

BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

WASHINGTON UTILITIES AND
TRANSPORTATION COMMISSION,

Petitioners,

v.

ACCESSLINE COMMUNICATIONS
CORPORATION; ACCUTEL
COMMUNICATIONS, INC.; ACTEL
INTEGRATED COMMUNICATONS,
INC.; ADVANCED
TELECOMMUNICATIONS NETWORK,
INC.; AMERICAN TEL GROUP, INC;
AMERICAN TELECOMMUNICATIONS
ENT., INC.; APOLLO TELECOM
NETWORK, INC.; ATLANTA NEW
YORK WAREHOUSE OUTLETS, INC.;
ATLANTIC TELEPHONE COMPANY,
INC.; ATLAS EQUITY, INC. d/b/a
PERFORMANCE TELECOM; BRENTTEL
COMMUNICATIONS; BRITTAN
COMMUNICATIONS INTERNATIONAL
CORPORATION; CARIBBEAN
TELEPHONE AND TELEGRAPH; CASH
BACK REBATES LD.COM, INC;
COINTEL, INC; COLORADO RIVER
COMMUNICATIONS CORPORATION;
COM TECH INTERNATIONAL
CORPORATION; COMPLUS, LLC;
CORPORATE SERVICES TELCOM, INC.;
COVENANT DEVELOPMENT
CORPORATION; CP NW 1, LLC; CSI
PAY TELEPHONE INVESTORS, LP;

DOCKET NO. UT-010785

MOTION ON BEHALF OF
COMMISSION STAFF TO
DISMISS PARTIES FROM
PROCEEDING

CYBER SENTRY, INC.; DELTA PATCO;
DIALTEK, LLC; DIRECT CONNECT
COMMUNICATIONS, INC.; DISCOUNT
CALL RATING, INC.; DIVERSIFIED
SERVICE COMPANY; EAGLE
TELECOM, INC.; ECI
COMMUNICATIONS, INC.; ECLIPSE
COMMUNICATIONS CORPORATION;
ELIAS VENTURES, INC.;
ESSENTIAL.COM, INC.; FAXNET
CORPORATION; FONOROLA
CORPORATION; FUTURE TELEPHONE
COMMUNICATIONS; GLOBAL
TELELINK SERVICES, INC.; GLOBAL
TELEPHONE CORPORATION; GOLD
TEL CORPORATON; GREAT WEST
SERVICES, LTD.; HI-RIM
COMMUNICATIONS, INC.; IDEALDIAL
CORPORATION; INACOM
COMMUNICATIONS, INC.; INET
INTERACTIVE NETWORK SYSTEM,
INC.; INNTERGATED
TELETECHNOLOGIES, INC.;
INTELICOM INTERNATIONAL
CORPORATON; INTER-TEL NET
SOLUTIONS, INC.; INTERNATIONAL
TELE-SERVICE, INC.; INTERNET
TELEPHONE COMPANY; IPVOICE
COMMUNICATIONS, INC.; J D
SERVICES, INC.; PHONE CONNECTION;
JUNG SOO KWAK TELEPHONE;
LAWRENCE SMITH, INC.; LEAST COST
ROUTING, INC.; LEGENDS
COMMUNICATIONS, INC.; LONG
DISTANCE AMERICA, INC.; LONG
DISTANCE DIRECT HOLDINGS;
MAXTEL USA, INC.; MAXXIS
COMMUNICATIONS, INC.; CRESCENT
MOON ENTERPRISES; METROLINK
COMMUNICATONS, INC.,
METROMEDIA COMMUNICATIONS
CORPORATION; MINIMUM RATE
PRICING, INC.; NET-TEL
CORPORATON; NET.WORLD, INC.;
NETEL, INC.; NEW MILLENIUM
CONQUEST SERVICE CORP.; NOVA

