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SOAH DOCKET NO. 473-13-1169 PUC DOCKET NO. 40906

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COMMISSION

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OF TEXAS	

PRELIMINARY ORDER

On November 1, 2012, Commission Staff filed a petition to revoke the service provider certificate of operating authority (SPCOA) of Campus Communications Group, Inc. Commission Staff alleges that Campus Communications has repeatedly failed to comply with the reporting requirements of P.U.C. SUBST. R. 26.465 and 26.467.

This docket was referred to the State Office of Administrative Hearings (SOAH) on November 26, 2012. On December 12, 2012, Commission Staff and Campus Communications timely filed lists of issues.

I. Issues to be Addressed

The Commission must provide to the administrative law judge (ALJ) a list of issues or areas to be addressed in any proceeding referred to the State Office of Administrative Hearings (SOAH). After reviewing the pleadings submitted by the parties, the Commission identifies the following issues that must be addressed in this docket:

1. Has Campus Communications complied with P.U.C. SUBST. R. 26.111(k), relating to contact information reporting requirements?

¹ TEX. GOV'T CODE ANN. § 2003.049(e) (Vernon 2000).

- 2. Has Campus Communications complied with P.U.C. SUBST. R. 26.465, relating to the reporting requirements for access line count?
- 3. Has Campus Communications complied with P.U.C. SUBST. R. 26.467(k)(3), relating to quarterly reporting?
- 4. If it is found that Campus Communications has not complied with one or more of the Commission's rules listed above, should Campus Communications' SPCOA be amended, suspended, or revoked pursuant to P.U.C. SUBST. R. 26.111(n)?

This list of issues is not intended to be exhaustive. The parties and the ALJ are free to raise and address any issues relevant in this docket that they deem necessary, subject to any limitations imposed by the SOAH ALJ or by the Commission in future orders issued in this docket. The Commission reserves the right to identify and provide to the ALJ in the future any additional issues or areas that must be addressed, as permitted under Tex. Gov't Code Ann. § 2003.049(e).

II. Effect of Preliminary Order

This Order is preliminary in nature and is entered without prejudice to any party expressing views contrary to this Order before the SOAH ALJ at hearing. The SOAH ALJ, upon his or her own motion or upon the motion of any party, may deviate from this Order when circumstances dictate that it is reasonable to do so. Any ruling by the SOAH ALJ that deviates from this Order may be appealed to the Commission. The Commission will not address whether this Order should be modified except upon its own motion or the appeal of a SOAH ALJ's order. Furthermore, this Order is not subject to motions for rehearing or reconsideration.

SIGNED AT AUSTIN, TEXAS the

day of January 2013.

PUBLIC UTILITY COMMISSION OF TEXAS

DONNA L. NELSON, CHAIRMAN

KENNETH W. ANDERSON JR., COMMISSIONER

ROLANDO PABLOS, COMMISSIONER

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