



National Registered Agents, Inc.

... "NRAI, the best choice for statutory representation"

April 30, 2004

Mr. Dale Hardy
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

MAY 05 2004

Missouri Public
Service Commission

RECEIVED

MAY 04 2004

RE: The Staff of the Missouri Public Service Commission v. Nettronix
TC-2004-0378
NRAI Ref. #: MO12575

Adjudication Division
Public Service Commission

Dear Mr. Hardy,

On April 9, 2004, National Registered Agents, Inc. ("NRAI") as registered agent for Nettronix, Inc. we received Order Granting Default in the above titled action.

As registered agent, we attempted to deliver the documents as served to the last known address of the company. The documents have been returned and marked "Moved - Left No Address". NRAI has made every effort to locate the company and has been unable to locate a more current address for Nettronix, Inc.. Returned herewith are the Order Granting Default originally served.

If you should have any questions, please do not hesitate to contact our office.

Thank you.

Very truly yours,

National Registered Agents, Inc.

TO DATA CENTER
FILE IN CASE

FILED

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a session of the Public Service
Commission held at its office in
Jefferson City on the 6th day of
April, 2004.

The Staff of the Missouri Public Service
Commission,

Complainant,

v.

Nettronix, Inc.,

Respondent.

Case No. TC-2004-0378

**ORDER GRANTING DEFAULT AND
CANCELING CERTIFICATE AND TARIFF**

Syllabus: This order finds Nettronix, Inc, in default and cancels its certificate of service authority to provide interexchange telecommunications services in the state of Missouri and the related tariff.

On February 10, 2004, the Staff of the Commission filed a complaint against Nettronix, Inc. In that complaint, Staff alleges that Nettronix did not file its 2002 annual report. Staff's complaint requests authority, as provided in Section 386.699, RSMo 2000, to bring a penalty action in circuit court against Nettronix for its failure to file its annual report.

On February 19, the Commission issued a Notice of Complaint that informed Nettronix of Staff's Complaint and directed it to file an answer within 30 days of the date of the notice. The Notice of Complaint was delivered to Nettronix by certified mail; return

receipt requested, on February 23. Nettronix's answer was due no later than March 20. Nettronix did not file an answer.

Commission Rule 4 CSR 240-2.070(9) 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 Nettronix has failed to file a timely response to Staff's complaint. Therefore, the Commission finds that Nettronix is in default and that Staff's allegations are admitted.

Staff's complaint also asks that Nettronix's certificate of service authority and accompanying tariff be canceled if it fails to respond to the complaint. The Commission will grant the requested relief.

IT IS THEREFORE ORDERED:

1. That default is hereby entered against Respondent Nettronix, Inc., and the averments of Staff's complaint are deemed admitted.
2. That the General Counsel of the Commission is directed to bring a penalty action against Nettronix, Inc., in circuit court.
3. That the certificate of service authority to provide interexchange telecommunications services granted to Nettronix, Inc., in Case No. TA-98-491, is canceled.
4. That Nettronix, Inc.'s, tariff – P.S.C. MO. No. 1 – is canceled.

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 the 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.

5. That this order shall become effective on April 16, 2004.
6. That this case may be closed on April 17, 2004.

BY THE COMMISSION

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**

(S E A L)

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

Jones, 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 6th day of April 2004 .

Dale Hardy Roberts

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

MISSOURI PUBLIC SERVICE COMMISSION

April 06, 2004

Case No. TC-2004-0378

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Jefferson City, MO 65101

Nettronix, Inc.
Legal Department
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Salt Lake City, UT 84121

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

Sincerely,



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge