

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

In the Matter of the Cancellation of the)
Certificate of Service Authority of)
LDMI Telecommunications, Inc.)
d/b/a Cavalier Talk) File No. XD-2010-

MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY

COMES NOW the Staff of the Missouri Public Service Commission and moves for the Commission to cancel the certificate of interexchange service authority in Missouri of LDMI Telecommunications, Inc. d/b/a Cavalier Talk (“the Company”) and states as follows:

1. On February 28, 2003, the Commission granted a certificate of interexchange service authority to the Company in Case No. XN-2003-0265.
2. On October 30, 2009, the Company contacted Staff and requested that its certificate of service authority be cancelled. See Attachment A.
3. Because the Company requested cancellation of its certificate and it is not providing services in Missouri, Staff recommends the Commission cancel the certificate.
4. The Commission has the authority to cancel a telecommunications certificate pursuant to Section 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.”
5. 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 the Commission cancel the certificate of service authority of LDMI Telecommunications, Inc. d/b/a Cavalier Talk to provide interexchange telecommunications service in Missouri.

Respectfully submitted,



Colleen M. Dale
Senior Counsel
Missouri Bar No. 31624

Attorney for the Staff of the
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102
(573) 751-4255 (Telephone)
cully.dale@psc.mo.gov

Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 13th day of January, 2010.

A handwritten signature in black ink, appearing to read "Dale Cully", is centered below the text of the certificate.



2600 Maitland Center Pkwy.
Suite 300
Maitland, FL 32751
P.O. Drawer 200
Winter Park, FL
32790-0200
Tel: 407-740-8575
Fax: 407-740-0613
www.tminc.com

October 29, 2009
Via EFIS

Ms. Colleen M. Dale, Chief Regulatory Law Judge
Missouri Public Service Commission
200 Madison St., Suite 100
Jefferson City, MO 65101

RE: LDMI Telecommunications, Inc. d/b/a Cavalier Telephone - Cancellation of Certificate of Service Authority to Provide Intrastate Interexchange and Non-Switched Services

Dear Ms. Dale:

Please accept this letter submitted on behalf of LDMI Telecommunications, Inc. d/b/a Cavalier Telephone (XN-2007-0275), requesting cancellation of its Certificate of Service Authority to Provide Intrastate Interexchange and Non-Switched Services and for Competitive Classification within the State of Missouri, and withdrawal of its Tariff (*P.S.C. MO Tariff No. 1.*).

The company provides the following rationale in support of this request:

A. Statement of reasons for ceasing or discontinuing service.

The Company has no customers in Missouri and does not expect to have any customers in the future.

B. Date of planned service cessation or discontinuance.

Upon approval by the Missouri Public Service Commission.

C. Geographic area affected by the discontinuance.

Statewide.

D. A brief description of services to be discontinued

LDMI Telecommunications, Inc. d/b/a Cavalier Telephone initially proposed in its tariff to offer business and residential direct dialed (1+) service, inbound "800/888" number service and travel card service for communications originating and terminating within the State of Missouri. The Company proposes to discontinue all services.

E. A statement as to whether the company's tariffs and/or certificate shall remain in effect or be cancelled.

The Company is requesting that its tariffs and Certificate of Service Authority to Provide Intrastate Interexchange and Non-Switched Services with the state of Missouri be cancelled.

October 29, 2009
Ms. Colleen M. Dale, Chief Regulatory Law Judge
Missouri Public Service Commission
Page 2

F. A statement that all affected customers have been notified at least 30 days prior to discontinuance.

The company has no affected customers. Therefore, there are no customers to notify.

G. A statement that all affected customers have been informed as to how they can select a new service provider.

See response to F. above. The Company has no customers to notify.

Please acknowledge receipt of this filing by date-stamping the extra copy of this cover letter and returning it to me in the self-addressed, stamped envelope provided for that purpose.

Any questions you may have regarding this filing may be directed to my attention at (407) 740-3002 or via email to stomas@tminc.com. Thank you for your assistance.

Sincerely,

/s/Sharon Thomas

Sharon Thomas
Consultant to LDMI Telecommunications, Inc.
d/b/a Cavalier Telephone

ST/im

cc: Margaret Ring, LDMI
file: LDMI - MO
tms: MOX0901