

Decision 08-03-002

Mailed 03/10/08

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

In the Matter of the Application of LegoTel, LLC, a Nevada Limited Liability Company, for a Certificate of Public Convenience and Necessity to Provide InterLATA and IntraLATA Telecommunications Service in California as a Facilities-based Carrier.

Application 07-03-011  
(Filed March 12, 2007)

**ORDER TO DISMISS FOR FAILURE TO PROSECUTE****Summary**

LegoTel, LLC, a Nevada limited liability company, filed for registration as an interexchange carrier telephone corporation on March 12, 2007. By this decision, we dismiss the application for failure to prosecute.

**Discussion**

Communications Division staff has been unable to contact the applicant by telephone or e-mail since September 6, 2007. The Applicant has not contacted staff at all since its application was filed to inquire about the status of its application. On September 6, 2007, staff of the Communications Division sent e-mail requesting additional financial information concerning the applicant. Applicant was overseas and requested 3 weeks to meet application requirement. Applicant's telephone number and e-mail have since been disconnected. The application should be dismissed for failure to prosecute.

**Findings of Fact**

1. Communications Division staff has made repeated attempts to contact applicant by telephone and e-mail since March 14, 2007.

2. Applicant has not contacted staff to inquire about the status of its application since an e-mail of September 6, 2007.
3. Communications Division staff sent by US Postal Service a certified letter on February 8, 2008, advising applicant that its application might be dismissed if the applicant did not contact staff as requested by February 15, 2008.
4. Applicant failed to respond to staff by February 15, 2008.

**Conclusion of Law**

1. The application should be dismissed without prejudice for failure to prosecute.

**IT IS ORDERED that:**

1. Applicant's request for a Certificate of Public Convenience and Necessity as a Facilities-based carrier is dismissed.
2. This proceeding is closed.

This order is effective today.

Dated March 4, 2008 , at San Francisco, California.

/s/ Paul Clanon

PAUL CLANON  
Executive Director