

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 14th day of August, 2013.

| | | |
|-----------------------------------|---|-------------------------------------|
| The Staff of the Commission, |) | |
| |) | |
| Complainant, |) | |
| |) | |
| v. |) | <u>File No. TC-2013-0194</u> |
| |) | |
| Halo Wireless, Inc., |) | |
| Transcom Enhanced Services, Inc., |) | |
| |) | |
| Respondents. |) | |

ORDER GRANTING DEFAULT

Issue Date: August 14, 2013

Effective Date: August 21, 2013

On October 16, 2012, the above-referenced complaint was filed. The Commission issued notice to Respondents. Transcom Enhanced Services, Inc., (“Transcom”) timely filed an Answer and a Motion to Dismiss. Halo Wireless, Inc., (“Halo”) filed a motion for extension of time to respond, but has never responded to the complaint.

On July 16, 2013, Transcom and the Staff of the Commission (“Staff”) filed a Joint Stipulation and Agreement (“Stipulation”) and a Staff Recommendation. Staff and Transcom agreed upon how to resolve Staff’s complaint in the Stipulation. However, Halo did not answer or respond to Staff’s complaint. Thus, Staff moves the Commission for a default judgment.

Commission Rule 4 CSR 240-2.070(10) provides that if a respondent fails to timely respond to a complaint, the Commission may deem the complaint admitted, and may enter

an order granting default.¹ Halo has failed to file a timely response to Staff's complaint. Therefore, the Commission finds that Halo is in default and that Staff's allegations are admitted.

THE COMMISSION ORDERS THAT:

1. Default is hereby entered against Halo Wireless, Inc., and the allegations of Staff's complaint are deemed admitted.
2. This order shall become effective on August 21, 2013.



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

R. Kenney, Chm., Jarrett, Stoll,
and W. Kenney, CC., concur.

Pridgin, Senior Regulatory Law Judge

¹ That rule also allows the Commission to set aside a default order if the respondent files a motion to set aside the order within seven days of issue date of the order granting default, and if the Commission finds good cause for the respondent's failure to timely respond to the complaint.