

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION  
JEFFERSON CITY  
November 7, 2000**

**CASE NO: TD-2001-254**

**Office of the Public Counsel**  
P.O. Box 7800  
Jefferson City, MO 65102

**James Fischer**  
Fischer & Dority, P.C.  
101 Madison Street, Suite 400  
Jefferson City, MO 65101

**General Counsel**  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102

**Enclosed find certified copy of an ORDER in the above-numbered case(s).**

**Sincerely,**

A handwritten signature in black ink that reads "Dale Hardy Roberts". The signature is written in a cursive, slightly slanted style.

**Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge**

**OF THE STATE OF MISSOURI**

In the Matter of the Application of )  
Frontier Communications of the West, Inc. ) Case No. TD-2001-254  
to Cancel its Certificate of Service )  
Authority in the State of Missouri )

# ORDER CANCELING CERTIFICATE

On October 19, 2000, Frontier Communications of the West, Inc. (Frontier) filed an Application asking the Commission to cancel its certificate of service authority to provide interexchange telecommunications services along with its accompanying tariffs. The Application indicates that Frontier has not provided any retail telecommunications services in Missouri since mid-1998.

On November 3, the Staff of the Commission (Staff) filed a Recommendation and Memorandum in which it indicates that it has no objection to the Application and recommends that the Commission issue an order canceling Frontier's certificate of service authority and accompanying tariff. Staff's Recommendation states that the Commission has the authority to cancel a telecommunications corporation certificate pursuant to Section 392.410.5, RSMo Supp. 1999, which states, in part: "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."

The requirement for a hearing is met when the opportunity for hearing has been provided and no proper party has requested the opportunity to present evidence. State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission, 776 S.W.2d 494, 496 (Mo. App. 1989). No one has requested a hearing, therefore, the Commission may grant the relief requested based on Frontier's Application.

After considering Frontier's Application and Staff's recommendation and memorandum, the Commission concludes that Frontier's Certificate of Service Authority and its accompanying tariffs should be canceled.

**IT IS THEREFORE ORDERED:**

1. That the certificate of service authority to provide interexchange telecommunications services granted to Frontier Communications of the West, Inc., in case number TA-94-52 is canceled.

2. That the tariffs filed by Frontier Communications of the West, Inc. to provide interexchange telecommunications services are canceled.

3. That this order shall become effective on November 17, 2000.

4. That this case may be closed on November 18, 2000.

**BY THE COMMISSION**

A handwritten signature in black ink, reading "Dale Hardy Roberts". The signature is written in a cursive style with a large initial "D".

**Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge**

( S E A L )

Morris L. Woodruff, Senior Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,  
on this 7th day of November, 2000.

**STATE OF MISSOURI**

**OFFICE OF THE PUBLIC SERVICE COMMISSION**

I have compared the preceding copy with the original on file in this office and  
I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City,  
Missouri, this 7<sup>th</sup> day of Nov. 2000.



*Dale Hardy Roberts*

**Dale Hardy Roberts**  
**Secretary/Chief Regulatory Law Judge**