

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of the Cancellation of the)
Certificate of Service Authority and Tariff)
of Long Distance Services, Inc.)

Case No. XD-2007-_____

**MOTION TO OPEN CASE AND CANCEL
CERTIFICATE OF SERVICE AUTHORITY AND TARIFF**

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and moves the Commission to open a case and cancel the Certificate of Service Authority it has granted to Long Distance Services, Inc., as well as the company's tariff. In support of its Motion, the Staff respectfully states as follows:

1. Long Distance Services, Inc. was certificated by this Commission to provide intrastate interexchange telecommunications services on August 6, 1995 in Case No. TA-95-417. The Commission approved the company's tariff, which has no tariff number designation, in the same case.

2. Long Distance Services, Inc. was a Delaware corporation, and its authority to do business in the state of Missouri was revoked February 3, 1995 for failing to file its annual registration report, according to the Missouri Secretary of State's office. Section 351.602.3 RSMo. (2000) states that "[t]he authority of a foreign corporation to transact business in this state ceases on the date shown on the certificate revoking its certificate of authority."

3. The telephone number provided to the Commission no longer reaches the company. However, mail sent to the address provided by the company has not been returned to the Commission as undeliverable.

4. The company sought bankruptcy protection in Case No. 97-49212-TJT in the Eastern District of Michigan, Southern Division in 1997. In the first few years after filing for

bankruptcy protection, the company continued to do business, and became subject to a complaint that was filed by the Commission Staff (Case No. TC-98-337). The parties to the case ultimately entered into a stipulation in 1999 that permitted the company to continue to operate in Missouri.

5. However, for reasons that remain unclear, when the Commission records migrated to the Electronic Filing and Information System in 2002, this company was not carried over from the previous system. As a result, from 2002 to 2005 the company received no communication from the Commission, nor did the Commission receive communication from the company. In 2006, the Commission's Data Center discovered and corrected the oversight.

6. In the period between 1999 and 2005, Long Distance Services, Inc.'s bankruptcy case converted to Chapter 7 status and its assets were liquidated. That liquidation concluded as of October 18, 2005, when the trustee indicated that no funds or assets of the estate remained and sought to be discharged. See Appendix A.

7. Accordingly, the Commission has not received annual reports from Long Distance Services, Inc. since at least 2000. The Commission also has not assessed or received assessments from the company since Fiscal Year 2001 (corresponding to calendar year 1999 revenues), except for Fiscal Year 2003. In Fiscal Year 2003, the Commission assessed the company a minimal amount based on estimated revenues, and that assessment remains unpaid. The 2000-2005 period coincides with the time that the company was under bankruptcy protection and was being liquidated.

8. Because Long Distance Services, Inc. no longer has authority to transact business in Missouri, and because it has apparently ceased to exist and cannot be contacted, the Staff recommends that the Commission issue an order canceling Long Distance Services, Inc.'s certificate and tariff.

9. The Commission has the authority to cancel a telecommunications corporation certificate pursuant to Section 392.410.5 RSMo (Supp. 2005), which provides:

Any certificate of service authority may be altered or modified by the commission after notice and hearing, upon its own motion or upon application of the person or company affected.

However, the Commission need not hold a hearing, if, after proper notice and opportunity to intervene, no party requests such a hearing. *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d 494 (Mo. App. 1989).

10. Copies of this Motion are being served via certified mail upon company's registered agent. Service is also being made upon the company at the address it has provided to the Commission.

WHEREFORE, the Staff recommends the Commission cancel the Certificate of Service Authority it has granted to Long Distance Services, Inc. to provide intrastate interexchange telecommunications services in Case No. TA-95-417, as well as the company's tariff.

Respectfully submitted,

/s/ David A. Meyer

David A. Meyer
Senior Counsel
Missouri Bar No. 46620

Attorney for the Staff of the
Missouri Public Service Commission
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Jefferson City, MO 65102
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Certificate of Service

I hereby certify that copies of the foregoing have been mailed or electronically mailed to all parties of record as shown below this 22nd day of August 2006.

/s/ David A. Meyer

Office of the Public Counsel
Governor Office Building, Suite 650
200 Madison Street
P. O. Box 7800
Jefferson City, MO 65102

Long Distance Services, Inc.
527 N. Main Street
Royal Oak, MI 48067-1814

Prentice-Hall Corp. System
Registered Agent for Long Distance Services, Inc.
221 Bolivar Street
Jefferson City, MO 65101
(via *certified mail*)

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

In re:

Chapter 7

LONG DISTANCE SERVICES, INC.

Case No. 97-49212-TJT

Hon. Thomas J. Tucker

Debtor.

**TRUSTEE'S FINAL ACCOUNT CERTIFICATION THAT THE
ESTATE HAS BEEN FULLY ADMINISTERED
AND APPLICATION FOR DISCHARGE OF TRUSTEE**

Shelia Solomon, trustee of the estate of the above-named Debtor(s), certifies to the Court and the United States Trustee, that this estate has been fully administered. A Trustee's Final Report has been filed and, pursuant to the Certificate of Distribution proper disbursements have been completed. No funds or assets of the estate remain.

Therefore, pursuant to FRBP 5009, the trustee requests that this final account be accepted, and that the Court order the case closed and discharge the trustee of any further duties.

Dated: October 18, 2005

/s/

SHELIA SOLOMON, Trustee
527 N. Main Street
Royal Oak, MI 48067
(248) 414-4035
shelia.solomon@sbcglobal.net

The United States Trustee has reviewed the Final Account Certification that the Estate has been Fully Administered and Application for Discharge of the Trustee in accordance with the standards set forth in the MOU dated April 1, 1999 and has no objection to the trustee's certification that the estate has been fully administered and is ready to close.

SAUL EISEN,
United States Trustee

Dated: October 28, 2005

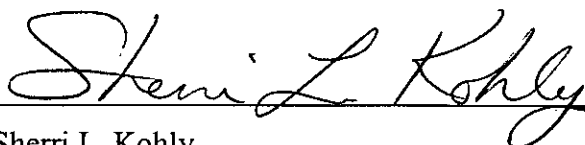
By:/s/

MARION J. MACK
Office of the U.S. Trustee
211 W. Fort Street, Room 700
Detroit, MI 48226

VERIFICATION

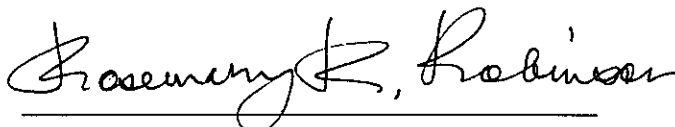
STATE OF MISSOURI)
)
COUNTY OF COLE)

Comes now Sherri L. Kohly, employee of the Staff of the Missouri Public Service Commission, being of lawful age and after being duly sworn, states that the affiant has read the accompanying pleading, and that the facts therein are true and correct to the best of her knowledge.



Sherri L. Kohly
Affiant

Subscribed and affirmed before me this 22nd day of August 2006. I am commissioned as a notary public within the County of Cole, State of Missouri, and my commission expires on 9-23-2008.



NOTARY PUBLIC

