

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of the Cancellation of the)	
Certificate of Service Authority and)	
Accompanying Tariff of Telegenius, Inc.)	Case No. TD-2005-

**MOTION TO OPEN CASE AND CANCEL CERTIFICATE OF SERVICE AUTHORITY
AND ACCOMPANYING TARIFF**

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and for its motion, respectfully states:

1. On December 10, 2001, the Commission issued its *Order Approving Interexchange And Non-Switched Exchange Certificate Of Service Authority And Order Approving Tariff* (Order) granting service authority to Telegenius, Inc. (TI) and approving TI's PSC MO No. 1 tariff in Case No. TA-2002-209.

2. TI is the subject of complaint Case No. TC-2004-0313. TI defaulted before the Commission. The TI complaint case TC-2004-0313 is the subject of a suit, Case No. 04CV324714, at Cole County Circuit Court. TI defaulted before the circuit court.

3. According to the website of the Missouri Secretary of State, TI is a foreign corporation and was dissolved on October 22, 2004 after TI's defaults (see para. 2). Therefore, for the above-stated reasons, Staff recommends that the Commission issue an order canceling TI's certificate and tariff and close this case.

4. TI has no other matters pending before the Commission. The Commission has the authority to cancel a telecommunications corporation certificate pursuant to Section 392.410.5 RSMo 2000, which provides:

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.

However, the Commission need not hold a hearing, if, after proper notice and opportunity to intervene, no party requests such a hearing. State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission, 776 S.W.2d 494 (Mo. App. 1989).

5. Pursuant to Section 351.602.4 RSMo (2000), the Staff properly serves its Motion on the office of the Missouri Secretary of State because of TI's recent administrative dissolution by that office. Staff will also serve its Motion by certified mail on the last known address of TI.

WHEREFORE, for the reasons stated above, the Staff recommends that the Commission issue an order canceling the certificate of service authority and accompanying PSC Mo. No. 1 tariff of Telegenius, Inc. to provide interexchange and non-switched local exchange telecommunications service, and close this case.

Respectfully submitted,

DANA K. JOYCE
General Counsel

/s/ Robert S. Berlin

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Certificate of Service

I hereby certify that copies of the foregoing have been sent by certified mail, hand-delivered, or transmitted by facsimile or electronic mail to all parties of record this 29th day of April 2005.

/s/ Robert S. Berlin

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As Registered Agent for Telegenius, Inc.
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