

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED

JUL 6 2012

In the Matter of the Cancellation of the)
Certificate of Service Authority of Transcom) Case No.
Communications, Inc.)

Missouri Public
Service Commission

MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and moves for the Missouri Public Service Commission (Commission) to cancel Transcom Communications, Inc.'s (Transcom or Company) certificate of service authority to provide interexchange telecommunications services and the associated tariff. For said Motion, Staff respectfully states the following:

1. On February 14, 2003, the Commission, in Case No. XA-2003-0234, granted Transcom a certificate of service authority to provide interexchange telecommunications services. The Commission also approved the Company's proposed tariff, YX-2003-1327 P.S.C. Mo. No.1, Original Sheet 1 through Original Sheet 32. See Attachment A.
2. On December 29, 2008, the Commission received a letter from Transcom requesting the Commission cancel its certificate to provide intrastate telecommunications services and the associated tariff. See Attachment B.
3. 4 CSR 240-3.560 provides the filing procedure for certificated telecommunications companies who wish to cease operations. Transcom's notice met the filing requirements. The notice states:

[a]lthough Transcom...intended to provide service in Missouri, Transcom's parent company, Vyke Communications plc, a publicly traded company incorporated in the United Kingdom, has decided to withdraw most of its operations from the United States and concentrate its service offerings abroad. Thus, Transcom is exiting the United

HALO Exhibit No. 27
Date 6-27-12 Reporter PL
File No. TC-2012-0531

HALO - EXHIBIT NO. 27

States telecommunications market. Because Transcom has no customers, no customer notification letter of discontinuance is required.

4. Transcom owes no past assessments to the Commission.
5. Section 392.390(1) RSMo (2000) requires a telecommunications company to file annual reports with the Commission. Transcom is not delinquent in filing any annual report required to date.
6. Because Transcom has requested cancellation of its certificate and is not providing telecommunications services in Missouri, Staff recommends the Commission issue an order canceling the Company's certificate.
7. The Commission has the authority to cancel a telecommunications certificate pursuant to Section 392.410.5 RSMo (Supp. 2008), which provides "[a]ny 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."
8. 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).

WHEREFORE, the Staff respectfully recommends the Missouri Public Service Commission issue an order 1) cancelling Transcom Communications, Inc.'s certificate of service authority to provide interexchange telecommunications services in the State of Missouri; and 2) cancel Transcom Communications, Inc.'s associated tariff, P.S.C. Mo. No. 1, Original Sheet 1 through Original Sheet 32.

2
Exhibit No. _____
Date _____
File No. _____

Respectfully submitted,

/s/ Jennifer Hernandez

Jennifer Hernandez
Legal Counsel
Missouri Bar No. 59814
Attorney for the Staff of the
Missouri Public Service Commission
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Jefferson City, MO 65102
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(573) 751-9285 (Fax)
jennifer.hernandez@psc.mo.gov

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing was mailed, first class postage prepaid, to all parties to this cause on this 12th day of March, 2009.

/s/ Jennifer Hernandez

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

| | | |
|--|---|------------------------------|
| In the Matter of the Application of |) | |
| Transcom Communications, Inc. |) | |
| for a Certificate of Service Authority |) | |
| to Provide Interexchange |) | <u>Case No. XA-2003-0234</u> |
| Telecommunications Services and to |) | Tariff No. YX-2003-1327 |
| Classify Such Services and the |) | |
| Company as Competitive |) | |

**ORDER APPROVING INTEREXCHANGE CERTIFICATE OF SERVICE
AUTHORITY AND ORDER APPROVING TARIFF**

This order grants Transcom Communications, Inc., a certificate of service authority to provide interexchange telecommunications services and approves the company's proposed tariff.

Transcom Communications, Inc., applied to the Missouri Public Service Commission on January 10, 2003, for a certificate of service authority to provide intrastate interexchange telecommunications services in Missouri under Section 392.440, RSMo 2000.¹ Transcom asked the Commission to classify it as a competitive company and waive certain statutes and rules as authorized by Sections 392.361 and 392.420. Transcom is a Texas corporation with its principal office located at 1925 W. John Carpenter Freeway, Suite 500, Irving, Texas 75963. The Commission issued a Notice of Applications for Intrastate Certificates of Service Authority and Opportunity to Intervene on January 21,

¹ All citations to statutory authority are to the year 2000 Revised Statutes of Missouri, as currently supplemented, unless otherwise indicated.

2003, directing parties wishing to intervene to file their requests by February 5, 2003. No requests for intervention were filed.

Transcom filed a proposed tariff in conjunction with its application and a substitute was filed on February 6, 2003. The tariff's effective date is February 24, 2003. Transcom's tariff describes the rates, rules, and regulations it intends to use, identifies Transcom as a competitive company, and lists the waivers requested. Transcom intends to provide interexchange telecommunications services.

In its Memorandum filed on February 10, 2003, the Staff of the Commission recommended that the Commission grant Transcom a certificate of service authority, competitive status, and waiver of the statutes and rules listed in the Notice. Staff recommended that the Commission approve the proposed tariff to become effective on February 24, 2003.

