

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of NPG)	
Digital Phone, Inc. to Withdraw and Have)	<u>Case No. LD-2009-0120</u>
Cancelled Its Certificate of Service Authority)	Tracking No. JL-2007-0572

ORDER CANCELING CERTIFICATE AND ACCOMPANYING TARIFF

Issue Date: October 20, 2008

Effective Date: October 30, 2008

On September 30, 2008, NPG Digital Phone, Inc. ("NPG") filed an application asking the Commission to cancel its certificate of service authority and accompanying tariff. The Commission authorized NPG to offer basic local, nonswitched local and interexchange telecommunications services.

In Case Number CA-2007-0149, the Commission granted NPG a certificate to provide basic local, nonswitched local, and interexchange telecommunications services. In the same case, NPG's tariff, PSC MO No. 1, was also approved.

On October 2, 2008, the Commission issue an order directing the Staff of the Commission to file its Staff Recommendation. On October 10, 2008, Staff filed its recommendation. Staff stated that NPG is no longer providing "telecommunications services" as defined in RSMo 386.020(54) because the company is providing interconnected voice over Internet protocol service as defined in RSMo 386.020(23).

In addition, the company owes no past assessments to the Commission. Staff stated the cancellation of the certificate of service authority and accompanying tariff is not detrimental to the public interest.

Staff recommends that the Commission cancel the company's certificate of service authority to provide basic local, nonswitched local, and interexchange telecommunications services.

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

Based on NPG's request, Staff's recommendation, and because NPG is not providing telecommunications service in Missouri, as defined in RSMo 386.020(54), the Commission finds that the certificate of service authority granted to NPG Digital Phone, Inc., shall be canceled.

IT IS ORDERED THAT:

1. The certificate of authority to provide basic local, nonswitched local, and interexchange telecommunications services granted to NPG Digital Phone, Inc., in Case Number CA-2007-0149, is canceled.
2. NPG Digital Phone Inc.'s tariff, PSC MO No. 1, also granted in Case Number CA-2007-0149, is canceled.
3. This order shall become effective on October 30, 2008.

4. This case may be closed on October 31, 2008.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written in a cursive style.

Colleen M. Dale
Secretary

(SEAL)

Colleen M. Dale, Chief Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri
on this 20th day of October, 2008.