BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

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In the Matter of the Application of Consolidated Communications Operator Services, Inc. and Consolidated Communications Public Services, Inc., and Consolidated Communications Network Services, Inc., for Approval of a Transfer of Assets Related to an Internal Reorganization, Name Change, and Related Approvals

Case No. XN-2009-0196

STAFF'S MOTION TO CANCEL CERTIFICATES

COMES NOW the Staff of the Missouri Public Service Commission and moves the Commission to cancel the certificates of service of Consolidated Communications Operator Services, Inc. (Operator) and Consolidated Communications Public Services, Inc. (Public):

1. On December 31, 2008, the Commission's Order Granting Application for Transfer of Assets and Approving Tariffs became effective in this case. The assets of Operator and Public were transferred to Consolidated Communications Network Services, Inc. (Network) and Network is continuing to offer the services of Operator and Public.

2. On December 18, 2008, the Commission canceled Public's certificate in an Order Canceling Certificate of Service Authority.

3. The Commission should cancel the certificate of service authority granted to Operator in Case No. XA-2003-0456 on May 28, 2003, because Operator no longer offers services and cancellation will not be detrimental to the public interest. See attached Staff Memorandum and Affidavit.

Wherefore the Staff prays that the Commission cancel the certificate of service authority of Consolidated Communications Operator Services, Inc.

Respectfully submitted,

/s/ Steven C. Reed

Steven C. Reed Chief Litigation Counsel Missouri Bar No. 40616

Attorney for the Staff of the Missouri Public Service Commission P. O. Box 360 Jefferson City, MO 65102 (573) 751-3015 (Telephone) (573) 751-9285 (Fax) <u>steven.reed@psc.mo.gov</u> (E-mail)

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 6th day of March, 2009.

<u>/s/ Steven C. Reed</u>

MEMORANDUM

To: Missouri Public Service Commission Official Case File Case No. XN-2009-0196 Consolidated Communications Operator Services, Inc., Consolidated Communications Public Services, Inc., and Consolidated Communications Network Services, Inc.

From: Lisa Mahaney Telecommunications Department

> William Voight 3/5/09 Utility Operations Division/Date

Subject: Staff Recommendation to Cancel Certificates of Service Authority

Date: 3/5/09

In its Order Granting Application for Transfer of Assets and Approving Tariffs effective December 31, 2009, the Commission stated that Consolidated Communications Operator Service, Inc., (Operator) and Consolidated Communications Public Service, Inc., (Public) would cease to exist. However, cancellation of the certificates of service of Operator and Public was not addressed.

Cancellation of the certificates of service authority of Operator and Public is not detrimental to the public interest. The Staff has no objection to the cancellation and recommends that the Commission issue an order to cancel Operator's and Public's certificates of service authority to provide interexchange and local exchange telecommunications service. The Staff is unaware of any other filing which affects or which would be affected by this proposal.

The Company is not delinquent in filing an annual report and paying the PSC assessment. The Company is delinquent. Staff recommends the Commission grant the requested relief/action on the condition the applicant corrects the delinquency. The applicant should be instructed to make the appropriate filing in this case after it has corrected the delinquency. (No annual report Unpaid PSC assessment. Amount owed:)

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of **Consolidated Communications Operator** Services, Inc., Consolidated Communications Public Services, Inc. and Consolidated Communications Network Services, Inc. for Approval of a Transfer of Assets Related to an Internal Reorganization, Name Change, and **Related Approvals**

Case No. XN-2009-0196

AFFIDAVIT OF LISA MAHANEY

STATE OF MISSOURI

ss:

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COUNTY OF COLE

Lisa Mahaney, employee of the Missouri Public Service Commission, being of lawful age and after being duly sworn, states that she has participated in preparing the accompanying memorandum, and that the facts therein are true and correct to the best of her knowledge and belief.

Lisa Mahaner Lisa Mahaner

Subscribed and affirmed before me this 5^{th} day of March 2009

SUSAN L. SUNDERMEYER My Commission Expires September 21, 2010 Callaway County Commission #06942086

NOTARY PUBLIC