

**BEFORE THE WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION**

WASHINGTON UTILITIES AND)	DOCKET UT-143237
TRANSPORTATION COMMISSION,)	
)	ORDER 01
Complainant,)	
)	INITIAL ORDER GRANTING
v.)	REQUEST TO FIND
)	COMPANIES IN DEFAULT AND
ETHOS COMMUNICATIONS GROUP,)	CANCEL PERMITS FOR
INC., GO SOLO TECHNOLOGIES,)	FAILURE TO FILE ANNUAL
INC., IBFA ACQUISITION)	REPORTS AND PAY
COMPANY, LLC, INMATE)	REGULATORY FEES
COMMUNICATIONS)	
CORPORATION, NET TALK.COM,)	
INC., TCAST COMMUNICATIONS,)	
INC., TELECARE, INC.,)	
)	
Respondents.)	
.....)	

BACKGROUND

1. On September 30, 2014, the Washington Utilities and Transportation Commission (Commission) entered a complaint against Ethos Communications Group, Inc., Go Solo Technologies, Inc., IBFA Acquisition Company, LLC Inmate Communications Corporation, Net Talk.com, Inc., Tcast Communications, Inc., and Telecare, Inc. The complaint alleges that each company failed to file required annual reports for 2013 and also failed to pay required regulatory fees for 2014. The Commission set this matter for hearing and notified all respondents that any party that failed to attend or participate in the hearing may be held in default.

2. The complaint was heard on November 18, 2014, in Olympia, Washington before Administrative Law Judge Rayne Pearson. Jennifer Cameron-Rulkowski, Assistant Attorney General, Olympia, Washington represents Commission staff (Staff).¹

¹ In formal proceedings, such as this, the Commission’s regulatory staff participates like any other party, while the Commissioners make the decision. To assure fairness, the Commissioners, the presiding administrative law judge, and the Commissioners’ policy and accounting advisors do not discuss the merits

During the hearing, Staff presented the testimony of Amy Andrews, Regulatory Analyst. None of the telecommunications companies named in the complaint appeared at the hearing or presented testimony.

DISCUSSION AND DECISION

3. **Applicable Law.** Every public service company regulated by the Commission is required to file an annual report that sets forth the company's operations during the preceding year.² In addition, every public service company subject to regulation by the Commission must pay a regulatory fee each year on or before the date specified by the Commission.³ Commission rules require all regulated telecommunications companies to file annual reports and pay regulatory fees by May 1.⁴ The Commission may revoke the registration of a telecommunications company for failure to file an annual report or pay regulatory fees.⁵ Any party who fails to attend or participate in a hearing scheduled by the Commission may be held in default.⁶

4. **Default.** Staff moved that Ethos Communications Group, Inc., Go Solo Technologies, Inc., IBFA Acquisition Company, LLC, Inmate Communications Corporation, Net Talk.com, Inc., Tcast Communications, Inc., and Telecare, Inc. be held in default for failing to appear at the hearing. The record reflects that each company was sent notice of the hearing by both certified and first class mail at its address of record and failed to appear or otherwise respond to the complaint. Therefore, the motion for default against each of the seven companies was granted. Even so, Staff requested that the Commission hear and dispose of the substantive issues brought in the complaint against Ethos Communications Group, Inc., Go Solo Technologies, Inc., IBFA Acquisition Company, LLC, Inmate Communications Corporation, Net Talk.com, Inc., Tcast Communications, Inc., and Telecare, Inc.

of this proceeding with the regulatory staff, or any other party, without giving notice and opportunity for all parties to participate. *See* RCW 34.05.455.

² *See* RCW 80.04.080.

³ *See* RCW 80.24.010.

⁴ *See* WAC 480-120-382 (competitively classified companies); WAC 480-120-385 (companies not classified as competitive).

⁵ *See* WAC 480-121-060.

⁶ *See* RCW 34.05.440; WAC 480-07-450.

