

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Cancellation of the Certificate)
of Service Authority and Accompanying Tariff of)
NorVergence, Inc.)

Case No. XD-2006-0022

ORDER CANCELING CERTIFICATE OF SERVICE AUTHORITY

Issue Date: July 27, 2005

Effective Date: August 6, 2005

On July 15, 2005, the Staff of the Missouri Public Service Commission filed a motion to cancel the certificate of service authority to provide interexchange telecommunications services granted to NorVergence, Inc. The company did not respond to Staff's motion.

Staff informs the Commission that NorVergence was granted a certificate of service authority to provide interexchange telecommunications services in Case No. LA-2004-0236. The company's tariff, PSC Mo. -No. 1, was approved in the same case.

In support of its motion, Staff states that the website of the Office of the Missouri Secretary of State reports that the certificate of authority granted to the company was revoked on December 2, 2004, because the company failed to file its annual report. Additionally, the telephone number provided by the company is no longer in service and former counsel for the company has no way to contact the company.

Staff goes on to state that the company failed to submit its 2004 annual report, which is the first year that the company would have had to do so. Staff opines that the company has violated the terms of its certificate by failing to keep the Commission informed of its current telephone number and contact information. Staff also adds the no complaints have been filed

against the company since the commencement of the Electronic Filing and Information System.

Commission Rule 4 CSR 240-2.080(15) states that parties shall not be allowed more than ten days in which to file responsive pleadings. More than ten days have expired since Staff filed its motion, yet the company has not responded.

Section 392.410(5), RSMo 2000, states that “[a]ny 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. . . .” The Commission has reviewed Staff’s motion and finds that granting the motion is reasonable. The Commission will cancel the certificate of service authority granted to NorVergence, Inc., in Case No. LA-2004-0236. The Commission will also cancel the company’s tariff.

IT IS THEREFORE ORDERED:

1. That the certificate of service authority to provide interexchange telecommunications service granted to NorVergence, Inc., in Case No. LA-2004-0236 is canceled.
2. That the tariff approved for NorVergence, Inc., in Case No. LA-2004-0236, PSC Mo. –No. 1, is canceled.

3. That this order shall become effective on August 6, 2005.
4. That this case may be closed on August 7, 2005.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Kennard L. Jones, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 27th day of July, 2005.