

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Petition of Pac-West Telecom,)
Inc., for an Extension of the Activation Period for) **Case No. LO-2007-0193**
Numbering Resources and Motion for Expedited)
Treatment.)

ORDER REJECTING APPLICATION FOR FAILURE TO COMPLY
WITH COMMISSION REGULATIONS

Issue Date: March 2, 2007

Effective Date: March 2, 2007

On February 23, 2007, Pac-West Telecom, Inc. filed its second Petition of Pac-West Telecom, Inc. for an Extension of the Activation Period for Numbering Resources and Second Motion for Expedited Treatment. The petition was signed by Jesús Sifuentes, who is an attorney licensed to practice in Texas. The pleading did not indicate that Mr. Sifuentes is a member in good standing of the Missouri Bar. Mr. Sifuentes has not petitioned the Commission for leave to be permitted to appear and practice in this particular case under the conditions set out in 4 CSR 240-2.040(3)(C) and Missouri Supreme Court Rules 6.01(m) and 9.03.

Commission Rule 4 CSR 240.2.010(13) defines a pleading as including “any application, complaint, petition . . . , which is not a tariff or correspondence, and which is filed in a case.” Pac-West’s petition is a pleading pursuant to this rule. All pleadings are governed by 4 CSR 240-2.080, and all pleadings require the signature of an attorney authorized to practice in Missouri. (4 CSR 240-2.080(1) and (6)).¹

¹ Specific regulations for practice before the Commission are also delineated in 4 CSR 240-2.040.

The lack of the proper signature is the equivalent of the application bearing no signature, and unsigned pleadings shall be rejected (4 CSR 240-2.080(5)). Pac-West's petition is not signed by an attorney authorized to practice law in Missouri and must be rejected.

IT IS ORDERED THAT:

1. The Petition of Pac-West Telecom, Inc. for Commission Approval of an Extension of Time to Utilize Numbering Resources filed on February 23, 2007, is rejected for failure to comply with applicable filing requirements.

2. This order shall become effective on March 2, 2007.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Cherlyn Voss, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 2nd day of March, 2007.