

PENNSYLVANIA
PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Public Meeting held March 28, 2002

Commissioners Present:

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

DOCUMENT
FOLDER

Pennsylvania Public Utility Commission
Law Bureau Prosecutory Staff

Docket No.
C-20015704

v.

DOCKETED
APR 25 2002

Eagle Telecom, Inc. (1998.0232.01)

A-310710

DEFAULT ORDER

BY THE COMMISSION:

On June 25, 2001, the Law Bureau Prosecutory Staff filed a Complaint proceeding against Eagle Telecom, Inc. (the Respondent), an IXC reseller certificated at A-310710. 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 1999 Annual Report was due. The complaint charged that the Respondent violated 66 Pa. C.S. §504 by neither failing to file its 1999 Annual Report.

The Complaint requested that the Commission issue an order cancelling the Respondent's certificate of public convenience for failure to file its 1999 Annual Report.

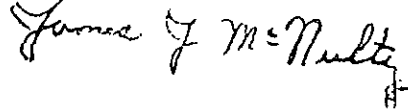
According to the U.S. Postal Service return receipt, the Complaint was unclaimed. To date, more than 20 days later, no answer has been filed to the Complaint and the 1999 Annual Report has not been filed; **THEREFORE**,

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 Eagle Telecom, 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 Pa. Bulletin and without further action by the Commission, the certificate of public convenience held by Eagle Telecom, Inc. at Docket No. A-310710 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,

A handwritten signature in cursive script that reads "James J. McNulty". The signature is written in dark ink and includes a small horizontal stroke at the end of the name.

James, J. McNulty
Secretary

(SEAL)

ORDER ADOPTED: March 28, 2002

ORDER ENTERED: APR 04 2002