

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

In the Matter of the Cancellation of the Certificate)
of Service Authority of Network US, Inc. d/b/a) File No. XD-2011-_____
CA Affinity)

MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY

COMES NOW the Staff of the Missouri Public Service Commission (Staff), by and through the undersigned attorney, and moves for the Missouri Public Service Commission (Commission) to cancel the certificate of service authority of Network US, Inc. d/b/a CA Affinity (CA Affinity or Company) and states as follows:

1. On November 29, 2001, the Commission granted CA Affinity a certificate of service authority to provide competitive intrastate interexchange telecommunications services in Missouri in Case No. TA-2002-188.

2. On October 17, 2009, CA Affinity's fictitious name registration expired due to the Company's failure to renew its registration with the Missouri Secretary of State (SOS). See Attachment A.

3. According to §417.200, "...it shall be unlawful for any person to engage in or transact any business in this state under a fictitious name without first registering same with the secretary of state as herein required."

4. On August 25, 2010, the SOS administratively dissolved the parent company, Network US, Inc., for failure to file a correct and current annual report. According to §351.476.1, a corporation administratively dissolved may not carry on any business except that necessary to wind up and liquidate its business and affairs. See Attachment B.

5. Because the Company can no longer lawfully provide telecommunications services in Missouri, the Staff recommends that the Commission cancel the certificate.

6. The Commission has the authority to cancel a telecommunications certificate pursuant to §392.410.5 RSMo 2000, which provides “[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.”

7. 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. W.D. 1989).

WHEREFORE, the Staff respectfully recommends that the Commission cancel the tariff and certificate of service authority of Network US, Inc. d/b/a CA Affinity to provide competitive intrastate interexchange telecommunications services in Missouri.

Respectfully submitted,

/s/Jennifer Hernandez

Jennifer Hernandez
Associate Staff Counsel
Missouri Bar No. 59814

Attorney for the Staff of the
Missouri Public Service Commission
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CERTIFICATE OF SERVICE

I hereby certify that I have provided a true and correct copy of the above pleading by prepaid First Class US Postal Mail or electronic mail to: Network US, Inc. d/b/a CA Affinity, One Energy Center, 40 Shuman Blvd., Ste. 270, Naperville, IL 60563; Network US, Inc. d/b/a CA Affinity, c/o Registered Agent Missouri Secretary of State, 600 West Main, Jefferson City, MO 65102; and the Office of the Public Counsel at opcservice@ded.mo.gov this 21st day of June 2011.

/s/Jennifer Hernandez

NOTICE OF EXPIRATION FOR A FICTITIOUS NAME REGISTRATION

X00389882
CA AFFINITY
20875 CROSSROADS CIR
WAUKESHA, WI 53186-4052

October 17, 2009

CA AFFINITY
X00389882

The above business has failed to comply with Section 417.210 RSMo, by:

Failure to renew a fictitious name registration.

Therefore, the above business stands **expired** under the provisions of Section 417.210 as of October 17, 2009.

If you wish to file a new fictitious name registration, please visit our web site at www.sos.mo.gov/business/corporations or for further information, please contact the Corporations Division toll free at (866) 223-6535.



A handwritten signature in black ink, appearing to read "Rich Lamb".

Rich Lamb
Executive Deputy Secretary of State

**ADMINISTRATIVE DISSOLUTION
OR REVOCATION FOR A
FOR-PROFIT CORPORATION**

F00477329
NETWORK US OF MISSOURI, INC.
CSC- Lawyers Incorporating Service Company
221 BOLIVAR
JEFFERSON CITY, MO 65101

August 25, 2010

NETWORK US OF MISSOURI, INC.
F00477329

The above corporation has failed to comply with Section 351.484 or 351.598 RSMo, by:

Failure to file a correct and current annual report

Therefore, the above corporation stands **administratively dissolved or revoked** under the provisions of Section 351.486 or Section 351.602, RSMo, as of August 25, 2010, subject to rescission as in these acts provided. A corporation administratively dissolved may not carry on any business except that necessary to wind up and liquidate its business and affairs under Section 351.476.

To request reinstatement forms please include your name, mailing address, telephone number, entity name and entity charter number by email to rescissions@sos.mo.gov [<mailto:rescissions@sos.mo.gov>](mailto:rescissions@sos.mo.gov); by fax (573) 751-5841 or call toll free (866) 223-6535.

For further information, please contact the Corporations Division at (866) 223-6535 toll free.



A handwritten signature in black ink, appearing to read "Rich Lamb".

Rich Lamb
Executive Deputy Secretary of State