

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

In the Matter of the Cancellation of the)
Certificate of Service Authority and)
Tariffs of Computer Network Technology)
Corporation)

Case No. XD-2008-

MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and moves that the Commission cancel Computer Network Technology Corporation's (CNT) certificate of service authority to provide intrastate interexchange and nonswitched local exchange telecommunications services in Missouri and applicable tariffs. In support of its Motion, Staff respectfully states as follows:

1. On August 11, 2004, the Missouri Public Service Commission (Commission) issued an order granting a certificate of service authority to provide intrastate interexchange and nonswitched local exchange telecommunications services, to CNT, in Case No. XA-2005-0015.

2. On December 14, 2007, counsel for CNT sent a letter with accompanying affidavit (attached hereto as Exhibit A) to the secretary of the Commission, surrendering its certificate of service authority to provide intrastate interexchange and nonswitched local exchange telecommunications services in Missouri (The Commission received this letter on December 17, 2007).

3. In paragraph seven (7) of the letter, CNT requested that the Commission "treat CNT's authority to provide service in Missouri as surrendered, treat CNT's Tariffs as withdrawn, and update the Commission's records to show that CNT is no longer a telecom intrastate interexchange and nonswitched local exchange telecommunications services, restricted to dedicated private line services telecommunications common carrier in Missouri.

4. CNT does not currently provide and any regulated intrastate services to customers in Missouri.

5. CNT has no past due annual reports or assessments to the Commission.

6. CNT is a wholly owned indirect subsidiary of Brocade Communications Systems, and is reflected as being administratively dissolved by the Missouri Secretary of State's website.

7. Because CNT has requested cancellation of its certificate and because it is not providing telecommunications service in Missouri, the Staff recommends that the Commission issue an order canceling the company's certificate.

8. The Commission has the authority to cancel a telecommunications corporation certificate pursuant to Section 392.410.5 RSMo (Supp. 2006), which provides:

"Any 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."

However, 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. 1989).

10. This pleading is being served on the address provided by the company to the Commission via certified mail, as well as upon its Missouri registered agent.

WHEREFORE, the Staff recommends the Commission cancel the certificate of service authority of Connect America Communications, Inc. to provide competitive intrastate interexchange telecommunications services in Missouri, as well as its tariff, P.S.C. MO Tariff No. 1.

Respectfully submitted,

/s/ Blane Baker

Blane Baker
Legal Counsel
Missouri Bar No. 58454

Attorney for the Staff of the
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102
(573) 751-5472 (Telephone)
(573) 751-9285 (Fax)
email: blane.baker@psc.mo.gov

Certificate of Service

I hereby certify that copies of the foregoing have been mailed return receipt requested or electronically to all counsel of record as shown on the attached service list this 26th day of December 2007.

/s/ Blane Baker

Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

National Registered Agents, Inc.
Registered Agent for Computer Network Technology
Corporation
300-B East High Street
Jefferson City, MO 65101

Edward S. Quill, Jr.
Brian McDermott
Counsel for Computer Network Technology
Corporation
8270 Greensboro Drive, Suite 700
McLean, Virginia 22102
(Via Certified Mail)

Computer Network Technology Corporation
11802 Ridge Parkway
Broomfield, CO 80021
(Via Certified Mail)



WILLIAMS MULLEN

RECEIVED
December 17, 2007
Data Center
Missouri Public
Service Commission

December 14, 2007

VIA OVERNIGHT DELIVERY

Colleen Dale, Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
200 Madison Street
Suite 100
Jefferson City, MO 65101

Re: **Computer Network Technology Corporation** – Surrender of Operating
Authority to Provide Telecommunications Services in Missouri and Cancel
Tariffs

Dear Ms. Dale:

Computer Network Technology Corporation ("CNT"), through undersigned counsel, hereby surrenders its operating authority in Missouri and cancels its tariffs on file with the Missouri Public Service Corporation ("Commission"). CNT emphasizes that it does not currently provide any regulated intrastate services in Missouri and that, as a result, the requested certificate relinquishment will not result in the loss of intrastate services by any Missouri customers.

In support of this filing, CNT states as follows:

1. CNT holds authority to provide regulated services in Missouri pursuant to authority granted by the Commission in Case No. XA-2005-0015.
2. In connection with that operating authority, CNT has tariffs ("Tariffs") on file with the Commission.
3. CNT is a wholly-owned indirect subsidiary of Brocade Communications Systems, Inc., an entity primarily engaged in the sale of telecommunications equipment and other unregulated services.
4. Although CNT maintains authority to provide regulated intrastate services in Missouri, CNT does not currently provide and has not recently provided any regulated intrastate services to customers in Missouri.
5. Given that CNT does not provide any intrastate regulated services in Missouri,

Exhibit A

CNT is not currently in receipt of any deposits or prepayments pertaining to intrastate services in Missouri.

6. Based upon an internal review of the company's on-going businesses, CNT has determined that it has no plans to initiate regulated operations in Missouri. For that reason, CNT no longer wishes to retain its authority to provide service in Missouri.
7. In light of the foregoing, CNT respectfully requests that the Commission treat CNT's authority to provide service in Missouri as surrendered, treat CNT's Tariffs as withdrawn, and update the Commission's records to show that CNT is no longer a telecommunications common carrier in Missouri.

An original and seven (7) copies of this filing are enclosed. Please date-stamp and return the extra copy of this filing in the enclosed self-addressed, stamped envelope. Questions regarding this filing may be addressed to the undersigned at 703-760-5200.

Respectfully Submitted,



Edward S. Quill, Jr.

Brian McDermott

WILLIAMS MULLEN

8270 Greensboro Drive, Suite 700

McLean, Virginia 22102

Tel: (703) 760-5200

Fax: (703) 748-0244

Email: EQuill@williamsmullen.com

BMcDermott@williamsmullen.com

Counsel for

Computer Network Technology Corporation

VERIFICATION

STATE OF CALIFORNIA)

COUNTY OF SANTA CLARA)

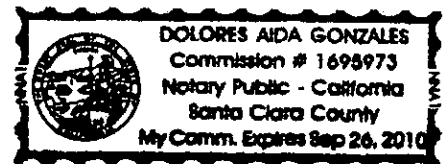
ss:

I, Tyler Wall, being first duly sworn, state that I am Secretary of Computer Network Technology Corporation; that I am authorized to make this Verification on behalf of Computer Network Technology Corporation, the Party in the foregoing Application; that the foregoing Application was prepared under my direction and supervision; and that the contents are true and correct to my knowledge, information, and belief.

Tyler Wall
Name: Tyler Wall
Title: Secretary

Subscribed and sworn to (or affirmed)
Before me on this 10th day of December, 2007 by
Tyler Wall, personally known to me or proved to me
on the basis of satisfactory evidence to be the person
who appeared before me.

Dolores Aida Gonzales
Notary Public



My commission expires 9-26-2010