

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

In the Matter of the Discontinuance of)
the Registration of)
The Rite Group)

File No. DD-2023-

MOTION TO CANCEL REGISTRATION

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and moves for the Missouri Public Service Commission (Commission) to cancel the registration to provide interconnected voice over internet protocol (IVoIP) services of The Rite Group (Company) and states:

1. The Commission previously granted a registration to the Company to provide interconnected voice over internet protocol service authority in Case No. DA-2009-0175 on December 6, 2008.

2. The Company failed to submit an annual report to the Missouri Commission for calendar years 2019, 2020 and 2021. The requirement of an IVoIP company to file an annual report is identified in Section 392.550.3(7), RSMo and 20 CSR 4240-28.012(1)(A). The Company has not responded to Staff's contacts to resolve the deficiency.

3. The Company failed to file its Statement of Revenue report for calendar years 2017, 2018, 2020 and 2021.¹ The requirement to file a Statement of Revenue report is identified in 20 CSR 4240-28.012(1)(B). The Company has not responded to Staff's contacts to resolve this deficiency.

4. The Commission has the authority to cancel a telecommunications certificate, or in the present case, registration, pursuant to Section 392.410.5 RSMo

¹ A company's assessment amount is determined by a factor identified on the commission's website and applied to a company's Missouri jurisdictional revenue identified on its Statement of Revenue report. If a company fails to file a Statement of Revenue report then the company's assessment is calculated using a Commission approved formula.

2000, which provides “[a]ny 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.”

5. 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. W.D. 1989).

WHEREFORE, Staff respectfully recommends the Commission cancel the registration of service authority to provide interconnected voice over internet protocol service of The Rite Group and grant such other and further relief as is just in the circumstances.

Respectfully submitted,

/s/ Whitney Scurlock

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail, or First Class United States Postal Mail, postage prepaid, to all parties or their representatives pursuant to the Service List maintained by the Commission’s Data Center for this file, on this 24th day of March, 2023.

/s/Whitney Scurlock