

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of) File No. EB 00-IH-0241
) TRS Company Code: 811135
Advanced Telecom. Network, Inc.) NAL/Acct. No. 200132080020

FORFEITURE ORDER

Adopted: April 19, 2001

Released: April 20, 2001

By the Chief, Enforcement Bureau:

1. In this Forfeiture Order, we find that Advanced Telecom. Network, Inc. ("Advanced") has violated 47 U.S.C. § 254(d) and 47 C.F.R. § 54.706 by willfully and repeatedly failing to make required contributions to universal service support programs. We conclude that Advanced is liable for a forfeiture in the amount of forty-six thousand seven hundred dollars (\$46,700), the amount proposed in the *Notice of Apparent Liability* ("NAL") in this matter.¹

2. On March 2, 2001, the Commission, by the Chief, Enforcement Bureau, acting pursuant to delegated authority, issued the NAL to Advanced. We issued the NAL because it appeared that Advanced had been chronically tardy in submitting its required universal service contributions and owed more than \$266,000 to universal service funds. Pursuant to paragraph 15 of the NAL, we sent the NAL by certified mail to Advanced. Although the return receipt reflects that Advanced received the NAL on March 5, 2001, we have not received a response or payment. Having received nothing that would undermine the factual findings described in the NAL, we conclude that the violations as described occurred and that the proposed forfeiture should issue.

3. Accordingly, IT IS ORDERED THAT, pursuant to 47 U.S.C. § 503(b) and 47 C.F.R. § 1.80(f)(4), Advanced Telecom. Network, Inc. is LIABLE FOR A FORFEITURE in the amount of forty-six thousand seven hundred dollars (\$46,700) for willfully and repeatedly violating 47 U.S.C. § 254(d) and 47 C.F.R. § 54.706.

4. Payment of the forfeiture shall be made in the manner provided for in 47 C.F.R. § 1.80 within thirty days of the release of this Forfeiture Order. If the forfeiture is not paid within the period specified, the case may be referred to the Department of Justice for collection pursuant to 47 U.S.C. § 504(a). Advanced Telecom. Network, Inc. may pay the forfeiture by mailing a check or money order, payable to the order of the Federal Communications Commission, to the Forfeiture Collection Section, Finance Branch, Federal Communications Commission, P.O. Box 73482, Chicago, Illinois 60673-7482. The payment should note the NAL/Acct. No. referenced above. A request for payment of the full amount of this Forfeiture Order under an installment plan should be sent to: Chief, Revenue and Receivables Operations Group, 445 12th Street, S.W., Washington, D.C. 20554.²

¹ *Advanced Telecom. Network, Inc.*, Notice of Apparent Liability, DA 01-542 (Enforcement Bureau March 2, 2001).

² *See* 47 C.F.R. § 1.1914.

5. IT IS FURTHER ORDERED THAT a copy of this Forfeiture Order shall be sent by Certified Mail Return Receipt Requested to Advanced Telecom. Network, Inc., 4 Executive Campus, Suite 200, Cherry Hill, New Jersey 08002, attention: Phillip Krieger.

FEDERAL COMMUNICATIONS COMMISSION

David H. Solomon
Chief, Enforcement Bureau