

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of)
Access Point, Inc. to Operate as a Facilities)
Based Competitive Local Exchange Carrier) Case No. 08-152-TP-ACE
Throughout Ohio.)

ENTRY

The attorney examiner, pursuant to the authority of Rule 4901:1-6-06(A)(3), Ohio Administrative Code (O.A.C.), finds:

- (1) On February 20, 2008, Access Point, Inc. (applicant) filed an application seeking a certificate of public convenience and necessity in order to provide competitive telecommunications services in Ohio.
- (2) Rule 4901:1-6-06(A)(3), O.A.C., states, in relevant part, that, without exception, all telephone-related applications filed pursuant to Chapter 4901:1-6, O.A.C., must include a current, updated copy of the telecommunications application form posted on the Commission's website. The rule continues by noting that failure to utilize the telecommunications application for any type of filing pursuant to Chapter 4901:1-6, O.A.C., as well as failure to include the required attachments will result in immediate dismissal of the new application. The Commission has delegated authority to the legal director, deputy legal director, or the attorney examiner assigned to the case to issue an entry dismissing an application pursuant to this rule.
- (3) A review of the application in this case reveals that the applicant failed to file all of the requisite attachments and/or failed to explain why such attachments would not be applicable.
- (4) Based on the aforementioned deficiencies, the attorney examiner finds that this application should be dismissed and this case closed of record pursuant to the authority of Rule 4901:1-6-06(A)(3), O.A.C.

It is, therefore,

ORDERED, That this application be dismissed as set forth herein. It is, further,

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.

Technician Am J Date Processed 2/26/08

ORDERED, That a copy of this entry be served upon the applicant and all other interested persons of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

By: Jeffrey R. Jones
Jeffrey R. Jones
Attorney Examiner

/ct ⁷⁵⁹

Entered in the Journal

FEB 26 2008

Renee J. Jenkins

Renee J. Jenkins
Secretary