

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

In the Matter of the Cancellation of the)
Certificate of Service Authority and) **File No. LD-2015-**
Tariff of MegaPath Corporation) **Tariff No. YL-2013-0336**

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

COMES NOW the Staff of the Missouri Public Service Commission and moves for the Missouri Public Service Commission (Commission) to cancel the certificate of competitive basic local and interexchange telecommunications service authority in Missouri of MegaPath Corporation (“the Company”) and states as follows:

1. On February 2, 2013, the Commission granted a certificate of competitive basic local and interexchange telecommunications service authority to the Company in Case No. LN-2013-0274. It has an existing approved tariff, YL-2013-0336.

2. On January 9, 2015, the Company notified the Commission that it no longer wished to retain its certification to provide telecommunications services in Missouri (see BCES-2015-0371).

3. The Commission has the authority to cancel a telecommunications certificate pursuant to Section 392.410.5 RSMo 2000, which provides “[a]ny 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.”

4. 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. W.D. 1989).

WHEREFORE, the Staff respectfully recommends the Commission cancel the certificate of service authority of MegaPath Corporation to provide competitive basic local and interexchange telecommunications service in Missouri and its tariff.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 15th day of January, 2015.

