

**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)
Transcommunications, Inc.)

Case No. XD-2006-_____

**MOTION TO OPEN CASE AND CANCEL
CERTIFICATE OF SERVICE AUTHORITY AND TARIFF**

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and moves that the Commission open a case and cancel Transcommunications, Inc.'s certificate of service authority to provide interexchange telecommunications services and its tariff. In support of its Motion, Staff respectfully states as follows:

1. In October 1996, the Missouri Public Service Commission (Commission) issued its order in Case No. TA-97-75, granting Transcommunications, Inc. a certificate of service authority to provide intrastate interexchange telecommunications services. The Commission also approved its tariff, Missouri P.S.C Tariff No. 1, in the same case.

2. Transcommunications, Inc. has now requested the cancellation of its certificate of service authority. See Appendix A. According to the letter received by the Commission from the company's regulatory consultant, the company ceased providing prepaid, interexchange telecommunications service on May 1, 2005, and the company had ceased making prepaid calling cards available on November 8, 2004. The cards remained valid for up to one year if not depleted. The company had made arrangements to honor its cards through their expiration. Now, however, more than a year has now passed since the company issued its last prepaid calling card for use in Missouri and it is appropriate to cancel the company's certificate.

3. The company owes no annual reports or assessments to the Commission. There are currently no open complaints against the company before the Commission.

4. The company is a Tennessee corporation and remains in good standing in the State of Missouri according to the Missouri Secretary of State's website.

5. Because Transcommunications, Inc. has requested cancellation of its certificate, and because it is not providing telecommunications service in Missouri, the Staff recommends that the Commission issue an order canceling Transcommunications, Inc.'s certificate and tariff.

6. The Commission has the authority to cancel a telecommunications corporation certificate pursuant to Section 392.410.5 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).

7. 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 and its regulatory consultant.

WHEREFORE, the Staff recommends the Commission cancel the certificate of service authority granted Tralee Telephone Company, LLC to provide interexchange telecommunications services, as well as its accompanying tariff, Missouri P.S.C. Tariff No. 1.

Respectfully submitted,

DANA K. JOYCE
General Counsel

/s/ David A. Meyer

David A. 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)
david.meyer@psc.mo.gov

Certificate of Service

I hereby certify that copies of the foregoing have been mailed or electronically mailed to all parties of record as shown below this 22nd day of November 2005.

/s/ David A. Meyer

Office of the Public Counsel
Governor Office Building, Suite 650
200 Madison Street
P. O. Box 7800
Jefferson City, MO 65102

National Registered Agents
Registered Agent for Transcommunications, Inc.
300-B East High Street
Jefferson City, MO 65101

Transcommunications, Inc.
6125 Preservation Drive
Chattanooga, TN 37416-3638
(via certified mail)

Transcommunications, Inc.
c/o Millar Isar Inc.
7301 Skansie Ave., Suite 240
Gig Harbor, WA 98335

**MILLER
ISAR** INC.
REGULATORY CONSULTANTS

ANDREW O. ISAR

7901 SKANSIE AVENUE,
SUITE 240
GIG HARBOR, WA 98335
TELEPHONE: 253.851.6700
FACSIMILE: 253.851.6474
HTTP://WWW.MILLERISAR.COM

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MAR 15 2005

Regulation Division
Public Service Commission

March 10, 2005

Mr. Dale Hardy Roberts, Secretary to the Commission
Missouri Public Service Commission
P.O. Box 360
200 Madison Street, Suite 100
Jefferson City, Missouri 65102-0360

RECEIVED³

MAR 15 2005

*Records
Public Service Commission*

RE: Transcommunications Incorporated, Case No. 9900591 - Notice of Service
Discontinuance

Dear Ms. Roberts:

Transcommunications Incorporated ("Transcommunications" or "Company"), by its regulatory consultants, hereby informs the Missouri Public Service Commission of its intent to discontinue provision of discretionary prepaid, interexchange telecommunications service in the State of Missouri, effective May 1, 2005. Transcommunications respectfully requests that its certification/operating authority [and tariff] be cancelled, accordingly.

Transcommunications has provided a discretionary prepaid calling card service that supplements, but does not replace, conventional presubscribed, post-paid telecommunications services. Transcommunications services have been provided to a very limited, targeted segment of telecommunications users in the transportation industry – long haul truck drivers – primarily through card distribution arrangements with trucking companies who supply cards to their drivers from centrally located distribution points in certain states. Transcommunications had originally obtained intrastate operating authority to engage in in-state retail sales, although it no longer sells discretionary prepaid calling card services through retail outlets. The Company does not serve residential subscribers.

In anticipation of discontinuing the provision of its service, Transcommunications ceased making new prepaid calling cards available on November 8, 2004. The Company has allowed existing users to deplete their prepaid calling card accounts through normal usage. User accounts are also deactivated on the one year anniversary of account activation. Users were informed that the service remains available through the shorter of account depletion or one year account activation anniversary at the time of purchase and account activation. Users are also informed of the estimated number of minutes of use

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that remain on the user's accounts when accessing Transcommunications' network and entering the account identification number.

Transcommunications has entered into a management agreement with Innovative Processing Solutions, LLC. ("IPS"), a Nevada Limited Liability Company, for the continued provision of service to the limited Customers accounts that may remain active. Under Transcommunications management agreement with IPS, IPS further assumes responsibility for honoring outstanding service commitments to remaining users and underlying carriers after Transcommunications ceases to provide service. IPS will continue to maintain Transcommunications' customer service number upon Transcommunications' market exit, to field any potential remaining user calls.

In light of the fact that Transcommunications has provided prepaid calling card services, which inherently limited in duration, and that user identity is unknown, no further written notice is practical or possible.

Pursuant to Part 63.71(a) of the Code of Federal Regulations,²⁴ a copy of Transcommunications' federal *Section 63.71 Application* is served with the instant notice of service discontinuance.

Thank you for your attention to this matter. Questions may be directed to the undersigned.

Sincerely,

MILLER ISAR, INC.



Andrew O. Isar

Regulatory Consultants to
Transcommunications Incorporated

Enclosure

²⁴ 47 CFR §63.71(a)