5. **Complaint.** Ms. Amy Andrews testified that she reviews the Commission's Annual Report Tracking System (ARTS) to obtain a list of all companies that are delinquent in filing their annual reports or paying their regulatory fees.
6. Ethos Communications Group, Inc. (Ethos) is a public service company as defined in RCW 80.04.010. Ethos is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in Washington. As such, Ethos is required to submit an annual report to the Commission and pay regulatory fees. A review of the Commission's files and records shows that Ethos failed to file its annual report for 2013 and failed to pay regulatory fees. Moreover, Ethos failed to appear at the time and place scheduled for hearing in this matter and is in default. Accordingly, Ethos's telecommunications registration should be revoked.
7. Go Solo Technologies, Inc. (Go Solo) is a public service company as defined in RCW 80.04.010. Go Solo is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in Washington. As such, Go Solo is required to submit an annual report to the Commission and pay regulatory fees. A review of the Commission's files and records shows that Go Solo failed to file its annual report for 2013 and failed to pay regulatory fees. Moreover, Go Solo failed to appear at the time and place scheduled for hearing in this matter and is in default. Accordingly, Go Solo's telecommunications registration should be revoked.
8. IBFA Acquisition Company, LLC (IBFA) is a public service company as defined in RCW 80.04.010. IBFA is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in Washington. As such, IBFA is required to submit an annual report to the Commission and pay regulatory fees. A review of the Commission's files and records shows that IBFA failed to file its annual report for 2013 and failed to pay regulatory fees. Moreover, IBFA failed to appear at the time and place scheduled for hearing in this matter and is in default. Accordingly, IBFA's telecommunications registration should be revoked.
9. Inmate Communications Corporation (Inmate) is a public service company as defined in RCW 80.04.010. Inmate is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in Washington. As such, Inmate is required to submit an annual report to the Commission and pay regulatory fees. A review of the Commission's files and records shows that Inmate failed to file its annual report for 2013 and failed to pay regulatory fees. Moreover, Inmate failed to appear at the time

and place scheduled for hearing in this matter and is in default. Accordingly, Inmate's telecommunications registration should be revoked.

10. Net Talk.com, Inc. (Net Talk.com) is a public service company as defined in RCW 80.04.010. Net Talk.com is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in Washington. As such, Net Talk.com is required to submit an annual report to the Commission and pay regulatory fees. A review of the Commission's files and records shows that Net Talk.com failed to file its annual report for 2013 and failed to pay regulatory fees. Moreover, Net Talk.com failed to appear at the time and place scheduled for hearing in this matter and is in default. Accordingly, Net Talk.com's telecommunications registration should be revoked.
11. Tcast Communications, Inc. (Tcast) is a public service company as defined in RCW 80.04.010. Tcast is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in Washington. As such, Tcast is required to submit an annual report to the Commission and pay regulatory fees. A review of the Commission's files and records shows that Tcast failed to file its annual report for 2013 and failed to pay regulatory fees. Moreover, Tcast failed to appear at the time and place scheduled for hearing in this matter and is in default. Accordingly, Tcast's telecommunications registration should be revoked.
12. Telecare, Inc. (Telecare) is a public service company as defined in RCW 80.04.010. Telecare is registered under RCW 80.36 and WAC 480-121 to provide telecommunications services in Washington. As such, Telecare is required to submit an annual report to the Commission and pay regulatory fees. A review of the Commission's files and records shows that Telecare failed to file its annual report for 2013 and failed to pay regulatory fees. Moreover, Telecare failed to appear at the time and place scheduled for hearing in this matter and is in default. Accordingly, Telecare's telecommunications registration should be revoked.

FINDINGS AND CONCLUSIONS

13. (1) The Washington Utilities and Transportation Commission is an agency of the State of Washington, vested by statute with authority to regulate rates, rules, regulations, practices, and accounts of public service companies, including telecommunications companies.

14. (2) Ethos Communications Group, Inc., Go Solo Technologies, Inc., IBFA Acquisition Company, LLC, Inmate Communications Corporation, Net Talk.com, Inc., Tcast Communications, Inc., and Telecare, Inc. are each a “public service company” and “telecommunications company” as those terms are defined and used in RCW Title 80.
15. (3) On September 30, 2014, the Commission entered a complaint and notice of hearing. The complaint against each of the above-named telecommunications companies sought revocation of the company’s registration for failure to submit an annual report and pay regulatory fees. The notice of hearing scheduled a hearing to convene on November 18, 2014, in Olympia, Washington. Each of the above-named telecommunications companies was properly served and notified of the hearing.
16. (4) Ethos Communications Group, Inc.’s failure to file its annual report for 2013 and pay regulatory fees constitutes good cause to revoke its registration to operate in Washington. Ethos Communications Group, Inc. is in default for failing to appear at the November 18, 2014, hearing in this matter.
17. (5) Go Solo Technologies, Inc.’s failure to file its annual report for 2013 and pay regulatory fees constitutes good cause to revoke its registration to operate in Washington. Go Solo Technologies, Inc. is in default for failing to appear at the November 18, 2014, hearing in this matter.
18. (6) IBFA Acquisition Company, LLC’s failure to file its annual report for 2013 and pay regulatory fees constitutes good cause to revoke its registration to operate in Washington. IBFA Acquisition Company, LLC is in default for failing to appear at the November 18, 2014, hearing in this matter.
19. (7) Inmate Communications Corporation’s failure to file its annual report for 2013 and pay regulatory fees constitutes good cause to revoke its registration to operate in Washington. Inmate Communications Corporation is in default for failing to appear at the November 18, 2014, hearing in this matter.
20. (8) Net Talk.com, Inc.’s failure to file its annual report for 2013 and pay regulatory fees constitutes good cause to revoke its registration to operate in Washington. Net Talk.com, Inc. is in default for failing to appear at the November 18, 2014, hearing in this matter.

