

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

In the Matter of the Cancellation of the    )  
Certificate of Service Authority and        )  
Accompanying Tariffs of Cox Missouri    )  
Telcom, LLC.                                    )

**Case No.** \_\_\_\_\_

**MOTION TO OPEN CASE AND CANCEL CERTIFICATE OF  
SERVICE AUTHORITY AND ACCOMPANYING TARIFF,  
AND MOTION FOR WAIVER OF RULE 4 CSR 240-2.060(1)(M)**

**COMES NOW** the Staff of the Missouri Public Service Commission, by and through the General Counsel, and hereby moves the Commission to cancel the Certificate of Service Authority and accompanying tariff of Cox Missouri Telcom, LLC, and in support thereof, states as follows:

**Motion to Cancel Certificate and Tariff**

1. On April 17, 2000, Cox Missouri Telcom, LLC ("Cox"), a Delaware limited liability company with Missouri offices in Carthage, Missouri, applied for a Certificate of Service Authority to provide resold and facilities-based basic local and non-switched local exchange telecommunications services in exchanges served by Southwestern Bell Telephone Company, GTE Midwest, and Sprint, and for competitive classification.

2. On August 8, 2000, this Commission issued its *Order Granting Certificate of Service Authority to Provide Basic Local and Local Exchange Telecommunications Services*, granting a Certificate of Service Authority to Cox to provide both resold and facilities-based basic local and non-switched local exchange telecommunications services in exchanges served by Southwestern

Bell Telephone Company, GTE Midwest, and Sprint, and granting the company competitive classification. That Order became effective on August 18, 2000.

3. Cox filed its tariff, Mo. P.S.C. No. 1, Tariff File No. JL-2003-0470, on December 10, 2001, and the tariff became effective on January 10, 2002.

4. On January 31, 2008, representatives of Cox advised Staff that the company now seeks cancellation of its Certificate of Service Authority and tariff as of March 1, 2008, because Cox has no customers in Missouri and no longer desires to provide telecommunications services in Missouri. Attached hereto as Attachment 1 and incorporated herein by reference is a letter received by Staff from representatives of Cox on January 31, 2008.

5. Staff states that Cox has no overdue annual reports or assessments owed to this Commission.

6. There are no pending actions or unsatisfied judgments against Cox involving customer service or rates.

**Motion for Waiver of Rule 4 CSR 240-2.060(1)(M)**

7. Staff further moves for waiver of Rule 4 CSR 240-2.060(1)(M), which requires that all application be verified, and states that it is proceeding herein on the basis of information conveyed to it via e-mail by representatives of Cox and that, while it believes that information is true, Staff has no one available who can verify it.

**WHEREFORE**, Staff prays that the Commission will cancel the Certificate of Service Authority granted on August 8, 2000, to Cox Missouri Telcom, LLC,

and cancel its tariff, Mo. P.S.C. No. 1, effective March 1, 2008; and grant such other and further relief as is just in the premises.

Respectfully submitted,

/s/ Kevin A. Thompson  
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For the Staff of the Missouri Public  
Service Commission

### **Certificate of Service**

I hereby certify that a true and correct copy of the foregoing was served as set out below on this **19<sup>th</sup> day of February, 2008**, either by hand delivery, electronic mail, facsimile transmission, or First Class United States Mail, postage prepaid.

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