

PENNSYLVANIA PUBLIC UTILITY COMMISSION  
Uniform Cover and Calendar Sheet

1. <b>REPORT DATE:</b> July 5, 2005	2. <b>BUREAU AGENDA NO.</b> JUL-2005-L-0071*
3. <b>BUREAU:</b> Law	
4. <b>SECTION(S):</b>	5. <b>PUBLIC MEETING DATE:</b>
6. <b>APPROVED BY:</b>  Director: Mgr/Spvr: Wilmarth 2-8841 Legal Review: <i>Carl S. H. [Signature]</i>	July 14, 2005 <i>A-311268</i>
7. <b>PERSONS IN CHARGE:</b> Daviston 7-6166 <i>RLD</i>	9. <b>EFFECTIVE DATE OF FILING:</b>
8. <b>DOCKET NO.:</b> C-20044007, C-20044008, C-20044013, C-20044017, C-20044032, C-20044033, C-20044039, C-20044041, C-20044042, C-20044043, C-20044047, C-20044048, C-20044049, C-20044050, C-20044054, C-20044066, C-20044067 See Attached List	

**DOCUMENT  
FOLDER**

10. (a) **CAPTION** (abbreviate if more than 4 lines)  
 (b) Short summary of history & facts, documents & briefs  
 (c) Recommendation
- (a) LBPS v. Seventeen Named Telecommunications Utilities for 2003 Annual Report Delinquency.
- (b) On December 13 and 14, 2004, the Law Bureau Prosecutory Staff filed separate Formal Complaints against seventeen telephone service providers (Respondents). In the Complaints, Prosecutory Staff alleged that the Commission sent by certified mail notice to each Respondent that pursuant to 66 Pa. C.S. §504 its 2003 Annual Report was due. The Complaints charged that each Respondent violated 66 Pa. C.S. §504 by not filing its 2003 Annual Report. Service of the Complaints was not perfected because the Complaints were either unclaimed, refused, or the forwarding order expired.
- (c) The Law Bureau recommends that the Commission adopt the proposed Default Orders which cancel the certificates of the seventeen Respondents that were unable to be served with the Complaints.

11. **MOTION BY:** Commissioner Chm. Holland  
**SECONDED:** Commissioner Cawley

Commissioner Shane - Yes  
 Commissioner Pizzigrilli - Yes  
 Commissioner Fitzpatrick - Yes

**CONTENT OF MOTION:** Staff recommendation adopted.

**DOCKETED**  
JUL 21 2005

LBPS v. 17 Telecommunications Utilities  
 For 2003 Annual Report Delinquency  
 Service not perfected – listed in docket order

73-A

CODE	COMPANY	CDOCKET
A-310972	Worldxchange Corp.	C-20044007
A-311171	Winstar of Penna, LLC	C-20044008
A-311059	Telstar International, Inc.	C-20044013
A-310709	Special Accounts Billing Group, Inc.	C-20044017
A-311117	Optical Telephone Corp.	C-20044032
A-310078	Operator Communications, Inc.	C-20044033
A-310813	Nutel Phone Service, Inc.	C-20044039
A-311168	Moving Bytes, Inc.	C-20044041
A-311268	Miko Telephone Comm., Inc.	C-20044042
A-311160	Mcgraw Comm.	C-20044043
A-310346	Jenkintown, Ltd.	C-20044047
A-311210	Intelecall Communications, Inc.	C-20044048
A-310499	Inmate Communications Corp.	C-20044049
A-310454	I-Link Communications	C-20044050
A-310610	Foxtel, Inc.	C-20044054
A-310985	Citynet Telecom, Inc.	C-20044066
A-311186	Choice Telco, LLC	C-20044067



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

IN REPLY PLEASE  
REFER TO OUR FILE

July 22, 2005

C-20044042  
A-311268

MIKO TELEPHONE COMMUNICATIONS I  
2100 SOUTHBRIDGE PARKWAY  
SUITE 650  
BIRMINGHAM AL 35209

Pennsylvania Public Utility Commission Law Bureau Prosecutory Staff v. Miko Telephone Comm., Inc.

To Whom It May Concern:

This is to advise you that the Commission in Public Meeting on July 14, 2005 has adopted a **Default Order** in the above entitled proceeding.

A **Default Order** has been enclosed for your records.

Very truly yours,

James J. McNulty  
Secretary

ljm  
encls

See attached list for additional parties of record

**DOCKETED**  
SEP 13 2005

**DOCUMENT  
FOLDER**

ENTRY NO.: 0001  
NAME: MIKO TELEPHONE COMMUNICATIONS I  
ADDRESS1: 2100 SOUTHBRIDGE PARKWAY SUITE 650  
ADDRESS2:  
CITY: BIRMINGHAM STATE: AL ZIP: 35209  
REPRESENTING: RESPONDENT TYPE

ENTRY NO.:  
NAME:  
ADDRESS1:  
ADDRESS2:  
CITY: STATE: ZIP:  
REPRESENTING: TYPE

ENTRY NO.:  
NAME:  
ADDRESS1:  
ADDRESS2:  
CITY: STATE: ZIP:  
REPRESENTING: TYPE

RESPONDENT OR APPLICANT: MIKO TELEPHONE COMMUNICATIONS I  
PARTY OR COMPLAINANT: LAW BUREAU PROSECUTORY (2004.0267)  
[CU25] [ ] [C-20044042] [ ] [ ] [ ] [ ] PRINT- [ ]

