

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

In The Matter of the Joint Application of)
CIMCO Communications, Inc. and)
Comcast Phone of Missouri, LLC for) **Case No. TO-2010-0117**
Authority to Transfer Customer Base and)
Motion for Expedited Treatment.)

STAFF RECOMMENDATION

COMES NOW the Staff of the Missouri Public Service Commission (Staff), by and through counsel, and submits its Recommendation as follows:

1. On October 14, 2009, CIMCO Communications, Inc. (CIMCO) and Comcast Phone of Missouri, LLC d/b/a Comcast Digital Phone (Comcast Phone)(collectively referred to hereinafter as the Applicants) filed with the Missouri Public Service Commission (the Commission) their Joint Application for Authority to Transfer Customer Base and Motion for Expedited Treatment (Joint Application). In this Joint Application the Applicants request Commission approval of a transaction whereby Comcast Phone will acquire the customer accounts of those CIMCO customers located in the State of Missouri. Additionally, the Applicants request the Commission approve the Joint Application as soon as possible, but in no event later than December 1, 2009.

2. On November 2, 2009, The Commission ordered the Staff to file its recommendation in this matter no later than November 5, 2009.

3. On November 5, 2009 the Applicants filed tariff sheets to correct the tariff deficiencies noted in Staff's Response in Opposition to Motion for Expedited Treatment.

4. The Staff notes that, as to the underlying transfer of customer accounts, no Commission approval is required, because §392.300 RSMo 2000, to the extent it applies to the Applicants, is listed among the statutory provisions to be waived as to competitive telecommunications companies in §392.420 RSMo Supp. 2008. However, the Applicants did file tariff revisions to effectuate the transfer, as noted above, that now comply with the Commission's rule and may be approved.

WHEREFORE the Staff recommends that the Commission grant the Applicants' request to transfer the CIMCO customers to Comcast pursuant to the tariff revisions wherein CIMCO has withdrawn its existing tariff and adopted the Comcast tariff in its entirety.

Respectfully submitted,



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Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 5th day of November, 2009.

