

**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 PromiseVision Technology, Inc.)

Case No. XD-2007-_____

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

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and moves the Commission to cancel the Certificate of Service Authority it has granted to PromiseVision Technology, Inc., as well as its tariff. In support of its Motion, the Staff respectfully states as follows:

1. The Commission granted PromiseVision Technology, Inc. a certificate of service authority to provide interexchange telecommunications services in Case No. TA-2000-545, in its order of April 21, 2000. The Commission subsequently approved the company's tariff, P.S.C. MO Tariff No. 1, in the same case.

2. The web site of the Office of the Missouri Secretary of State reports that the certificate of authority granted to PromiseVision Technology, Inc., an Oklahoma corporation, was revoked February 19, 2004 because the company failed to file its Annual Registration Report. 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. Staff has called the telephone number PromiseVision Technology, Inc. provided to the Commission, but the individual who answered it indicated he knew nothing about the company. Other numbers provided in other documents submitted in recent years to the Commission reach another company, and Staff was provided a cell phone number by that

company for a principal of PromiseVision Technology, Inc., Carl Thompson, who is also the individual who submitted the most recent annual report. Messages left on May 30 and June 13 did not receive a response, but in response to a June 21, 2007, message, Mr. Thompson returned the call and indicated PromiseVision Technology, Inc. was no longer operational. Mail sent to the address provided by the company has not been returned to the Commission as undeliverable.

4. Annual reports submitted by PromiseVision Technology, Inc. covering calendar years 2002 through 2005 reflect receipt of small and annually decreasing telecommunications revenues. In keeping with indications that PromiseVision Technology, Inc. has ceased operations, it has not submitted a 2006 annual report or a fiscal year 2008 statement of revenue to the Commission. The Commission mailed copies of the annual report and statement of revenue forms to the company in January 2007 and those were not returned. No customers have contacted the Commission to make complaints about PromiseVision Technology, Inc. since the commencement of the Commission's Electronic Filing and Information System.

7. Because PromiseVision Technology, Inc. no longer has authority to conduct business in Missouri and because it cannot be contacted, the Staff recommends that the Commission issue an order canceling his certificate and tariff. The Commission's rule at 4 CSR 240-3.545(22), among other rules, requires telecommunications companies to maintain current contact information at the Commission.

8. The Commission has the authority to cancel a telecommunications certificate pursuant to Section 392.410.5 RSMo (Supp. 2006), 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).

9. Copies of this Motion are being served upon the address PromiseVision Technology, Inc. has provided to the Commission as well as via certified mail upon its current registered agent.

WHEREFORE, the Staff recommends the Commission cancel the certificate of service authority it has granted to PromiseVision Technology, Inc. to provide intrastate interexchange telecommunications services in . TA-2000-545, in its order of April 21, 2000, as well as its tariff, P.S.C. MO Tariff No. 1.

Respectfully submitted,

/s/ **David A. Meyer**

David A. Meyer
Senior Counsel
Missouri Bar No. 46620

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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 June 2007.

/s/ David A. Meyer

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

PromiseVision Technology, Inc.
1050 East Second, #212
Edmond, OK 73034

Business Filings International, Inc.
Registered Agent for PromiseVision Technology, Inc.
120 South Central Ave., Suite 400
St. Louis, MO 63105
(via certified mail)

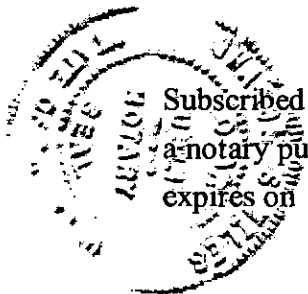
VERIFICATION

STATE OF MISSOURI)
)
COUNTY OF COLE)

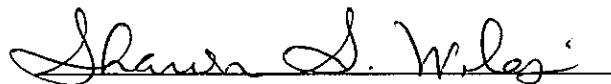
Comes now William L. Voight, employee of the Staff of the Missouri Public Service Commission, being of lawful age and after being duly sworn, states that the affiant has read the accompanying pleading, and that the facts therein are true and correct to the best of his knowledge.



William L. Voight
Affiant



Subscribed and affirmed before me this 21th of June 2007. I am commissioned as
a notary public within the County of Cole, State of Missouri, and my commission
expires on October 23, 2010.



NOTARY PUBLIC

