



STATE OF ALABAMA
ALABAMA PUBLIC SERVICE COMMISSION
P.O. BOX 304260
MONTGOMERY, ALABAMA 36130-4260

JIM SULLIVAN, PRESIDENT
JAN COOK, ASSOCIATE COMMISSIONER
GEORGE C. WALLACE, JR., ASSOCIATE COMMISSIONER

WALTER L. THOMAS, JR.
SECRETARY

**TELEFONICA EUROCOM and/or
EUROCOM TELECOMMUNICATIONS, LLC,**

DOCKET 29638

Respondent

CEASE AND DESIST ORDER

BY THE COMMISSION:

Investigation by staff from the Commission's Consumer Services section of the Advisory Division ("staff") has revealed that Telefonica Eurocom and/or Eurocom Telecommunications, LLC (collectively "Eurocom"), Post Office Box 331880, 3109 Grand Avenue #490, Miami, Florida 33233-1880, is holding itself out through Internet and other advertisements as a provider of long distance service in Alabama. More specifically, staff has received a complaint from an Alabama consumer which indicates the Eurocom is billing for telecommunications services provided in Alabama and has been designated as the consumer in question's long distance provider of telecommunications services.

The Alabama Public Service Commission ("APSC") is the regulatory authority in Alabama charged by the *Code of Alabama*, 1975, §37-2-1 *et seq.* with the responsibility of regulating providers of telephone service in the State of Alabama. Such providers are required to, among other things, obtain a Certificate of Public Convenience and Necessity prior to providing telecommunications services in this jurisdiction pursuant to the provisions of the *Code of Alabama*.

A search of the Commission's records reveals that Eurocom does not hold certification from the Commission to engage in the provision of regulated telecommunications services and has not filed an application with the Commission for such certification. We accordingly order Eurocom to immediately cease and desist from any intrastate provision of telecommunications services in the State of Alabama. Further, Eurocom shall refrain from advertising itself as a provider of such telecommunications services in Alabama until appropriate certification is obtained. Any operations conducted in violation of this Order will result in further proceedings and the recommended imposition of the maximum fines allowed by Alabama law.

IT IS SO ORDERED BY THE COMMISSION.

IT IS FURTHER ORDERED BY THE COMMISSION, That jurisdiction in this cause is hereby retained for the issuance of any further order or orders as may appear to be just and reasonable in the premises.

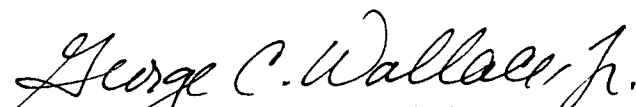
IT IS FURTHER ORDERED, That this Order shall be effective as of the date hereof.

DONE at Montgomery, Alabama, this *26th* day of April, 2005.

ALABAMA PUBLIC SERVICE COMMISSION


Jim Sullivan, President


Jan Cook, Commissioner


George C. Wallace, Jr., Commissioner

ATTEST: A True Copy


Walter L. Thomas, Jr., Secretary