

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

October 28, 2015

IN RE:)	
)	DOCKET NO.
APPLICATION OF YAK COMMUNICATIONS)	04-00043
(AMERICA), INC. FOR AUTHORITY TO RESELL)	
INTEREXCHANGE LONG DISTANCE SERVICES)	Company ID:
IN TENNESSEE)	128887

**ORDER REVOKING AUTHORITY TO RESELL
INTEREXCHANGE LONG DISTANCE TELECOMMUNICATIONS
SERVICES IN TENNESSEE FOR NON-PAYMENT OF FEES**

This matter came before Chairman Herbert H. Hilliard, Vice Chairman David F. Jones and Director Robin Morrison of the Tennessee Regulatory Authority (the "Authority"), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on October 19, 2015 to revoke the authority of Yak Communications (America), Inc. (the "Company") to provide telecommunications services in Tennessee due to non-payment of its annual inspection fee pursuant to Tenn. Code Ann. § 65-4-301(a)(1) (2015).¹

The Company originally filed an Application to resell interexchange long distance telecommunications services in Tennessee on February 9, 2004. During an Authority Conference held on March 22, 2004, the Directors found that the Company had met all the requirements for certification and the requirements of Tenn. Comp. R. & Regs. 1220-4-2-.57, which was promulgated pursuant to, *inter alia*, Tenn. Code Ann. § 65-2-102 and Tenn. Code Ann. § 65-4-201, and approved the Application.

¹ Tenn. Code Ann. § 65-4-301(a)(1) (2015) provides:

Every public utility doing business in this state and subject to the control and jurisdiction of the authority to which the provisions of this chapter apply, shall pay to the state of Tennessee on or before April 1 of each year, a fee for the inspection, control and supervision of the business, service and rates of such public utility.

A notice advising the Company of its obligation to comply with the requirements of Tenn. Code Ann. § 65-4-301(a)(1) (2015) was mailed on January 30, 2015. A second notice was mailed on June 2, 2015 advising the Company of its failure to file Form UD-16 and pay the appropriate inspection fee. Finally, a Notice of Cancellation was mailed on September 2, 2015 via certified mail.² The Company failed to respond. As a result of that failure, this matter was placed on the October 19, 2015 Authority Conference for the Directors to consider revocation of the authority of the Company to provide telecommunications services in Tennessee due to non-payment of fees.

Based upon careful consideration of the record in this matter, the Directors voted unanimously to revoke the Company's authority to provide telecommunications services in Tennessee.

IT IS THEREFORE ORDERED THAT:

As a result of the non-payment of fees, the authority granted to Yak Communications (America), Inc. to resell interexchange long distance telecommunications services in Tennessee is revoked, and this docket is closed.

Chairman Herbert H. Hilliard, Vice Chairman David F. Jones and Director Robin Morrison concur.

ATTEST:



Earl R. Taylor, Executive Director

² On September 11, 2015, the Authority's Compliance Division received a letter from INCORP, the registered agent in Tennessee for the Company, stating that INCORP had received the September 2, 2015 Notice of Cancellation but that all their efforts to reach their client have failed.