

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

In the Matter of the Application of	)	
Adelphia Telecommunications, Inc., To	)	
Cancel its Certificate of Service Authority	)	Case No. XD-2005-0328
and Tariffs in the State of Missouri	)	

**STAFF RECOMMENDATION TO CANCEL  
CERTIFICATE OF SERVICE AUTHORITY**

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and for its recommendation respectfully states:

1. The Staff recommends that the Commission issue an order to cancel the certificate of service authority of Adelphia Telecommunications, Inc., (Adelphia) to provide interexchange and non-switched local exchange telecommunications services and accompanying tariff, Missouri P.S.C. No. 1. A copy of the staff recommendation dated March 31, 2005, is marked "Appendix A," attached hereto and made a part hereof.

2. Adelphia was granted a certificate of service authority to provide interexchange and non-switched local exchange telecommunications services on March 21, 2000, in Case No. TA-2000-404. According to Adelphia's *Application to Cancel Certificate of Service Authority and Tariffs*, filed March 28, 2005, Adelphia has no customers in Missouri; therefore, surrender of the certificate is not detrimental to the public interest. Staff records show that Adelphia owes no assessments or annual reports.

3. The Commission has the authority to cancel a telecommunications corporation certificate pursuant to Section 392.410, RSMo Supp. 2004 which provides:

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.

However, 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, Staff recommends the Commission issue an order canceling Adelphia's certificate of service authority to provide interexchange and non-switched local exchange telecommunications services and accompanying tariff, Missouri P.S.C. No. 1.

Respectfully submitted,

DANA K. JOYCE  
General Counsel

**/s/ Mary E. Weston**

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### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or e-mailed to all counsel of record this 1<sup>st</sup> day of April 2005.

**/s/Mary E. Weston**

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