

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Pac-West)
Telecomm, Inc. for a Certificate of Service Authority to) **File No. LA-2011-0283**
Provide Local and Interexchange Telecommunications)
Services in the State of Missouri and to Classify said) Tracking No. YL-2011-0451
Services and the Company as Competitive)

ORDER DIRECTING EXPEDITED FILING

Issue Date: April 4, 2011

Effective Date: April 4, 2011

The Missouri Public Service Commission is reserving ruling on *Request for Leave to Amend Application* (“motion”)¹ and ordering Pac-West Telecomm, Inc. (“Pac-West”) to file an amended tariff with a 30-day effective date, or a withdrawal of its pending tariff, no later than April 5, 2011.

On March 7, 2011, Pac-West filed the pending tariff with an application for a certificate of service authority through counsel not admitted to practice in Missouri, contrary to Missouri Supreme Court Rule 9 and Commission Regulation 4 CSR 240-2.040. By order dated March 8, 2011, the Commission ordered Pac West to appear through counsel no later than March 18, 2011. Pac-West did not comply. By order dated March 24, 2011, the Commission ordered Pac-West to show cause why the Commission should not dismiss the application and reject the tariff no later than March 31, 2011. Pac West did not comply.

On April 4, 2011, Pac West filed the motion with Missouri counsel’s entry of appearance replacing non-Missouri counsel with the motion. The Commission will reserve ruling on the motion pending compliance with this order. The pending tariff bears an

¹ Filed as part of the *Entry of Appearance, Substitution of Counsel and Request for Leave to Amend Application* that Pac-West Telecomm, Inc., filed on April 4, 2011.

effective date of April 7, 2011, so the Commission will order Pac West to either withdraw the pending tariff, or file an amended tariff with a 30-day effective date, or file a 30-day extension of the effective date.

THE COMMISSION ORDERS THAT:

1. As to the tariff to which the Commission assigned Tracking No. YL-2011-0451, Pac-West Telecomm, Inc., shall file either:
 - a. a withdrawal;
 - b. an amended tariff with a 30-day effective date; or
 - c. a 30-day extension of the effective date.
2. Pac-West Telecomm, Inc., shall comply with this order no later than April 5, 2011.
3. This order shall become effective immediately upon issuance.

BY THE COMMISSION

(S E A L)



Steven C. Reed
Secretary

Daniel Jordan, Senior Regulatory Law Judge,
by delegation of authority pursuant
to Section 386.240, RSMo.

Dated at Jefferson City, Missouri,
on this 4th day of April, 2011.