

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of)
AboveNet Communications, Inc. for) **File No. TD-2013-0276**
Approval to Cancel its Certificate of)
Service Authority and Withdrawal of Tariff(s))

ORDER DIRECTING FILING

Issue Date: November 16, 2012

Effective Date: November 16, 2012

On November 15, 2012, AboveNet Communications, Inc. ("AboveNet") filed an application requesting their certificate of service authority and accompanying tariff to provide non-switched local exchange and interexchange telecommunication service in the State of Missouri be cancelled. AboveNet also requested any approved tariff be cancelled. The Commission granted AboveNet a certificate of service authority to provide telecommunication service in the State of Missouri in File Number TA-2000-335.

The Commission need not hold a hearing, if, after proper notice and opportunity to intervene, no party requests such a hearing.¹ The Commission finds that proper persons shall be allowed 10 days from the issuance of this order to file a motion for hearing.

The Commission will direct its Staff to review the request and file a recommendation regarding the cancellation of AboveNet's certificate of service authority and accompanying tariffs.

¹ *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d 494 (Mo. App. W.D. 1989).

THE COMMISSION ORDERS THAT:

1. Any party wishing to file an objection or request a hearing shall do so by filing a pleading no later than November 28, 2012, with:

Secretary
Missouri Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102

or via the Commission's Electronic Information and Filing System (EFIS) at: www.psc.mo.gov.

2. No later than November 28, 2012, the Staff of the Missouri Public Service Commission shall file with the Commission a recommendation regarding AboveNet Communications, Inc.'s request to cancel its certificates of service authority and accompanying tariff.

3. This order shall become effective upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(SEAL)

Harold Stearley, Deputy Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri
on this 16th day of November, 2012.