

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

In the Matter of the Cancellation of Certificate of	)	
Public Convenience and Necessity to Provide	)	<b><u>Case No. LD-2017-0086</u></b>
Telecommunications Services and Withdrawal of	)	YI-2013-0476, YI-2013-0477,
Tariffs for TNCI Operating Company, LLC.	)	YI-2013-0478

**STAFF RECOMMENDATION**

**COMES NOW** the Staff of the Missouri Public Service Commission and recommends that the Missouri Public Service Commission (Commission) cancel the certificate of competitive local exchange and interexchange service authority in Missouri of TNCI Operating Company, LLC (“the Company”) and states as follows:

1. On May 29, 2013 (effective June 7, 2013), in Case No. TA-2013-0464, the Commission granted the Company certificates of service authority to provide basic local, nonswitched local, and interexchange telecommunications services in the state of Missouri, classified those services and the Company as competitive and waived certain statutes and regulations. a certificate of competitive local exchange and interexchange service authority.

2. On September 15, 2016, the Company notified the Commission that it no longer wished to retain its certification to provide telecommunications services in Missouri, as it did no longer offers or provides telecommunications services in Missouri and has no Missouri customers.

3. The Commission has the authority to cancel a telecommunications certificate pursuant to § 392.410.5, RSMo., 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.”

4. 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). No party has intervened or requested a hearing in this case.

**WHEREFORE**, the Staff respectfully recommends the Commission cancel the certificates of service authority to provide basic local, nonswitched local, and interexchange telecommunications services in the state of Missouri and the tariffs of TNCI Operating Company, LLC.

Respectfully submitted,

**/s/ Kevin A. Thompson**

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### **CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 30<sup>th</sup> day of September, 2016.

**/s/ Kevin A. Thompson**