

**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 OCMC, Inc.)
d/b/a AdvantTel,)
d/b/a 1-800-MAX-SAVE,)
d/b/a One Call Communications, Inc., and)
d/b/a Opticom)

Case No. XD-2006-

**MOTION TO OPEN CASE AND CANCEL CERTIFICATES OF SERVICE
AUTHORITY AND ACCOMPANYING TARIFFS**

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and moves that the Commission open a case and cancel the certificates of service authority it has granted to OCMC, Inc., doing business under four fictitious names, to provide intrastate interexchange and non-switched local exchange telecommunications services in Missouri, as well as its tariffs. In support of its Motion, Staff respectfully states as follows:

1. On October 9, 2002, the Missouri Public Service Commission (Commission) issued an order granting a certificate of service authority to provide intrastate interexchange telecommunications services and nonswitched local exchange telecommunications services to OCMC, Inc. d/b/a AdvantTel, in Case No. TA-2003-0054. The Commission also approved OCMC, Inc. d/b/a AdvantTel's tariff adoption, P.S.C. Mo. Tariff No. 1, in the same case.

2. On October 9, 2002, the Missouri Public Service Commission (Commission) issued an order granting a certificate of service authority to provide intrastate interexchange telecommunications services and nonswitched local exchange telecommunications services to OCMC, Inc. d/b/a 1-800-MAX-SAVE, in Case No. TA-2003-0055. The Commission also

approved OCMC, Inc. d/b/a 1-800-MAX-SAVE's tariff adoption, P.S.C. Mo. Tariff No. 1, in the same case.

3. On October 9, 2002, the Missouri Public Service Commission (Commission) issued an order granting a certificate of service authority to provide intrastate interexchange telecommunications services and nonswitched local exchange telecommunications services to OCMC, Inc. d/b/a One Call Communications, Inc., in Case No. TA-2003-0057. The Commission also approved OCMC, Inc. d/b/a One Call Communications, Inc.'s tariff adoption, P.S.C. Mo. Tariff No. 1, in the same case.

4. On October 9, 2002, the Missouri Public Service Commission (Commission) issued an order granting a certificate of service authority to provide intrastate interexchange telecommunications services and nonswitched local exchange telecommunications services to OCMC, Inc. d/b/a Opticom, in Case No. TA-2003-0058. The Commission also approved OCMC, Inc. d/b/a Opticom's tariff adoption, P.S.C. Mo. Tariff No. 1, in the same case.

5. OCMC, Inc., through a letter from the president of the entity acting as its Receiver, now indicates that the United States District Court for the Southern District of Indiana has appointed Meridian Financial Advisors, Ltd. d/b/a The Meridian Group as the Receiver over the assets of the corporation. This receivership encompasses the operations of OCMC, Inc. pertaining to all four fictitious names certificated in Missouri. The company has now "relinquishe[d] any and all certificates, licenses, or other indicia of regulatory authorization." See Appendix A.

6. OCMC, Inc. owes no annual reports or assessments under any fictitious name. No formal complaints have been filed against the company since the commencement of the

Electronic Filing and Information System, and any informal complaints or inquiries received have been closed.

7. OCMC, Inc. is an Indiana corporation in good standing in Missouri, according to the records of the Missouri Secretary of State.

8. Because OCMC, Inc. has requested cancellation of its certificates; it is not providing telecommunications service in Missouri; and it no longer has authority to transact business in the state, the Staff recommends that the Commission issue an order canceling OCMC, Inc.'s certificates under each of its certificated fictitious names, as well as its tariffs.

9. The Commission has the authority to cancel a telecommunications corporation certificate pursuant to Section 392.410.5 RSMo (Supp. 2005), 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).

10. This pleading is being served on the address provided by the company to the Commission via certified mail, as well as upon its Missouri registered agent.

WHEREFORE, the Staff recommends the Commission cancel the certificates of service authority of OCMC, Inc. d/b/a AdvantTel, d/b/a 1-800-MAX-SAVE, d/b/a One Call Communications, Inc., and d/b/a Opticom granted in Case Nos. TA-2003-0054, -0055, -0057 and -0058 to provide intrastate interexchange telecommunications services and nonswitched local exchange telecommunications services; and also each of its tariffs, all designated P.S.C. Mo. Tariff No. 1.

Respectfully submitted,

/s/ **David Meyer**

David Meyer
Senior Counsel
Missouri Bar No. 46620

Attorney for the Staff of the
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102
(573) 751-8706 (Telephone)
(573) 751-9285 (Fax)
email: david.meyer@psc.mo.gov

Certificate of Service

I hereby certify that copies of the foregoing have been mailed return receipt requested or electronically to all counsel of record as shown on the attached service list this 29th day of June 2006.

