

**Corporation Service Company**  
2711 Centerville Road Suite 400, Wilmington, DE, 19808  
(888) 690-2882 sop@cscinfo.com

United States Corporation Company

The Prentice-Hall Corporation System, Inc.

15-MAR-04

Transmittal #: 2035587

DALE HARDY ROBERTS  
PO BOX 360  
JEFFERSON CITY, MO 65102-0360

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AUG 16 2004

Adjudication Division  
Public Service Commission

Re: THE STAFF OF THE MO PUBLIC SERVICE COMMISSION  
vs: WEBNET COMMUNICATIONS, INC.  
Entity Served: CSC - Lawyers Incorporating Service Company  
Case #: TC-2004-0330

Dear Sir/ Madam:

Enclosed please find the documents that were served on us as registered agent for the above named entity.

We are unable to forward these documents to this client due to an undeliverable address. Because we are unable to locate this entity, we are returning the documents to you.

Very truly yours,

Kathy Carr  
Service of Process

Enclosures

**FILED**

SEP 20 2004

Missouri Public  
Service Commission

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 12th day  
of March, 2004.

The Staff of the Missouri Public Service )  
Commission, )  
 )  
Complainant, )  
 )  
v. )  
 )  
WebNet Communications, Inc., )  
 )  
Respondent. )

**Case No. TC-2004-0330**

**ORDER GRANTING DEFAULT**

On January 30, 2004, the Staff of the Missouri Public Service Commission filed its Complaint against Respondent WebNet Communications, Inc., alleging that Respondent failed to file its Annual Report for 2002 with the Commission by April 15 of the following year. Staff seeks authority to pursue monetary penalties in circuit court. Section 392.210.1, RSMo, authorizes a penalty of \$100.00 for each day that a required annual report is late. In its second count, Staff urges the Commission to construe Respondent's failure to timely respond to the complaint, should such occur, as its consent to the cancellation of its certificate of service authority and its tariffs.

The Commission issued its Notice of Complaint on February 3, advising Respondent of various options open to it and further advising Respondent that it must

pursue one of these options by March 4, 2004. That date has come and gone and the Commission has received no response or any other contact from Respondent.

The standard for default judgment is in Commission Rule 4 CSR 240-2.070(9). That rule states 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.<sup>1</sup> Respondent has not responded to Staff's Complaint. As a result, the Commission finds that Respondent has admitted Staff's allegations, and the Commission will enter an order granting default.

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**IT IS THEREFORE ORDERED:**

1. That the Commission enters an Order Granting Default in favor of the Staff of the Commission.
2. That the General Counsel of the Commission is directed to immediately bring a penalty action against Respondent WebNet Communications, Inc., in circuit court.
3. That the certificate of service authority and tariffs of Respondent WebNet Communications, Inc., are hereby canceled.

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<sup>1</sup> That rule also allows the Commission to set aside a default order if the respondent files a motion to set aside the order within 7 days of the order, and if the Commission finds good cause for the respondent's failure to timely respond to the complaint.

4. That this order shall become effective on March 22, 2004.
5. That this case may be closed on March 23, 2004.

**BY THE COMMISSION**



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

( S E A L )

Gaw, Ch., Murray, and  
Clayton, CC., concur.

Thompson, Deputy Chief Regulatory Law Judge

**STATE OF MISSOURI**

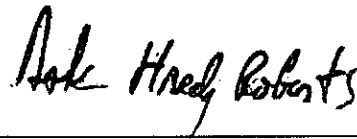
**OFFICE OF THE PUBLIC SERVICE COMMISSION**

**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 12<sup>th</sup> day of Mar. 2004 .**



---

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



**MISSOURI PUBLIC SERVICE COMMISSION**

**March 12, 2004**

**Case No. TC-2004-0330**

Dana K Joyce  
P.O. Box 360  
200 Madison Street, Suite 800  
Jefferson City, MO 65102

John B Coffman  
P.O. Box 7800  
200 Madison Street, Suite 640  
Jefferson City, MO 65102

CSC Lawyers Inc. Service Co.  
Legal Department  
P.O. Box 1069  
Jefferson City, MO 65102-1069

WebNet Communications, Inc.  
Legal Department  
Post Office Box 11075  
Gainesville, IL 61826

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

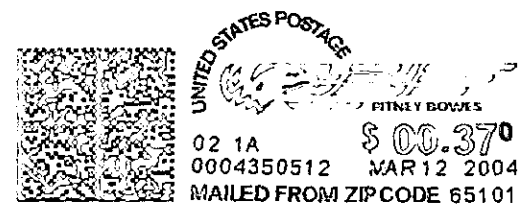
**Sincerely,**



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

*Missouri Public Service Commission*  
Adjudication Division - Data Center  
P.O. Box 360  
Jefferson City, Missouri 65102-0360

MO 419-2851 (9-01)



CSC Lawyers Inc. Service Co.  
Legal Department  
P.O. Box 1069  
Jefferson City, MO 65102-1069

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**HENDREN AND ANDRAE**  
Attorneys at Law  
P.O. Box 1069  
221 Bolivar Street  
Jefferson City, Missouri 65102

Mr. M. Howard Lewis  
Webb & Communications, Inc.  
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