

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF DELAWARE**

IN THE MATTER OF THE APPLICATION OF )  
TOTAL HOLDINGS, INC., D/B/A GTC COMMUNI- )  
CATIONS, FOR A CERTIFICATE OF PUBLIC )  
CONVENIENCE AND NECESSITY TO PROVIDE ) PSC DOCKET NO. 08-372  
COMPETITIVE INTRASTATE TELECOMMUNICATIONS )  
SERVICES WITHIN THE STATE OF DELAWARE )  
(FILED NOVEMBER 5, 2008) )

**ORDER NO. 7508**

**AND NOW**, to-wit, this 6<sup>th</sup> day of January, A.D. 2009;

**WHEREAS**, on November 5, 2008, Total Holdings, Inc., d/b/a GTC Communications ("GTC"), filed an application with the Delaware Public Service Commission ("PSC" or "Commission") for a Certificate of Public Convenience and Necessity ("CPCN") to provide intrastate telecommunications services to the public between and among all points throughout the State of Delaware through resale of similar services offered by other telecommunications carriers. GTC has also filed a proposed tariff setting forth the rates, terms, and conditions for its proposed services; and

**WHEREAS**, the PSC has reviewed the application of GTC for a CPCN and has determined that the application, as filed on November 5, 2008, satisfies the minimum requirements of the Commission's "Rules for the Provision of Telecommunications Services;"<sup>1</sup> and

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<sup>1</sup>Adopted in PSC Order No. 5833 (eff. Dec. 10, 2001) and amended in PSC Order No. 6839 (eff. Mar. 11, 2006).

**WHEREAS**, the Commission determines that a CPCN should be granted to GTC authorizing it, as a public utility, to offer telecommunications services under the provision of the Commission's "Rules for the Provision of Telecommunications Services;" and

**WHEREAS**, the Commission, after publication of notice, has not received any protest concerning the proposed granting of such CPCN Applicant; now, therefore,

**IT IS ORDERED:**

1. That pursuant to 26 Del. C. §§ 203A and 703(3) and the Commission's "Rules for the Provision of Telecommunications Services," a Certificate of Public Convenience and Necessity is granted to Total Holdings, Inc., d/b/a GTC Communications, to operate as a public utility and provide intrastate telecommunications services as described in the application filed on November 5, 2008, and as specified in the Tariff the Applicant has on file with the Commission as the same may, from time to time, be amended. Such Certificate of Public Convenience and Necessity is effective on the date of this Order.

2. That Total Holdings, Inc., d/b/a GTC Communications, shall provide intrastate telecommunications services in the manner required by the Commission's "Rules for the Provision of Telecommunications Services," and shall, at all times, comply with all applicable provisions of such Rules. Total Holdings, Inc., d/b/a GTC Communications, shall also file all returns and pay all assessments and fees as may be required by the provisions of 26 Del. C. §§ 114 and 115.

3. That the provisions of 26 Del. C. § 208(b) are waived, and Total Holdings, Inc., d/b/a GTC Communications, is authorized to maintain

its books and records relating to its Delaware operations outside of the State of Delaware provided, however, and upon the condition that, all such books and records relating to Delaware operations as the Commission may deem it reasonably necessary from time to time, to review and copy, shall be provided to the Commission at the Commission's Office within the State of Delaware in a timely manner upon written request by the Commission's Executive Director. The conduct of such a review at a location other than Delaware shall be at the Applicant's expense.

4. That Total Holdings, Inc., d/b/a GTC Communications, shall comply with all state and federal statutes and rules relating to a customer's selection of a preferred carrier of telecommunications services. Total Holdings, Inc., d/b/a GTC Communications, agrees to pay all fees, assessments, penalties, and allowed damages arising from a violation of such state and federal statutes or rules pertaining to the selection of a preferred carrier.

5. That a violation of the "Rules for the Provision of Telecommunications Services" may result in suspension or revocation of this Certificate.

6. 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:

/s/ Arnetta McRae  
Chair

PSC Docket No. 08-372, Order No. 7508 Cont'd.

/s/ Joann T. Conaway  
Commissioner

/s/ Jaymes B. Lester  
Commissioner

/s/ Dallas Winslow  
Commissioner

/s/ Jeffrey J. Clark  
Commissioner

ATTEST:

/s/ Karen J. Nickerson  
Secretary