

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

|  |                                     |
|--|-------------------------------------|
| In the Matter of the Cancellation of the ) |                                     |
| Certificate of Service Authority and )     | <b><u>Case No. LD-2007-0196</u></b> |
| Accompanying Tariff of Gates )             | Tracking No. JX-2003-0556           |
| Communications, Inc. )                     |                                     |

**ORDER CANCELING CERTIFICATE**  
**AND ACCOMPANYING TARIFF**

Issue Date: December 13, 2006

Effective Date: December 23, 2006

On November 27, 2006, the Staff of the Commission filed a motion asking the Commission to cancel the certificate of service authority and accompanying tariff of Gates Communications, Inc., a company that has been authorized to offer intrastate interexchange telecommunications services by the Commission.

In Case Number TA-2001-0456, the Commission granted Gates a certificate to provide intrastate interexchange telecommunications services. Gates' tariff, PSC MO Tariff No. 1, was also approved.

Staff's motion states that on July 26, 2006, Staff filed a formal Complaint (Case No. XC-2007-0035) against Gates alleging the complaint violated the Commission's rules regarding annual report submissions. The company did not file an answer to the Complaint. On September 5, 2006, the Commission entered an Order Granting Default.

Staff attempted to contact Gates via U.S. Mail and telephone without success. Staff served copies of their Motion upon TCS Corporate Services Inc., as the company's registered agent.

The company's declining assessments support a finding that Gates is no longer active. Gates' Fiscal Year 2006 annual assessment was minimal and the company has not paid its 2006 assessment. No complaints have been filed against the company since the commencement of the Electronic Filing and Information System. Staff recommends that the Commission cancel the company's certificate of service authority and accompanying tariff, PSC MO Tariff No. 1, to provide intrastate interexchange telecommunications services.

The Commission has the authority to cancel a certificate and tariff pursuant to Section 392.410.5, RSMo, which states, in part, "[a]ny certificate or 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."

Based on Staff's motion, Gates' violation of Commission rules regarding the filing of annual reports and payment of assessments, and because Staff has been unable to contact any representative of the company, the Commission finds that the certificate of service authority and accompanying tariff granted to Gates Communications, Inc., shall be canceled.

**IT IS ORDERED THAT:**

1. The certificate of authority to provide intrastate interexchange telecommunications services granted to Gates Communications, Inc., in Case Number TA-2001-456, is canceled.
2. Gates Communications Inc.'s tariff, PSC MO Tariff No. 1, is canceled.
3. This order shall become effective on December 23, 2006.
4. This case may be closed on December 24, 2006.

**BY THE COMMISSION**



Colleen M. Dale  
Secretary

(SEAL)

Colleen M. Dale, Chief Regulatory Law Judge,  
by delegation of authority pursuant to  
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri  
on this 13th day of December, 2006.