TELECOM, INC.; OVERLOOK COMMUNICATIONS INTERNATIONAL; OZARK TELECOM, INC.; PACIFIC FIBER LINK, LLC; PDGT.COM, INC.; PHONES "R" US; PNV.NET, INC.; POLAR COMMUNICATIONS CORPORATION; PRIDE AMERICA, INC.; PRO PLUS COMMUNICATIONS CORP.; QUANTUM COMMUNICATIONS; QUEST TELECOMMUNICATIONS, INC.; RAPID LINK USA, INC.; REFLEX COMMUNICATIONS, INC.; ROBERT PAYNE CORPORATION; ROCKY MOUNTAIN BROADBAND, INC.; S.V.V. SALES d/b/a ARCADIA COMMUNICATIONS; SATLINK3000, INC.; SBR, INC.; SERWISENSE.COM, INC.; SOUTHNET TELECOMM SERVICES, INC.; SOUTHWEST PAY TELEPHONE CORPORATION; STARCOM SERVICE CORPORATION; STARLINK COMMUNICATIONS, LLC; STARTEC, INC.; STELLAR TELECOMMUNICATIONS SERVICES, INC.; STORMTEL, INC.; SUE DAVIS PAYPHONES; TACOMA COIN ENTERPRISES; TACOMA TELEPHONE EXCHANGE, INC.; TELEDIAL AMERICA, INC.; TELEMAGEMENT SERVICES, INC.; TELERA COMMUNICATIONS, INC.; TELICOR, INC.; TELINK, INC.; TELNET COMMUNICATIONS, INC.; TELSCAPE, USA, INC.; TELSTAR INCORPORATED; TELTRUST TELECOMMUNICATIONS, INC.; THE WILLIAMS GROUP, INC.; TRADEX INTERNATIONAL, INC.; TTI TELECOMMUNICATIONS; U.S. NETWORK SERVICES, INC.; U.S. SOUTH COMMUNICATIONS, INC.; UNICOMM; UNITED NATIVE AMERICAN TELECOMMUNICATIONS; USA TELE CORPORATION; VALUE TEL, INC.; VISTA GROUP INTERNATIONAL, INC.; VOCALL

COMMUNICATIONS CORPORATION;
WATS INTERNATIONAL
CORPORATION; WATS/800, INC. d/b/a
INFORMATION & TELEPHONE
SERVICES; WESTERN
COMMUNICATIONS NETWORK;
WINSTAR WIRELESS, INC.; WORLD
TELECOM GROUP, INC.;
WORLDTOUCH COMMUNICATIONS,
INC.; XTRACOM, INC.,

Respondents.

I. Introduction

1 Commission Staff files this motion to request the dismissal of certain parties from Docket
No. UT-010785 for having complied with regulatory requirements.

II. Background

2 On July 15, 2002, a prehearing conference was held in the above docket. The purpose of
the proceeding was to determine whether the named companies violated state statutes and
Commission rules, determine whether the Commission should revoke the registrations and
impose penalties against those companies, and to make any other determination as may be just
and reasonable. *WUTC v. AccessLine, et al.*, Docket No. UT-010785, Complaint and Notice of
Prehearing Conference, ¶ 21 (June 6, 2002).

3 Commission Staff requested that certain companies be dismissed from the proceeding for
either complying with regulatory requirements or voluntarily canceling their registrations. Tr. at
6:14 to 8:23. Ruling on the request was reserved. Tr. at 13:9-12. In the Default Order (*WUTC
v. AccessLine Communications Corp., et al.*, Docket No. UT-010785, Default Order (August 2,
2002)), ALJ Lawrence Berg held that certain companies had either complied with regulatory
requirements or filed requests to cease doing business in Washington. (Default Order at ¶¶ 19 -
20).

III. Facts

4 Two companies, AccessLine Communications Corp. (AccessLine) and Direct Connect
Communications, Inc. (DCC), filed motions to vacate the Default Order. AccessLine filed an
annual report and paid regulatory fees for the year 1999, obtaining regulatory compliance. (*See*
Attachment A). DCC also obtained compliance by filing annual reports and paying regulatory
fees for the years 1999 and 2000. (*See* Attachment B).

5 Five other companies contacted Commission Staff and represented that they would
comply by a date certain. Those companies are Corporate Services Telecom, Inc., Maxxis
Communications, Inc., Pro Plus Communications Corp., ServiSense, and Western CLEC Corp.
(formerly Eclipse Communications Corp.).

6 Corporate Services Telecom, Inc. filed an annual report and paid regulatory fees for the
year 2000, obtaining compliance with regulatory requirements. (*See* Attachment C).

7 Maxxis Communications, Inc. filed annual reports and paid regulatory fees for years
1999 and 2000, obtaining compliance. (*See* Attachment D).

8 Pro Plus Communications Corp. filed an annual report for the year 2000 and has obtained
constructive compliance. (*See* Attachment E).

9 ServiSense filed an annual report for the year 2000, obtaining compliance. (*See*
Attachment F).

10 Western CLEC Corp. (formerly Eclipse Communications Corp.) filed annual and paid
regulatory fees for the years 1998, 1999, 2000, and 2001, obtaining compliance. (*See*
Attachment G).

IV. Argument and Request

11 No final order has yet been issued regarding the cancellation of the companies' registrations. Because (1) AccessLine Communications, Inc., (2) Direct Connect Communications, (3) Corporate Services Telecom, Inc., (4) Maxxis Communications, Inc., (5) Pro Plus Communications Corp., (6) ServiSense, and (7) Western CLEC Corp (formerly Eclipse Communications Corp.) have timely complied with regulatory requirements, Commission Staff respectfully requests that they be dismissed from the proceeding and no adverse administrative action be taken against them. However, all other companies subject to this proceeding that have not been dismissed should have their registration revoked.

DATED this _____ day of October, 2002.

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