21. (9) Tcast Communications, Inc.'s failure to file its annual report for 2013 and pay regulatory fees constitutes good cause to revoke its registration to operate in Washington. Tcast Communications, Inc. is in default for failing to appear at the November 18, 2014, hearing in this matter.
22. (10) Telecare, Inc.'s failure to file its annual report for 2013 and pay regulatory fees constitutes good cause to revoke its registration to operate in Washington. Telecare, Inc. is in default for failing to appear at the November 18, 2014, hearing in this matter.

ORDER

THE COMMISSION ORDERS THAT:

23. (1) Ethos Communications Group, Inc. is in default. The telecommunications registration held by Ethos Communications Group, Inc. is revoked for failure to file an annual report for 2013 and pay regulatory fees.
24. (2) Go Solo Technologies, Inc. is in default. The telecommunications registration held by Go Solo Technologies, Inc. is revoked for failure to file an annual report for 2013 and pay regulatory fees.
25. (3) IBFA Acquisition Company, LLC is in default. The telecommunications registration held by IBFA Acquisition Company, LLC is revoked for failure to file an annual report for 2013 and pay regulatory fees.
26. (4) Inmate Communications Corporation is in default. The telecommunications registration held by Inmate Communications Corporation is revoked for failure to file an annual report for 2013 and pay regulatory fees.
27. (5) Net Talk.com, Inc. is in default. The telecommunications registration held by Net Talk.com, Inc. is revoked for failure to file an annual report for 2013 and pay regulatory fees.
28. (6) Tcast Communications, Inc. is in default. The telecommunications registration held by Tcast Communications, Inc. is revoked for failure to file an annual report for 2013 and pay regulatory fees.

29. (7) Telecare, Inc. is in default. The telecommunications registration held by Telecare, Inc. is revoked for failure to file an annual report for 2013 and pay regulatory fees.

DATED at Olympia, Washington, and effective November 20, 2014.

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

RAYNE PEARSON
Administrative Law Judge

NOTICE TO PARTIES

This is an Initial Order. The action proposed in this Initial Order is not yet effective. If you disagree with this Initial Order and want the Commission to consider your comments, you must take specific action within the time limits outlined below. If you agree with this Initial Order, and you would like the Order to become final before the time limits expire, you may send a letter to the Commission, waiving your right to petition for administrative review.

WAC 480-07-825(2) provides that any party to this proceeding has twenty (20) days after the entry of this Initial Order to file a Petition for Administrative Review. What must be included in any Petition and other requirements for a Petition are stated in WAC 480-07-825(3). WAC 480-07-825(4) states that any party may file an Answer to a Petition for Review within ten (10) days after service of the Petition.

WAC 480-07-830 provides that before entry of a Final Order any party may file a Petition to Reopen a contested proceeding to permit receipt of evidence essential to a decision, but unavailable and not reasonably discoverable at the time of hearing, or for other good and sufficient cause. No Answer to a Petition to Reopen will be accepted for filing absent express notice by the Commission calling for such answer.

RCW 80.01.060(3) provides that an Initial Order will become final without further Commission action if no party seeks administrative review of the Initial Order and if the Commission fails to exercise administrative review on its own motion.

One copy of any Petition or Answer filed must be served on each party of record with proof of service as required by WAC 480-07-150(8) and (9). An original and **seven (7)** copies of any Petition or Answer must be filed by mail delivery to:

Attn: Steven V. King, Executive Director and Secretary
Washington Utilities and Transportation Commission
P.O. Box 47250
Olympia, Washington 98504-7250