

**STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION**

<b>Illinois Commerce Commission</b>	:	
<b>On Its Own Motion</b>	:	
<b>-vs-</b>	:	<b>16-0534</b>
<b>QX Telecom LLC</b>	:	
	:	
<b>Citation for failure to maintain managerial resources and abilities.</b>	:	
	:	

**CITATION ORDER**

By the Commission:

QX Telecom LLC (“Respondent”), a foreign limited liability company, is a telecommunications carrier as defined in Section 13-202 of the Public Utilities Act [220 ILCS 5/13-202]. The Respondent received certificates of service authority to provide telecommunications services on an interexchange basis and to provide telecommunications services on a resold interexchange basis, in Illinois, in Docket No. 01-0618.

The Commission has received a Staff Report from the Financial Information Section dated October 24, 2016 (“Staff Report”). The Staff Report states that Respondent has failed to file the annual reports for calendar years 2011 through 2015, inclusive, that are required by Section 5-109 of the Public Utilities Act [220 ILCS 5/5-109] and by Commission rules at 83 Ill. Adm. Code 210. The Staff Report also includes the notice received from the Office of the Illinois Secretary of State that Respondent has been revoked under Section 45-35 of the Limited Liability Company Act [805 ILCS 180/45-35] for failure to file the 2011 annual report. “Upon the issuance of a certificate of revocation, the admission of the limited liability company to transact business in this State shall cease and the revoked company shall not thereafter carry on any business in this State.” [805 ILCS 45-36(c)].

Staff recommends that the Commission enter a Citation Order requiring Respondent to show cause why its certificate of service authority should not be revoked as a result of its apparent lack of managerial resources and abilities, given the fact that managerial resources and abilities are among the requirements for certification as an interexchange telecommunications carrier under Sections 13-403 and 13-404 of the Public Utilities Act [220 ILCS 5/13-403 and 13-404]. The Commission concurs in this recommendation.

The Commission, having considered the entire record and being fully advised in the premises, is of the opinion and finds that:

- (1) it has jurisdiction over the Respondent hereto and the subject matter of this proceeding;
- (2) the Staff Report should be filed in this docket and made a part of the record of this proceeding;
- (3) the recitals of fact in the prefatory portion of this Order are supported by the record and are hereby adopted as findings of fact; and
- (4) the failure to file the annual reports required by Section 5-109 of the Public Utilities Act, and the failure to maintain the ability to do business in Illinois under the Illinois Limited Liability Company Act, are indications that Respondent lacks sufficient managerial resources and abilities to provide telecommunications services.

IT IS THEREFORE ORDERED that Respondent appear before the Commission at its offices at the time and date specified by the Administrative Law Judge assigned to this proceeding, to adduce evidence with respect to the matters stated hereinabove and to show cause, if any there be, why the Commission should not revoke any and all certificates of service authority granted to respondent and take any other appropriate action.

IT IS FURTHER ORDERED that the failure of Respondent to appear may result in the entry of an order revoking or suspending the certificates of service authority previously granted to Respondent.

IT IS FURTHER ORDERED that the Staff Report shall be filed in this docket and be made a part of the record of this proceeding.

IT IS FURTHER ORDERED that this Order is not final; it is not subject to the Administrative Review Law.

By Order of the Commission this 9th day of November, 2016.

(SIGNED) BRIEN SHEAHAN

Chairman