

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

IN THE MATTER OF THE APPLICATION OF )  
ONE VOICE COMMUNICATIONS, INC. FOR A )  
CERTIFICATE OF PUBLIC CONVENIENCE AND )  
NECESSITY TO PROVIDE COMPETITIVE )  
INTRASTATE AND LOCAL EXCHANGE )  
TELECOMMUNICATIONS SERVICES WITHIN THE ) PSC DOCKET NO. 09-244  
THE STATE OF DELAWARE, AND FOR REVIEW )  
OF A PLAN FOR PROVIDING INTRALATA TOLL )  
DIALING PARITY IN ACCORDANCE )  
WITH FEDERAL COMMUNICATIONS COMMISSION )  
REQUIREMENTS (Filed June 8, 2009) )

**ORDER NO. 7729**

This 28<sup>th</sup> day of January 2010, the Commission determines and Orders the following:

1. **WHEREAS**, on June 8, 2009, One Voice Communications, Inc. ("One Voice" or the Company"), filed with the Commission an application for a Certificate of Public Convenience and Necessity ("CPCN") to allow it to provide local exchange and competitive intrastate telecommunications services within Delaware. One Voice has also filed an illustrative tariff setting forth the terms and conditions for its proposed services; and

2. **WHEREAS**, public notice of the application, including a period for filing objections, was published in the Delaware State News newspaper on July 21, 2009 and in The News Journal newspaper on July 17, 2009. No comments or objections to the application have been received. The Commission Staff reports that One Voice has shown that it has the financial, technical, and managerial capabilities as required for a CPCN as set forth in the Commission's "Rules for the Provision of Telecommunications Services" (the "Rules"). See 26 Del. Admin. C. §

4001, et. seq. On September 30, 2009, One Voice filed a Surety Bond in the amount of Ten Thousand Dollars (\$10,000); and

3. **WHEREAS**, the Commission determines that a conditional CPCN should be granted to One Voice authorizing it, as a public utility, to offer local exchange telecommunications services and competitive intrastate telecommunications services under the Rules until the Company completes the conditions described in Ordering Paragraph 5.

**NOW, THEREFORE, IT IS HEREBY ORDERED BY THE AFFIRMATIVE VOTE OF NOT FEWER THAN THREE COMMISSIONERS:**

1. That, pursuant to 26 *Del. C.* §§ 203A and 703(3) and the Commission's "Rules for the Provision of Telecommunications Services" (the "Rules") a conditional Certificate of Public Convenience and Necessity (a "CPCN") is granted to One Voice Communications, Inc., to operate as a public utility and provide local exchange and competitive intrastate telecommunications.

2. That One Voice Communications, Inc. shall provide local exchange and competitive intrastate telecommunications services in the manner required by the Commission's Rules, and shall, at all times, comply with all applicable provisions of such Rules. One Voice Communications, Inc. 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 CPCN for local exchange telecommunications services is awarded upon, and subject to, the following conditions:<sup>1</sup>

(a.) That One Voice Communications, Inc. has a Commission approved interconnection agreement or a filed "opt-in" agreement between One Voice Communications, Inc. and

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<sup>1</sup>These conditions must be completed within 6 months of the date of this Order.

Verizon Delaware LLC, or another certificated local exchange carrier; and

(b.) That, after meeting the condition specified in Ordering Paragraph 3(a), ten (10) days prior to the date One Voice Communications, Inc. intends to offer and implement local exchange, access, and/or intrastate toll telecommunications services, One Voice Communications, Inc. shall file a tariff or price list with rules, regulations, terms, and conditions of service specifically adopted for Delaware.

4. That the provisions of 26 Del. C. § 208(b) are waived, and One Voice Communications, Inc. 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 Deputy Director or Executive Director. The conduct of such a review at a location other than Delaware shall be at the Company's expense.

5. That a violation of this Order, the Commission rules and regulations, or other applicable law 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 proceeding as may be deemed necessary or proper.

PSC Docket No. 09-244, Order No. 7729 Con't

BY ORDER OF THE COMMISSION:

/s/ Arnetta McRae\_\_\_\_\_  
Chair

/s/ Joann T. Conaway\_\_\_\_\_  
Commissioner

/s/ Jaymes B. Lester\_\_\_\_\_  
Commissioner

/s/ Dallas Winslow\_\_\_\_\_  
Commissioner

/s/ Jeffrey J. Clark\_\_\_\_\_  
Commissioner

ATTEST:

/s/ Alisa Carrow Bentley\_\_\_\_\_  
Secretary