

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 29th day of
May, 2008.

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| Application of PNG Telecommunications, Inc., d/b/a |) | |
| PowerNet Global Communications for Authority to |) | <u>Case No. XM-2008-0291</u> |
| Acquire Certain Assets of GlobalTouch Telecom, Inc. |) | Tariff No. JX-2008-0637 |

**ORDER APPROVING ACQUISITION OF ASSETS
AND APPROVING TARIFF**

Issue Date: May 29, 2008

Effective Date: June 1, 2008

On March 5, 2008, PNG Telecommunications, Inc., d/b/a PowerNet Global Communications, applied for authority to acquire approximately 206 interexchange service customers of GlobalTouch Telecom, Inc. PNG holds a certificate from this Commission to provide interexchange and basic local services in Missouri. The application indicates the proposed transaction will be transparent to the affected GlobalTouch customers, as PNG will provide services to those customers under the same rates, terms, and conditions as those services are currently provided. PNG has notified the affected customers of the proposed transfer. On April 22, PNG filed a tariff revision to establish the rates, terms, and conditions of service for the customers it will acquire from GlobalTouch.

The Commission's Staff filed its recommendation regarding PNG's application on May 20. Staff indicates the proposed transfer of customers is not detrimental to the public interest because the customers have received notice of the transfer, will continue to receive service at the same rates, terms and conditions, and can switch to another competitive

provider if they wish to do so. Staff recommends the Commission approve the application and accompanying tariff sheets.

Having reviewed the application and Staff's recommendation, the Commission finds that the proposed transfer of customers is not detrimental to the public interest. The Commission will approve PNG's application and the accompanying tariff.

Staff's recommendation points out that GlobalTouch, the company that has been providing service to the transferred customers, does not have a certificate of service authority from the Commission and is not authorized to do business in Missouri. The Commission will direct its Staff to investigate GlobalTouch's failure to comply with Missouri law and will authorize Staff to file a complaint if it finds that such a complaint is appropriate.

IT IS ORDERED THAT:

1. The Application for Approval to Acquire Assets filed by PNG Telecommunications, Inc., d/b/a PowerNet Global Communications, is approved.
2. The tariff issued by PNG Telecommunications, Inc., on April 23, 2008, and assigned Tariff No. JX-2008-0637, is approved, as substituted, to become effective on June 1, 2008. The tariff sheets approved are:

PNG Telecommunications, Inc.

Missouri Tariff No. 1

2nd Revised Page 19, Cancels 1st Revised Page 19
Original Page 19.1

2nd Revised Page 20, Cancels 1st Revised Page 20

3. Staff shall investigate GlobalTouch Telecom, Inc.'s provision of service to customers in Missouri without a certificate of service authority from this Commission. Staff is authorized to file a complaint if it finds that such a complaint is appropriate.

4. This order shall become effective on June 1, 2008.

5. This case shall be closed on June 2, 2008.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Davis, Chm., Murray, Clayton, Jarrett,
and Gunn, CC., concur.

Woodruff, Deputy Chief Regulatory Law Judge