/s/ **David A. Meyer**

Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

CT Corporation System
Registered Agent for OCMC, Inc.
120 South Central Ave.
St. Louis, MO 63105

OCMC, Inc.
The Meridian Group, Receiver
801 Congressional Boulevard
Carmel, IN 46032
(Via Certified Mail)



RECEIVED

JUN 12 2006

UTILITY OPERATIONS
DIVISION

June 6, 2006

ONE CALL
COMMUNICATIONS, INC.

Director, Telecommunications
MO Public Service Commission
200 Madison Street
Suite 100
Jefferson City, MO 65101

To Whom It May Concern

This correspondence is to serve as notification of the following legal action which has been taken against OCMC, Inc., d/b/a One Call Communications and/or Opticom ("OCMC"), a provider of inter-lata and other telecommunications services.

On May 12, 2006, Meridian Financial Advisors, Ltd., d/b/a The Meridian Group was appointed as the Receiver over the assets, property and business of OCMC pursuant to an order (the "Receiver Order") entered by the United States District Court for the Southern District of Indiana in the case of PNC Bank, N.A. v. OCMC, Inc., Case No. 1:06-cv-0755-JET-TAB.

Please consider this letter to be your notice that OCMC is no longer conducting business within your jurisdiction. A small staff, under the auspice of the Receiver, has been working to transition customers to other carriers and is continuing to finalize the cancellation of any agreements. OCMC hereby relinquishes any and all certificates, licenses, or other indicia of regulatory authorization.

If you would like a copy of the Receiver Order, or have questions about this letter, please feel free to contact Pamela Mock via email at pam.mock@ocld.com or by telephone at 317-580-7114.

Sincerely,

Margaret Good

Margaret Good

President, The Meridian Group
as Receiver for OCMC, Inc.

Appendix A

Meyer, David

From: Pam Mock [pam.mock@ocld.com]
Sent: Tuesday, June 20, 2006 4:44 PM
To: Meyer, David
Subject: Re: Missouri Public Service Commission certificate cancellation

Attachments: pam.mock.vcf



pam.mock.vcf (316
B)

Mr. Meyer,

The information in your email is correct. Thank you for your assistance.

Pamela Mock
Manager of Regulatory Compliance
317/580-7114

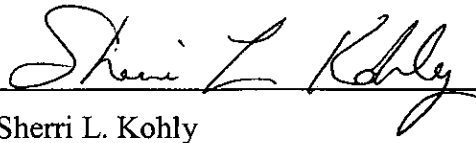
Meyer, David wrote:

> Pam,
>
> To confirm our earlier conversation, and to follow up on the letter we
> received on One Call Communications, Inc. letterhead dated June 6, 2006:
>
> OCMC, Inc. does business under four names in Missouri: Avantel,
> 1-800-MAX-SAVE, One Call Communications, and Opticom. At this time,
> all four certificates should be cancelled. You indicated that OCMC
> has no remaining Missouri customers and no longer has any live
> circuits. The address the Commission has on file at 801 Congressional
> Boulevard, Carmel IN 46032 will remain good for at least the next month.
>
> If this is correct, the statements above will supplement the letter of
> June 6, 2006 and I will plan to use this information to support
> cancellation of all four certificates in Missouri.
>
> Please confirm that this is the case.
>
> Thank you,
>
> David
>
> /David A. Meyer/
> /Senior Counsel/
> /Missouri Public Service Commission/
> /voice (573) 751-8706/
> /fax (573) 751-9285/
> /david.meyer@psc.mo.gov/
>

VERIFICATION

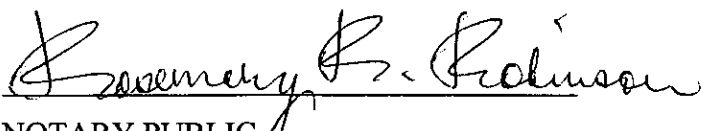
STATE OF MISSOURI)
)
COUNTY OF COLE)

Comes now Sherri L. Kohly, employee of the Staff of the Missouri Public Service Commission, being of lawful age and after being duly sworn, states that the affiant has read the accompanying pleading, and that the facts therein are true and correct to the best of her knowledge.



Sherri L. Kohly
Affiant

Subscribed and affirmed before me this 29th day of June 2006. I am commissioned as a notary public within the County of Cole, State of Missouri, and my commission expires on 9-23-2008.



NOTARY PUBLIC

