

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

In the Matter of the Cancellation of the)
Certificate of Service Authority of CI2,)
Inc.)

Case No. CD-2006-_____

**MOTION TO OPEN CASE AND CANCEL
CERTIFICATE OF SERVICE AUTHORITY AND ACCOMPANYING TARIFF**

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and moves that the Commission open a case and cancel the certificate of service authority it granted to CI2, Inc. to provide basic local exchange telecommunications services. In support of its Motion, Staff respectfully states as follows:

1. The Commission granted CI2, Inc. a certificate of service authority to provide basic local telecommunications services in the state of Missouri, limited to exchanges served by certain large incumbent local exchange telecommunications companies, in Case No. TA-2001-513 in June 2001. The company never filed a tariff.

2. CI2, Inc. is a Georgia corporation, and its authority to do business in the state of Missouri was revoked September 14, 2005 for failing to file its annual registration report, according to the Missouri Secretary of State's office. Section 351.602.3 RSMo. (2000) states that "[t]he authority of a foreign corporation to transact business in this state ceases on the date shown on the certificate revoking its certificate of authority."

3. The Commission has now received a letter on CI2, Inc. stationery from its president indicating that the company "is not operating as a CLEC in Missouri" and "no longer wishes to maintain its CLEC certification in the State of Missouri." See Appendix A.

4. It appears that CI2, Inc. has never provided service to Missouri customers. The company has provided all required statements of revenue and annual reports to the Commission

since receiving its certificate, and none of these documents reflect any business activity. Moreover, the company never filed a tariff, which is a necessary prerequisite to providing service in this state. No customers have contacted the Commission to make complaints about CI2, Inc. since the commencement of the Commission's Electronic Filing and Information System.

5. CI2, Inc. has submitted all statements of revenue and annual reports to date. It has never owed any money to the Commission.

6. The Commission has the authority to cancel a telecommunications corporation certificate pursuant to Section 392.410.5 RSMo (Supp. 2005), which provides:

Any 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.

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. 1989). Section 392.410.5 also states that

Unless exercised within a period of one year from the issuance thereof, authority conferred by a certificate of service authority or a certificate of public convenience and necessity shall be null and void.

As the company never filed a tariff, it was never authorized to offer service and thus never could have exercised its certificate.

7. This pleading will be served via certified mail upon the address provided most recently by CI2, Inc., to the Commission (which is identical with that provided to the Missouri Secretary of State), as well as upon its Missouri registered agent.

8. Thus, the Commission has the authority to cancel the certificate of service authority it granted to CI2, Inc. to provide basic local exchange telecommunications services in

Case No. TA-2001-513. Such an action is supported because the company has never filed a tariff and has no customers, and has requested certificate cancellation.

WHEREFORE, the Staff requests that the Commission grant Staff's Motion and cancel the certificate of service authority it granted to CI2, Inc. to provide basic local exchange telecommunications services in Case No. TA-2001-513.

Respectfully submitted,

/s/ David A. Meyer

David A. Meyer
Senior Counsel
Missouri Bar No. 46620

Attorney for the Staff of the
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102
(573) 751-8706 (Telephone)
(573) 751-9285 (Fax)
david.meyer@psc.mo.gov

Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to the following this 14th day of February 2006.

/s/ David A. Meyer

Office of the Public Counsel
P. O. Box 7800
Jefferson City, MO 65102

TCS Corporate Services, Inc.
Registered Agent for CI2, Inc.
222 East Dunklin St., Suite 840
Jefferson City, MO 65101

CI2, Inc.
Governor's Ridge
1642 Powers Ferry Road
Building 12, Suite 300
Marietta, GA 30067
(via certified mail)



CI², INC.

Information Technology Management

Telecommunications Management Services

Aviation Systems

RECEIVED⁴

JAN 17 2006

*Records
Public Service Commission*

*Governor's Ridge
1642 Powers Ferry Road
Bldg. 12, Suite 300
Marietta, GA 30067*

*File # 06-035-2267
Date Filed 1/17/06*

*W. Baylis
06/01/2006*

January 12, 2006

VIA FACSIMILE

(573) 751-1847

Missouri Public Service Commission
P. O. Box 360
Jefferson City, Missouri 65102

RE: CI², Inc. Letter of Withdrawal as CLEC

Dear Sir or Madam:

This is to inform you that CI², Inc. ("CI²") no longer wishes to maintain its CLEC certification in the State of Missouri. At this time, CI² is not operating as a CLEC in Missouri. If the opportunity to do business as a CLEC should arise in the future, CI² will reapply for certification. Therefore, please accept this letter of withdrawal of CI²'s certificate of public convenience and necessity to provide local exchange telecommunications services within the State of Missouri.

If you have any questions or require additional information, please do not hesitate to contact me at (770) 425-2267.

Sincerely,

W. Andrella Baylis/mre

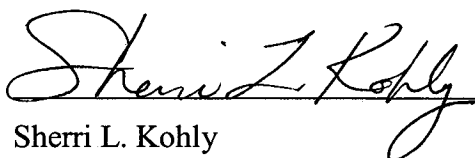
W. Andrella Baylis,
President/CEO CI², Inc.

APPENDIX A

VERIFICATION

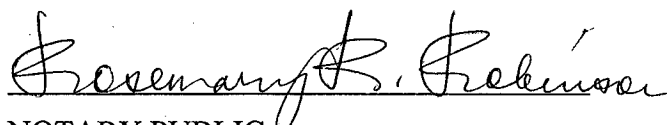
STATE OF MISSOURI)
)
COUNTY OF COLE)

Comes now Sherri L. Kohly, employee of the Staff of the Missouri Public Service Commission, being of lawful age and after being duly sworn, states that the affiant has read the accompanying pleading, and that the facts therein are true and correct to the best of her knowledge.



Sherri L. Kohly
Affiant

Subscribed and affirmed before me this 14th day of February 2006. I am commissioned as a notary public within the County of Cole, State of Missouri, and my commission expires on 9-23-2008.



NOTARY PUBLIC

