. C.S. §504 by failing to file its 2000 Annual Report.

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The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 2000 Annual Report.

According to the U.S. Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 2000 Annual Report has not been filed; **THEREFORE,**

IT IS ORDERED:

1. That the allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

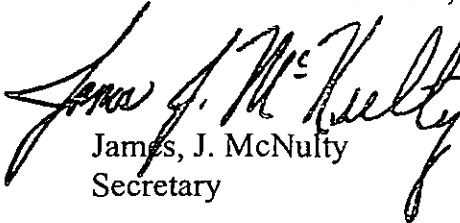
2. That the Secretary serve a copy of this Order upon all jurisdictional telecommunication carriers and also cause a copy of this order to be published in the Pennsylvania Bulletin with a 20-day comment period.

3. That Fon Digital Network Inc. immediately cease providing service to any new customers and, within 10 days of the entry date of this order, provide written notice to any existing customers directing each to select an alternative IXC service provider within 30 days of the date of the notice. Such notice must include a statement of the Commission's intent to cancel the company's certificate of public convenience absent adverse public comment within the 20-day time constraint established pursuant to Ordering Paragraph No. 2, above.

4. That absent the filing of adverse public comment, 30 days after publication in the Pennsylvania Bulletin and without further action by the Commission, the certificate of public convenience held by Fon Digital Network Inc. at Docket No. A-310808 shall be cancelled, and the company's name stricken from all active-utility lists maintained by the

Tariff and Annual Report Section of the Commission's Bureau of Fixed Utility Services
and the Assessment Section of the Bureau of Administrative Services.

BY THE COMMISSION,



James, J. McNulty
Secretary

(SEAL)

ORDER ADOPTED: October 24, 2002

ORDER ENTERED: OCT 29 2002