

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

Cancellation of Certificate of Service)
Authority and Cancellation of)
Tariff of AboveNet Communications Inc.)

File No. XD-2011-0184

ORDER DIRECTING NOTICE

Issue Date: December 30, 2010

Effective Date: December 30, 2010

On December 29, 2010, the Staff of the Missouri Public Service Commission filed a motion requesting AboveNet Communications, Inc. ("AboveNet") certificate of service authority and accompanying tariff to provide interexchange telecommunication service in the State of Missouri be cancelled. The Commission granted AboveNet a certificate of service authority to provide interexchange telecommunication service in the State of Missouri in File Number XN-2004-0332.

The Commission need not hold a hearing, if, after proper notice and opportunity to intervene, no party requests such a hearing.¹ Therefore, if no request for a hearing or objection to Staff's motion is received, the Commission may cancel the certificate based on Staff's motion.

The Commission finds that proper persons shall be allowed 10 days from the issuance of this order to file a motion for hearing.

¹ *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d 494 (Mo. App. W.D. 1989).

THE COMMISSION ORDERS THAT:

1. Any party wishing to file an objection or request a hearing shall do so by filing a pleading no later than January 10, 2011, with:

Secretary
Missouri Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102

or via the Commission's Electronic Information and Filing System (EFIS) at:
www.psc.mo.gov.

2. This order shall become effective upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(SEAL)

Nancy Dippell, Deputy Chief Regulatory Law
Judge, by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri
on this 30th day of December, 2010.