

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

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| In the Matter of the Cancellation of the) | |
| Certificate of Service Authority of Reliant) | |
| Communications, Inc., f/k/a HJN Telecom,) | Case No. CD-2009- |
| Inc., to provide basic local) | |
| telecommunications services in the state) | |
| of Missouri) | |

MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY

COMES NOW the Staff of the Missouri Public Service Commission (Staff), through the undersigned counsel, and moves for the Missouri Public Service Commission (Commission) to cancel Reliant Communications, Inc. f/k/a HJN Telecom, Inc.'s certificate of service authority to provide basic local telecommunications services in the state of Missouri and the associated tariff. For said *Motion*, Staff respectfully states the following:

1. On December 14, 1999, the Commission issued an Order in Case No. TA-2000-0217, granting a certificate of service authority for HJN Telecom, Inc., (HJN) to provide competitive basic local telecommunications services in the state of Missouri.
2. On December 5, 2002, the Commission issued an Order in CN-2003-0174, recognizing the name change of HJN to Reliant Communications, Inc., (Reliant or Company) and approving the adoption of HJN's tariff.
3. On October 27, 2008, the Commission received a letter from Reliant, stating the CLEC operations of Reliant have been dormant, thus requesting the certificate be withdrawn.

4. Section 392.410.5 RSMo (Supp. 2008) states “[u]nless exercised within a period of one year from the issuance thereof, authority conferred by a certificate of service authority....shall be null and void.”
5. Section 386.370 RSMo (2000) allows the Commission to allocate to each group of utilities the estimated expenses directly attributable to the regulation of such group, and then assess a particular utility within the group a proportionate share based on the utility’s gross intrastate operating revenues during the preceding year. Reliant owes no past assessments to the Commission.
6. Section 392.390(1) RSMo (2000) requires a telecommunications company to “[f]ile annual reports with the commission as required by the commission and in a form and at times prescribed by the commission.” Reliant is not delinquent in filing any annual report.
7. Because Reliant has requested cancellation of its competitive local services certificate, and is not providing that service in Missouri, Staff recommends the Commission issue an order canceling this particular Company certificate.
8. The Commission has the authority to cancel a telecommunications certificate pursuant to Section 392.410.5 RSMo (Supp. 2008), 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.”
9. 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).

WHEREFORE, the Staff respectfully recommends the Missouri Public Service Commission issue an order 1) canceling Reliant Communications Inc.'s certificate of service authority to provide competitive basic local telecommunications services; and 2) canceling the Company's associated tariff.

Respectfully submitted,

/s/ Jennifer Hernandez

Jennifer Hernandez
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served on Reliant Communications, Inc., Robert Sorrentino, President, 801 International Parkway, 5th Floor, Lake Mary, FL 32746, regdbg@dominionbusinessgroup.com ; and The Office of Public Counsel, 200 Madison Street P.O. Box 2230, Jefferson City, MO 65102, opcservice@ded.mo.gov this 4th day of June, 2009, either by hand delivery, electronic mail or First Class United States Mail, postage prepaid.

/s/ Jennifer Hernandez