

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF DELAWARE

IN THE MATTER OF THE APPLICATION OF)
BAK COMMUNICATIONS, LLC, FOR)
AUTHORITY TO ABANDON SERVICE WITHIN) PSC DOCKET NO. 06-173
THE STATE OF DELAWARE)
(FILED MAY 25, 2006))

ORDER NO. 6929

AND NOW, to-wit, this 6th day of June, 2006;

WHEREAS, on May 25, 2006, BAK Communications, LLC ("BAK"), filed an application seeking authority to abandon service within the State of Delaware; and

WHEREAS, BAK was granted a Certificate of Public Convenience and Necessity ("CPCN") pursuant to Rule 7 of the PSC "Rules for the Provision of Telecommunications Services," to provide competitive intrastate Telecommunications services by PSC Order No. 5906 in PSC Docket No. 01-424 (Mar. 5, 2002); and

WHEREAS, 26 Del. C. § 203A(c)(1) provides that no public utility shall abandon or discontinue, in whole or in part, any business, operations, or services provided under a CPCN or otherwise, which are subject to jurisdiction of the Commission without first having received Commission approval for such abandonment or discontinuance; and

WHEREAS, BAK filed with the Commission a verified application seeking the entry of an Order of the Commission canceling and terminating its CPCN; and

WHEREAS, BAK has asserted that it has no customers in Delaware and no outstanding liabilities to any Delaware customers in the form of deposits nor prepayments for any of its services; and

WHEREAS, the Commission has determined that applications to terminate CPCNs granted to provide competitive intrastate and local exchange Telecommunications services should be routinely approved upon the filing of a verified application and that, in a competitive market, such abandonment or discontinuance is presumptively reasonable, necessary, and not unduly disruptive to the present or future public convenience and necessity; now, therefore,

IT IS ORDERED:

1. That, upon the express condition that the representations in the verified application of BAK Communications, LLC, are true and correct, said application to abandon the provision of competitive intrastate Telecommunications services as a public utility filed by BAK Communications, LLC, is hereby granted and approved effective with the date of this Order.

2. That the Commission reserves the jurisdiction and authority to enter such further Orders in this matter as may be deemed necessary or proper.

BY ORDER OF THE COMMISSION:

Chair

Commissioner

Commissioner

Commissioner

Commissioner

ATTEST:

Secretary