

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 23<sup>rd</sup> day  
of February, 2011.

In The Matter of the Application of YourTel America,   )  
Inc. For Authority to Issue and Transfer Stock           )  
**File No. TO-2011-0261**

**ORDER GRANTING MOTION TO DISMISS**

Issue Date: February 23, 2011

Effective Date: February 23, 2011

On February 14, 2011, YourTel America, Inc. ("YourTel") filed an application requesting the Commission approve the issuance and transfer of stock. YourTel is an alternative local exchange telecommunications company, as well as an interexchange telecommunications company. The Commission's Staff promptly filed a motion to dismiss the application.

The Commission's authority to approve YourTel's request derives from §392.290 and Section 392.300 RSMo 2000, and as Staff points out, effective August 28, 2008, Section 392.420 RSMo Supp. 2009 provides that "for all existing alternative local exchange telecommunications companies, the commission shall waive...the application and enforcement of ...section[s] ... 392.290, 392.300..." Approval or denial of the application would constitute "application and enforcement" of Sections 392.290 and 392.300. Consequently, Staff moves for dismissal, without granting or denying the relief requested because the requirement to obtain Commission approval for the issuance and transfer of stock, to the extent it ever applied to them, no longer applies.

**THE COMMISSION ORDERS THAT:**

1. The Staff of the Missouri Public Service Commission's motion to dismiss is granted.
2. This order shall become effective immediately upon issuance.

**BY THE COMMISSION**



**Steven C. Reed**  
**Secretary**

( S E A L )

Gunn, Chm., Clayton, Davis, Jarrett,  
and Kenney, CC., concur.

Stearley, Senior Regulatory Law Judge