BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Discontinuance of the		
Registration of Mercury Wireless Kansas, LLC d/b/a	<u>File l</u>	No. DD-2023-0295
Mercury Broadband		

ORDER ESTABLISHING TIME TO RESPOND

Issue Date: March 24, 2023 Effective Date: March 24, 2023

On March 23, 2023, the Staff of the Commission (Staff) filed a motion requesting the Commission cancel or revoke the registration to provide interconnected voice over internet protocol (IVoIP) service of Mercury Wireless Kansas, LLC d/b/a Mercury Broadband. The Commission granted Mercury Broadband registration to provide IVoIP service in File No. DA-2019-0082, under the name Mercury Wireless Kansas, LLC.

Subsection 392.550(6), RSMo, provides that the Commission may revoke an IVoIP registration for failure to comply with the requirements of Section 392.550, RSMo. The requirements of Section 392.550 include filing annual reports as prescribed by the Commission.

The Commission need not hold a hearing, if, after proper notice and opportunity to intervene, no party requests such a hearing.¹ Therefore, if no request for a hearing or objection to Staff's motion is received, the Commission may revoke the registration based on Staff's motion.

The Commission finds that proper persons shall be allowed 10 days from the issuance of this order to respond or file a motion for hearing.

¹ State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission, 776 S.W.2d 494 (Mo. App. W.D. 1989).

THE COMMISSION ORDERS THAT:

- 1. Anyone wishing to respond to Staff's Motion or request a hearing shall do so by filing an appropriate pleading no later than April 3, 2023.
 - 2. This order shall be effective when issued.



BY THE COMMISSION

Nancy Dippell Secretary

Nancy Dippell, Chief Regulatory Law Judge, by delegation of authority pursuant to Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri on this 24th day of March, 2023.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 24th day of March, 2023.

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Nancy Dippell Secretary

MISSOURI PUBLIC SERVICE COMMISSION March 24, 2023

File/Case No. DD-2023-0295

Missouri Public Service Commission

Staff Counsel Department 200 Madison Street, Suite 800 P.O. Box 360 Jefferson City, MO 65102 staffcounselservice@psc.mo.gov Office of the Public Counsel

Marc Poston 200 Madison Street, Suite 650 P.O. Box 2230 Jefferson City, MO 65102 opcservice@opc.mo.gov Mercury Broadband

Legal Department 3301 S Kansas Ave Topeka, KS 66611

Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,

Nancy Dippell Secretary

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.