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

In the Matter of the Cancellation of the Certificate Of Service Authority of Multiband, Inc. to Provide Shared Tenant Services in the State of Missouri

) File No. ZD- 2013-0527

## ORDER CANCELING CERTIFICATE AND ACCOMPANYING TARIFF

Issue Date: July 11, 2013

Effective Date: July 21, 2013

On February 9, 2007, the Commission granted Multiband, Inc. ("Multiband") a certificate of service authority to provide shared tenant services at Jefferson Arms, and approved the associated tariff in File No. ZA-2006-0346.

On March 18, 2013, Multiband filed a Statement of Revenue with the Commission, in which Multiband indicated a wish to no longer retain its certificate of service authority. On June 19, 2013, the Staff of the Missouri Public Service Commission filed a motion requesting the Commission cancel Multiband's certificate of service authority to provide shared tenant services.

Staff states in its motion that Multiband, to the best of Staff's knowledge, is not providing services in Missouri. Staff recommends that the Commission cancel Multiband's certificate of service authority to provide shared tenant services.

The Commission has the authority to cancel a certificate and tariff pursuant to Section 392.410.5, RSMo Cum.Supp.2012, 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."

On June 27, 2013, the Commission issued an Order Directing Notice allowing any parties to file an objection or request a hearing no later than July 8, 2013. No objections or requests for a hearing were filed. The Commission need not hold a hearing, if, after proper notice and opportunity to intervene, no party requests such a hearing.<sup>1</sup>

Based on Staff's motion, the Commission finds that the certificate of service authority granted to Multiband, Inc., shall be canceled.

## THE COMMISSION ORDERS THAT:

1. The certificate of service authority to provide shared tenant services at Jefferson Arms Apartments, granted to Multiband, Inc. in File No. ZA-2006-03146 is canceled.

- 2. This order shall become effective on July 21, 2013.
- 3. This file may be closed on July 22, 2013.

## BY THE COMMISSION

Morris I Woodruff

Morris L. Woodruff Secretary

Kim S. Burton, Regulatory Law Judge, by delegation of authority pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri on this 11<sup>th</sup> day of July, 2013.

<sup>&</sup>lt;sup>1</sup> State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission, 776 S.W.2d 494 (Mo. App. W.D. 1989).