

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Cancellation of the	)	
Certificate of Service Authority of Airnex	)	
Communications, Inc., to Provide Intrastate	)	<b><u>File No. XD-2013-0022</u></b>
Interexchange Telecommunications	)	
Services within the State of Missouri	)	

## ORDER EXTENDING EFFECTIVE DATE OF ORDER AND DIRECTING FILING

Issue Date: August 20, 2012

Effective Date: August 20, 2012

On July 18, 2012, the Staff of the Missouri Public Service Commission filed a motion requesting Airnex Communications, Inc.'s ("Airnex") certificate of service authority and accompanying tariff to provide intrastate interexchange telecommunication services in the State of Missouri be cancelled.

On July 18, 2012, the Commission issued an Order Directing Notice allowing any parties to file an objection or request a hearing to do so no later than July 30, 2012. No objections or requests for a hearing were filed. On August 1, 2012, the Commission issued its Order Canceling Certificate and Accompanying Tariff ("Order"), cancelling the certificate of service authority to provide telecommunications services and the accompanying tariff of Airnex.

On August 10, 2012, Staff filed a motion to extend the effective date of the Order. Staff explained that Airnex contacted it and wishes to maintain its Missouri certification. The Company has filed annual reports to correct the delinquencies and deficiencies Staff alleged in its July 18 motion. Staff requested an extension of the effective date of

the Commission's Order by ten (10) days to allow Airnex to seek Missouri counsel for assistance in this matter.

On August 20, 2012, Airnex filed a motion for rehearing which included a request to extend the effective date of the Commission's August 10, 2012 Order Extending Effective Date of Order. Airnex explains that it is currently working with the Commission to bring it into full compliance with the Commission regulations and that it is committed to avoiding further problems. Airnex has requested an extension of the effective date of the Commission's Order by an additional thirty days to allow Airnex to allow Staff to confirm that it has resolved all prior issues.

The Commission finds Airnex's request to be reasonable and will grant its motion to extend the effective date of the Order. The Commission will extend the effective date of the Order a sufficient time to also allow its Staff to file a recommendation as to whether Airnex is in full compliance with the Commission's regulations. If Airnex brings itself into full compliance the Commission will rescind the order canceling its certificate and tariff.

**THE COMMISSION ORDERS THAT:**

1. The effective date of the Order Cancelling Certificate and Accompanying Tariff shall be extended to October 4, 2012.

2. No later than September 28, 2012, the Staff of the Missouri Public Service Commission shall file a report stating whether Airnex Communications, Inc. is in full compliance with the Commission's regulations and provide a recommendation as to whether the order canceling its certificate and tariff should be rescinded.

3. This order is effective immediately upon issuance.

**BY THE COMMISSION**

A handwritten signature in black ink, appearing to read 'S. Reed', is positioned above the printed name.

Steven C. Reed  
Secretary

(SEAL)

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

Dated at Jefferson City, Missouri  
on this 20<sup>th</sup> day of August, 2012.