

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

IN THE MATTER OF THE ABANDONMENT OF )  
THE AUTHORITY TO CONDUCT )  
INTEREXCHANGE INTRASTATE PAYPHONE ) PSC DOCKET NO. 12-374  
SERVICES WITHIN THE STATE OF DELAWARE )  
FOR INTERCONTINENTAL COMMUNICATIONS )  
GROUP, INC. )  
(FILED AUGUST 7, 2012) )

**ORDER NO. 8222**

**AND NOW**, to-wit, this 18th day of September 2012;

**WHEREAS**, on March 31, 1998, Intercontinental Communications Group, Inc. ("ICG") applied within the Public Services Commission ("Commission") for a Certificate of Public Convenience and Necessity ("CPCN") to conduct interexchange intrastate payphone services within the State of Delaware; and

**WHEREAS**, 26 *Del. Admin. C.* §4002-2.3.6 requires each applicant seeking a CPCN to supply to the Commission a written statement affirming that the applicant agrees to comply with all of the provisions of the Commission Regulations, and ICG submitted to the Commission such written statement; and

**WHEREAS**, on March 31, 1998, the Commission granted ICG a CPCN effective March 31, 1998; and

**WHEREAS**, on or about February, 15 2005, the Commission Staff sent by first-class mail, postage pre-paid, an annual assessment to ICG at the company's business address as set forth in the records of the Commission; and

**WHEREAS**, on April 18, 2005, the Commission received a letter from ICG along with its annual assessment form. The letter stated that as of September 2001, ICG had ceased conducting business in the State of

Delaware and therefore requested that it be removed from the Commission's list of authorized carriers; and

**WHEREAS**, on August 8, 2012, the Commission Staff mailed a letter which requested that an official for ICG complete an Affidavit of General Compliance and confirm that ICG had abandon its CPCN to provide payphone services in the State of Delaware; and

**WHEREAS**, on August 28, 2012, such Affidavit of General Compliance was returned by the United State Postal Service as "Unable to Forward;" and

**WHEREAS**, 26 *Del. Admin. C.* §4002-2.6 requires that each certificated payphone service provider must notify the Commission in writing within ten days following the change of any information required by 26 *Del. C.* §§4002-2.3.1 through 2.3.8; 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**, 26 *Del. Admin. C.* §4002-2.7 requires that each certificated payphone service provider must provide written notice to the Commission at least ten days prior to the cession of all operations as a payphone provider in the State of Delaware; and

**WHEREAS**, ICG either has failed to provide the Commission with written notice as required by 26 *Del. Admin. C.* §4002-2.6 that it has changed its business address or has failed to provide the Commission with written notice as required by 26 *Del. C.* §203A(c)(1) and 26 *Del. Admin.*

C. §4002-2.7 that it has ceased all operations as a payphone provider in the State of Delaware; and

**WHEREAS**, ICG has therefore violated the terms of its CPCN to provide payphone services in the State of Delaware in that it has failed to comply with the provisions of the Commission's Regulations and/or Delaware law; and

**WHEREAS**, the Commission Staff posted a public notice on its website on August 31, 2012, stating that if ICG failed to comply with the Commission's Regulations and/or Delaware Law on or before September 17, 2012, the Commission would revoke the company's CPCN for interexchange intrastate payphone services within the State of Delaware; and

**WHEREAS**, ICG failed to respond by such deadline;

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

1. That the Certificate of Public Convenience and Necessity of Intercontinental Communications Group, Inc. to conduct interexchange intrastate payphone services within the State of Delaware which the Commission granted effective March 31, 1998 is hereby revoked 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:

/s/ Dallas Winslow  
Chair

/s/ Joann T. Conaway  
Commissioner

/s/ Jaymes B. Lester  
Commissioner

/s/ Jeffrey J. Clark  
Commissioner

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Commissioner

ATTEST:

/s/ Alisa Carrow Bentley  
Secretary