

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

In the Matter of the Cancellation of the)
Certificate of Service Authority Tariff of)
Basicphone, 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 Basicphone, Inc.'s certificate of service authority to provide basic local and local exchange telecommunications services. In support of its Motion, Staff respectfully states as follows:

1. On November 17, 1999, the Missouri Public Service Commission (Commission) granted a certificate of service authority to provide basic local and local exchange telecommunications services to Basicphone, Inc. (Basicphone), in Case No. TA-2000-107. The Order granting Basicphone its certificate of service authority also granted a temporary waiver of 4 CSR 240-2.060(4)(H), which requires the filing of a 45-day tariff. Basicphone never filed a proposed tariff.

2. Basicphone has indicated in submissions to the Commission in both its publicly available 2005 Annual Report and its confidential Statement of Revenue that it is no longer in business. Basicphone reports \$0 revenue on its Statement of Revenue.

3. Basicphone has no past due annual reports or assessments to the Commission. No formal complaints have been filed against the company since the commencement of the Electronic Filing and Information System.

4. Basicphone is a Texas corporation reflected as being in good standing by the Missouri Secretary of State's website.

5. Because Basicphone has requested cancellation of its certificate and because it is not providing telecommunications service in Missouri, the Staff recommends that the Commission issue an order canceling Basicphone's certificate of service authority.

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.”

However, 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).

7. This pleading is being served on the address provided by the company to the Commission via certified mail, as well as upon its Missouri registered agent.

WHEREFORE, the Staff recommends the Commission cancel the certificate of service authority of Basicphone, Inc. to provide basic local and local exchange telecommunications services.

Respectfully submitted,

/s/ **David A. Meyer**

David A. Meyer
Senior Counsel
Missouri Bar No. 46620

Attorney for the Staff of the
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Certificate of Service

I hereby certify that copies of the foregoing have been mailed return receipt requested or electronically to all counsel of record as shown on the attached service list this 14th day of April, 2006.

/s/ **David A. Meyer**

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

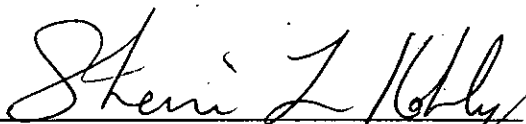
**The Corporation Company
Registered Agent for Basic Phone, Inc.
120 South Central Avenue
Clayton, MO 63105**

**Basicphone, Inc.
P.O. Box 1260
Bridgeport, TX 76426
(Via Certified Mail)**

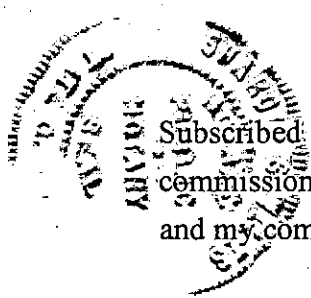
VERIFICATION


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 13th day of April 2006. I am commissioned as a notary public within the County of Cole, State of Missouri, and my commission expires on September 11, 2006.



NOTARY PUBLIC

