

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

In the Matter of the Cancellation of the Certificates of )  
Service Authority of US Cable Telecom of Missouri, LLC, )  
to Provide Basic Local Exchange and Resold and ) **File No. LD-2013\_\_\_\_\_**  
Facilities-Based Intrastate Interexchange and Nonswitched )  
Local Exchange Telecommunications Services in the )  
State of Missouri )

**MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY**

**COMES NOW** the Staff of the Missouri Public Service Commission (“Staff”), by and through the undersigned counsel, and moves for the Missouri Public Service Commission (“Commission”) to cancel the certificate of service authority of US Cable Telecom of Missouri, LLC, (“US Cable” or “Company”). For its Motion, Staff respectfully states as follows:

1. On August 18, 2007, the Commission granted a certificate of service authority to US Cable to provide basic local telecommunications services in the state of Missouri, and a certificate of service authority to provide interexchange and local exchange telecommunications services in Missouri in Case No. LA-2007-0453.

2. On May 7, 2012, the Commission’s Budget & Fiscal Services Department received the Company’s Statement of Revenue for calendar year 2011, indicating the Company no longer wished to retain its operating certificate. (See Attachment A marked Highly Confidential).

3. Because the Company requested cancellation of its certificate and it is no longer providing service in Missouri, Staff recommends the Commission cancel the certificate.

4. 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.”

5. 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).

6. The Company is current on the filing of its calendar year annual reports and the payment of its fiscal year assessments.

**WHEREFORE**, Staff recommends the Commission cancel the certificate of service authority to provide basic local telecommunications services in the state of Missouri, the certificate of service authority to provide interexchange and local exchange telecommunications services in Missouri, and the associated tariffs of US Cable Telecom of Missouri, LLC.

Respectfully submitted,

**/s/ Jennifer Hernandez**

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### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served on this 17<sup>th</sup> day of July, 2012 by: First Class United States Mail, postage prepaid, to US Cable Telecom of Missouri, LLC, 28 West Grand Ave., Suite 10, Montvale, NJ 07645; and electronic mail to the Office of the Public Counsel at [opcservice@ded.mo.gov](mailto:opcservice@ded.mo.gov).

**/s/ Jennifer Hernandez**