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

MO 419-2651 (9-01)



TelecomEZ Corp. Legal Department P.O. Box 272270 Fort Collins, CO 80527

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Missouri Fublic Service Commission
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TelecomEZ Corp. Legal Department 113A-3 Coronado Court Fort Collins, CO 80525

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OF THE STATE OF MISSOURI

In the Matter of the Cancellation of the Certificate) of Service Authority of TELECOMEZ Corp.) Case No. TD-2005-0224

ORDER CANCELING CERTIFICATE OF SERVICE AUTHORITY

On January 11, 2005, the Staff of the Missouri Public Service Commission filed a motion to cancel the certificate of service authority and tariff issued to TELECOMEZ Corp. in June of 2001 in Case No. TA-2001-609. Staff informs the Commission that on February 4, 2004, the president of the company sent a letter to the Commission requesting that the Commission cancel the company's certificate. And, two days later, the company sent a letter stating that it was unable to raise the necessary funds to start operating in Missouri and has no customers. At the time, a complaint case was pending against the company for failing to file its 2002 annual report and pay its 2004 assessment. In the complaint case, the Commission found the company in default and directed the General Counsel of the Commission to seek penalties against the company.

Staff also informs the Commission that the company was administratively dissolved by the Missouri Secretary of State on October 22, 2004, and that the company's mail is being returned as undeliverable. Finally, Staff states that the company owes total assessments of less than \$2.00.

Commission Rule 4 CSR 240-2.080(15) states that parties shall not be allowed more than ten days in which to file a responsive pleading. More than ten days have expired since Staff filed its motion and TELECOMEZ has not responded.

Section 392.410.5, RSMo 2000, states: "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. . . ." The Commission has reviewed Staff's motion and finds that granting the motion is reasonable. The Commission will therefore cancel the certificate of service authority granted to TELECOMEZ Corp., in Case No. TA-2001-609. The Commission will also cancel the accompanying tariff.

IT IS THEREFORE ORDERED:

- 1. That the Staff of the Commission's motion to cancel the certificate of service authority granted to TELECOMEZ Corp. is granted.
- 2. That the certificate of service authority granted to TELECOMEZ Corp. in Case No. TA-2001-609 is canceled.
 - 3. That TELECOMEZ Corp.'s tariff, Missouri P.S.C. Tariff No. 1, is canceled.
 - 4. That this order shall become effective on February 7, 2005.
 - 5. That this case may be closed on February 8, 2005.

BY THE COMMISSION

Dale Hardy Roberts Secretary/Chief Regulatory Law Judge

(SEAL)

Kennard L. Jones, Regulatory Law Judge, by delegation of authority pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri, on this 28th day of January, 2005.

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 28th day of January 2005.

Dale Hardy Roberts

Secretary/Chief Regulatory Law Judge

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MISSOURI PUBLIC SERVICE COMMISSION January 28, 2005

Case No. TD-2005-0224

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

Sincerely,

Dale Hardy Roberts

Secretary/Chiéf Regulatory Law Judge