THIS IS THE LAST RECORD OF THIS CASE NUMBER

RCV | |FORM| |LTAI| |Col 4|Row 24|Page 1|T1

OFFICE OF CONSUMER ADVOCATE  
FORUM PLACE  
555 WALNUT STREET 5TH FLOOR  
HARRISBURG PA 17101

OFFICE OF SMALL  
BUSINESS ADVOCATE  
COMMERCE BLDG STE 1102  
300 NORTH SECOND STREET  
HARRISBURG PA 17101

OFFICE OF TRIAL STAFF  
PO BOX 3265  
KEYSTONE BUILDING 2ND FLOOR  
HARRISBURG PA 17105-3265

FRANK T DONAGHUE C.D.A.G.  
BUREAU OF CONSUMER  
PROTECTION  
301 CHESTNUT STREET SUITE 105  
HARRISBURG PA 17101

**PENNSYLVANIA  
PUBLIC UTILITY COMMISSION  
Harrisburg, PA 17105-3265**

Public Meeting held July 14, 2005

Commissioners Present:

Wendell F. Holland, Chairman  
James H. Cawley, Vice-Chairman  
Bill Shane  
Kim Pizzingrilli  
Terrance J. Fitzpatrick

Pennsylvania Public Utility Commission  
Law Bureau Prosecutory Staff

C-20044042

v.

Miko Telephone Comm., Inc., (2004.0267.00)

A-311268

**DEFAULT ORDER**

**BY THE COMMISSION:**

On December 14, 2004, the Law Bureau Prosecutory Staff filed a Formal Complaint against Miko Telephone Comm., Inc., (the Respondent), a non-facilities based reseller of toll service carrier certificated at A-311268. 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 2003 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa. C.S. §504 by failing to file its 2003 Annual Report. The Complaint requested that the Commission issue an order canceling the Respondent's certificate of public convenience for failure to file its 2003 Annual Report.

**DOCKETED**  
SEP 13 2005

**DOCUMENT  
FOLDER**

According to the U.S. Postal Service return receipt, the Complaint was not served because the address was unknown. To date, more than 20 days later, no answer has been filed to the Complaint and the 2003 Annual Report has not been filed. In addition, we are not aware that Respondent has any current customers in Pennsylvania, and Respondent was never assigned any NXX codes.

The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa. C.S. §§504, 505, 506, and 3301. Based on Respondent's failure to file its 2003 Annual Report and upon our inability to serve the Complaint, we conclude that revocation of Miko Telephone Comm., Inc.,'s certificate of public convenience is in the public interest. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under Section 3301, in lieu of cancellation, if Respondent seeks relief from this Default Order; **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 Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.
3. That Miko Telephone Comm., 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 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 Miko Telephone Comm., Inc., at A-311268 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: July 14, 2005

ORDER ENTERED: JUL 22 2005

**Zeiders, Wanda**

---

**From:** Klinefelter, D Kerry  
**Sent:** Tuesday, September 06, 2005 2:34 PM  
**To:** Marino, Annunciata; Rametta, Anthony; Hisiro, Carl; Crummy, Christie; Page, Cyndi; Kirkwood, Dale; Trout, Doreen; Gorski, Frances; McDonald, J Elaine; Henry, Jamie; Tuzinski, Janet; Gast, Janey; Novobilski, Joseph; Best, Lenora; Peyton, Leonard; Milletics, Lisa; Daviston, Rhonda; Staver, Rhonda; Zeiders, Wanda  
**Subject:** Certificates Revoked

Below are listed the certificates that are to be revoked as per Commission action on 7/14/2005 following a 30 day comment period after publication in the Pa. Bulletin. Jami, please pull all tariffs of the named utilities and mark on each of the front cover page, "Certificate Revoked @ P.M. 7/14/2005, No 2003 A/R filed". Fran/Wanda, please issue any applicable certs., and update bridge to reflect deleted status. Joe, please make adjustments to your assessments as needed. Thanks, Kerry

All Star Acquisition Corp.	A-311212	C-20044072
Choice Telco, LLC	A-311186	C-20044067
Better World Telecom, Inc.	A-311241	C-20044069
Citynet Telecom, Inc.	A-310985	C-20044066
Communicate Tech. Systems	A-311116	C-20044065
Foxtel, Inc.	A-310610	C-20044054
Kiger Tele. & Tele.	A-311175	C-20044046
I-Link Comm.	A-310454	C-20044050
Onestar Comm., LLC	A-311135	C-20044036
Intelecall Comm., Inc.	A-311210	C-20044048
Onestar L.D.	A-310569	C-20044034
Jenkintown, Ltd.	A-310346	C-20044047
Orion Telecomm. Corp.	A-311004	C-20044030
Miko Telephone Co.	A-311268	C-20044042
Premier Network Serv.	A-310987	C-20044026
Moving Bytes, Inc.	A-311168	C-20044041
Primo Communications, Inc.	A-311219	C-20044022
Nutel Phone Service	A-310813	C-20044039
Servisense.Com	A-310908	C-20044018
Operator Comm., Inc.	A-310078	C-20044033
Summit Telco, LLC	A-310936	C-20044016
Optical Telephone Co.	A-311117	C-20044032
Telecomm Coop. Network	A-310780	C-20044015
Special Accts. Billing Group, Inc.	A-310709	C-20044017
Telegenius, Inc.	A-311128	C-20044014
Telstar Intl., Inc.	A-311059	C-20044013

**DOCUMENT  
FOLDER**

**DOCKETED**  
SEP 13 2005