

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Cancellation of the Certificates)
of Service Authority and Accompanying Tariffs of) **Case No. TD-2006-0302**
Comm South Companies, Inc. d/b/a Missouri Comm)
South, Inc.)

ORDER CANCELING CERTIFICATES AND ACCOMPANYING TARIFFS

Issue Date: January 31, 2006

Effective Date: February 10, 2006

On January 18, 2006, the Staff of the Commission filed a Motion to Open Case and Cancel Certificates of Service Authority and Associated Tariffs, requesting that the Commission cancel the basic local exchange, local exchange, and interexchange certificates of service authority and accompanying tariffs of Comm South Companies, Inc., d/b/a Missouri Comm South, Inc.

Staff's motion included two letters from the company's representative. Appendix A, dated September 14, 2005, advised that Missouri Comm South was in bankruptcy protection under Chapter 7 of the U.S. Bankruptcy Code and was in the process of liquidating its business and assets, including discontinuing telecommunications service. The letter stated Missouri Comm South's intention to surrender its Missouri certification and attached a copy of the notice sent to its Missouri customers. Appendix B, dated October 7, amended the date on which the company requested cancellation of its certificates and tariffs.

Staff indicated that Missouri Comm South does not owe the Commission any annual reports and has paid all assessments through the first quarterly payment of Fiscal

Year 2006. Staff further stated that as of December 31, 2005, the company no longer provided telecommunications service in Missouri and that the company no longer has any Missouri customers. Staff recommended that the Commission cancel the company's certificates and tariffs.

Commission Rule 4 CSR 240-2.080(15) allows parties ten days to respond to pleadings. Missouri Comm South failed to respond within the allotted time.

Section 392.410, RSMo 2000, gives the Commission authority over granting certificates of service authority to provide telecommunications services. The Commission has reviewed Staff's motion and finds that Missouri Comm South's certificates of service authority to provide basic local exchange, local exchange, and interexchange services, and the accompanying tariffs, shall be canceled.

IT IS THEREFORE ORDERED:

1. That the Staff of the Commission's Motion to Open Case and Cancel Certificates of Service Authority and Accompanying Tariffs is granted.

2. That the basic local exchange and local exchange certificates of service authority granted to Comm South Companies, Inc., d/b/a Missouri Comm South, Inc., in Case No. TA-97-203, and the accompanying tariffs, Mo. P.S.C. No. 1 and Mo. PSC Tariff No. 3, are canceled.

3. That the interexchange certificate of service authority granted to Comm South Companies, Inc., d/b/a Missouri Comm South, Inc., in Case No. XA-2003-0515, and the accompanying tariff, MO PSC Tariff No. 2, are canceled.

4. That this order shall become effective on February 10, 2006.
5. That this case may be closed on February 11, 2006.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Ronald D. Pridgin, Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 31st day of January, 2006.