

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

In the Matter of the Cancellation of the Certificate)
of Service Authority of EliteView L.L.C. d/b/a)
Groveline to provide Competitive Intrastate) File No. XD-
Interexchange and Nonswitched Local Exchange)
Telecommunications within the State of Missouri)

MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY

COMES NOW the counsel for the Staff of the Missouri Public Service Commission (Counsel for Staff) and moves for the Missouri Public Service Commission (Commission) to cancel EliteView, L.L.C. d/b/a Groveline's (Groveline or Company) certificate of service authority to provide competitive intrastate interexchange telecommunications services and nonswitched local exchange telecommunications services limited to providing dedicated private line services, and cancel the associated tariff. For said *Motion*, the undersigned respectfully states the following:

1. On March 2, 2006, the Commission issued an order in Case No. XA-2006-0312, granting a certificate of service authority for Groveline to provide competitive intrastate interexchange telecommunications services, nonswitched local exchange telecommunications services limited to providing dedicated private line services, and approving the associated tariff.
2. On December 30, 2008, the Commission received a letter from Groveline requesting cancellation of its certificate as the Company has no customers in Missouri.
3. 4 CSR 240-3.560 describes the procedure for telecommunication companies ceasing operations, and the information to be provided to the Commission thirty (30) days prior to cessation. Counsel for Staff contacted Mr. Patrick Crocker, Counsel for Groveline, by

email and phone in the attempt to acquire additional information concerning the Company. No additional information has been provided to Staff.

4. The Commission has the authority to cancel a telecommunications certificate pursuant to Section 392.410.5 RSMo (Supp. 2008), 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. Because Groveline has requested cancellation of its certificate, and to the best of the undersigned’s knowledge, information, and belief, is not providing service in Missouri, it is recommended the Commission issue an order canceling the Company’s certificate and tariff.
6. Groveline owes no past assessments to the Commission.
7. Section 392.390(1) RSMo (2000) requires a telecommunications company to “[f]ile annual reports with the commission as required by the commission and in a form and at times prescribed by the commission.” Groveline has not filed its calendar year 2008 annual report.
8. 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, the Staff respectfully recommends the Missouri Public Service Commission issue an order 1) canceling EliteView, L.L.C. d/b/a Groveline’s certificate of service authority to provide intrastate interexchange telecommunications services and nonswitched local exchange telecommunications services limited to providing dedicated private line services ; and 2) canceling the Company’s associated tariff.

Respectfully submitted,

/s/ Jennifer Hernandez

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served on Patrick D. Crocker, counsel for Groveline, The Kalamazoo Building, 107 West Michigan Avenue, 4th Floor, Kalamazoo, Michigan 49007, Patrick@crockerlawfirm.com; and The Office of Public Counsel, 200 Madison Street P.O. Box 2230, Jefferson City, MO 65102, opcservice@ded.mo.gov this 18th day of June, 2009, either by hand delivery, electronic mail or First Class United States Mail, postage prepaid.

/s/ Jennifer Hernandez