The Commission finds that competition in the intrastate interexchange telecommunications market is in the public interest and Transcom should be granted a certificate of service authority. The Commission finds that the services Transcom proposes to offer are competitive and Transcom should be classified as a competitive company. The Commission finds that waiving the statutes and Commission rules set out in the ordered paragraph below is reasonable and not detrimental to the public interest.

The Commission finds that Transcom's proposed tariff details the services, equipment, and pricing it proposes to offer. The Commission finds that the proposed tariff filed on January 10, 2003, will be approved to become effective on February 24, 2003.

IT IS THEREFORE ORDERED:

1. That Transcom Communications, Inc., is granted a certificate of service authority to provide intrastate interexchange telecommunications services in the state of Missouri, subject to all applicable statutes and Commission rules except as specified in this order.

2. That Transcom Communications, Inc., is classified as a competitive telecommunications company. Application of the following statutes and regulatory rules are waived:

Statutes

- 392.210.2 - uniform system of accounts
- 392.240.1 - rates-rentals-service & physical connections
- 392.270 - valuation of property (ratemaking)
- 392.280 - depreciation accounts
- 392.290 - issuance of securities
- 392.300.2 - acquisition of stock
- 392.310 - stock and debt issuance
- 392.320 - stock dividend payment
- 392.330 - issuance of securities, debts and notes
- 392.340 - reorganization(s)

Commission Rules

- 4 CSR 240-10.020 - depreciation fund income
- 4 CSR 240-30.010(2)(C) - posting of tariffs
- 4 CSR 240-30.040 - uniform system of accounts
- 4 CSR 240-33.030 - minimum charges

3. That the tariff filed by Transcom Communications, Inc., on January 10, 2003, as amended by substitute sheet filed on February 6, 2003, is approved to become effective on February 24, 2003. The tariff approved is:

P.S.C. Mo. No. 1
(Original Sheet 1 through Original Sheet 32)

4. That this order will become effective on February 24, 2003.

5. That this case may be closed on February 25, 2003.

BY THE COMMISSION

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

(S E A L)

Bill Hopkins, Senior Regulatory Law Judge,
by delegation of authority under
Section 386.240, RSMo 2000,
as currently supplemented.

Dated at Jefferson City, Missouri,
on this 14th day of February, 2003.

KELLEY DRYE & WARREN LLP

A LIMITED LIABILITY PARTNERSHIP

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FILED²

DEC 30 2008

Missouri Public
Service Commission

December 29, 2008

VIA OVERNIGHT DELIVERY

Colleen Dale, Secretary
Missouri Public Service Commission
Governor Office Building
200 Madison Street
Jefferson City, MO 65102-0306

Re: Notification of Cancellation of the Telecommunications Authorization and Tariff
of Transcom Communications, Inc.

Dear Ms. Dale:

Transcom Communications, Inc. ("Transcom"),¹ by its attorneys, respectfully requests that the Missouri Public Service Commission ("Commission") cancel its authorization to provide intrastate telecommunications services in Missouri and any associated tariffs. Transcom has no customers in Missouri at this time, so no customers will be affected by this cancellation. It is Transcom's understanding that no formal approval is required from the Commission to surrender its authorization and associated tariffs. However, should the Commission determine that approval is required, Transcom respectfully requests that the Commission approve the cancellation of its authority as discussed herein.

Transcom, a corporation incorporated under the laws of Texas on May 4, 1999, currently is located at 8445 Freeport Parkway, Suite 650, Irving, Texas 75063, (972) 607-4761. Although Transcom was authorized to provide resold long distance telecommunications services pursuant to certificate XA 2003-0234 on February 14, 2003 and intended to provide service in Missouri, Transcom's parent company, Vyke Communications plc, a publicly traded company incorporated in the United Kingdom, has decided to withdraw most of its operations from the

¹ Transcom has changed its name to Maskina Communications, Inc., but the Commission has never formally approved the name change.

KELLEY DRYE & WARREN LLP

Colleen Dale
December 29, 2008
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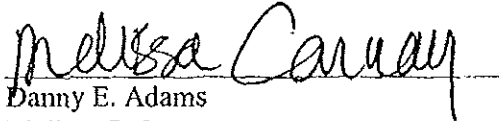
United States and concentrate its service offerings abroad. Thus, Transcom is exiting the United States telecommunications market. Because Transcom has no customers, no customer notification letter of discontinuance is required.

Enclosed are a duplicate copy and eight (8) copies of this letter. Please date-stamp the duplicate upon receipt and return it in the self-addressed, postage-paid envelope provided. Do not hesitate to contact the undersigned at (202) 342-8552 if you have any questions concerning this matter.

Respectfully submitted,

Transcom Communications, Inc.

By:



Danny E. Adams

Melissa S. Conway

KELLEY, DRYE & WARREN LLP

3050 K Street, NW, Suite 400

Washington, DC 20007

(202) 342-8552

Its Attorneys