

Commissioners

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# Missouri Public Service Commission

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August 17, 2001

WESS A. HENDERSON Director, Utility Operations

ROBERT SCHALLENBERG Director, Utility Services

DONNA M. KOLILIS
Director Administration

DALE HARDY ROBERTS Secretary/Chief Regulatory Law Judge

> DANA K. JOYCE General Counsel

Mr. Dale Hardy Roberts Secretary/Chief Regulatory Law Judge Missouri Public Service Commission P. O. Box 360 Jefferson City, MO 65102

RE: Case No. TD-2002-107

Dear Mr. Roberts:

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Enclosed for filing in the above-captioned case are an original and eight (8) conformed copies of a MOTION TO OPEN CASE AND CANCEL CERTIFICATE OF SERVICE AUTHORITY AND ACCOMPANYING TARIFF.

This filing has been mailed return receipt requested or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

Eric William Anderson Assistant General Counsel

(573) 751-7485

(573) 751-9285 (Fax)

eanderso@mail.state.mo.us

EWA:ccl Enclosure

cc: Counsel of Record

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

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Sen	Missouri Public Commission
Case No. TD-2002- 107	"eelen

In the Matter of the Cancellation of the Certificate of Service Authority and Accompanying Tariffs of Global Telephone Corporation

# 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 for its Motion to Open Case and Cancel Certificate of Service Authority and Accompanying Tariff, respectfully states as follows:

- 1. On March 25, 1997, the Missouri Public Service Commission (Commission) granted a certificate of service authority to provide intrastate interexchange telecommunications services to Global Telephone Corporation (Global) in Case No. TA-97-322.
- 2. A letter addressed to the Commission by Technologies Management, Inc., attached hereto as Exhibit A, states that Global "filed a Chapter 11 proceeding on December 21, 1998 which was converted to a Chapter 7 proceeding on October 20, 2000." Counsel for Staff contacted the trustee of the bankruptcy, Kathleen P. Dwyer. Mrs. Dwyer did not think that Global had any customers in Missouri. Mrs. Dwyer is included in the service list for this filing.
- 3. Global has not filed a formal request to cancel its certificates. However, the Commission has the authority to cancel a telecommunications corporation certificate pursuant to Section 392.410.5 RSMo 2000, 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.

5. 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).

WHEREFORE, the Staff recommends the Commission cancel the certificate of service authority to provide interexchange services and any accompanying tariffs of Global Telephone Corporation.

Respectfully submitted,

DANA K. JOYCE General Counsel

Eric William Anderson Assistant General Counsel Missouri Bar No. 47253

Attorney for the Staff of the Missouri Public Service Commission P. O. Box 360
Jefferson City, MO 65102
(573) 751-7485 (Telephone)
(573) 751-9285 (Fax)
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## **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed certified return receipt requested or hand-delivered to all counsel of record as shown on the attached service list this 17<sup>th</sup> day of August 2001.

EFA



Sherii Murphy Helen Davis

November 6, 2000 Via U.S. Mail

210 N. Park Ave. Winter Park, FL

32789

P.O. Drawer 200 Winter Park, FL 32790-0200

Tel: 407-740-8575 Fax: 407-740-0613 tmi@tminc.com Mr. Dale Roberts
Executive Secretary & Chief Regulatory Law Judge

Missouri Public Service Commission 200 Madison Street, Suite 100 Jefferson City, MO 65101 ge

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Records Public Service Commission

Dear Mr. Roberts:

Technologies Management, Inc. would like to inform the Commission that it no longer represents Global Telephone Corp. in any capacity relating to the regulatory matters of the company.

Global Telephone Corp. filed a Chapter 11 proceeding on December 21, 1998 which was converted to a Chapter 7 proceeding on October 20, 2000. A copy of the Bankruptcy Notice from the United States Bankruptcy Court, District of Massachusetts (Boston) Office is attached for your reference.

Please remove Technologies Management, Inc. from any contact listing that the Commission has relating to Global Telephone Corp.

Please acknowledge the receipt of this filing by date stamping the extra copy of this cover letter and returning it to me in the enclosed self-addressed, stamped envelope which has been provided for this purpose.

If you have any questions regarding the enclosed material, please do not hesitate to contact me at (407) 740-8575. Thank you for your assistance in this matter.

Sincerely

Thomas M. Forte

Consultant

Enclosure

file: GTC - MO

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## NITED STATES BANKRUPT

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District of Massachusetts (Boston)

# Notice and representation of the control of the con

A bankruptcy case concerning the debtor corporation listed below was originally filed under chapter 11 on 12/21/98 and was converted to a case under chapter 7 on 10/20/00.

You may be a creditor of the debtor. This notice lists important deadlines. You may want to consult an attorney to protect your rights. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below. NOTE: The staff of the bankruptcy clerk's office cannot give legal advice.

### See Reverse Side For Important Explanations.

Debtor (name(s) and address): Global Telephone Corp.

41 Winter St. Boston, MA 02108

Taxpayer ID Nos.: 04-3197080 Case Number: 98-22227 wch Attorney for Debtor (name and address): Bankruptcy Trustee (name and address): Mark N. Berman Kathleen P. Dwyer Ardiff & Morse, P. C. Hutchins, Wheeler & Dittmar 101 Federal Street One Corporate Place 55 Fernéroft Road, P.O. Box 59 Boston, MA 02110 Danvers, MA 01923 Telephone number: (978) 774-7123 Telephone number: (617) 951-6600

#### Meeting of Grediois

Date:

11/20/00

2:30 pm Time:

Location: Thomas P. O'Neill Federal Building, 10 Causeway Street, Room 255-B, Boston, MA 02222

#### Deadline to File a Proof of Claims

Proof of Claim must be received by the bankruptcy clerk's office by the following deadline:

For all creditors (except a governmental unit): 02/20/01

For a governmental unit: 04/18/01

## Creditors May Not Take Certain Actions

The filing of the bankruptcy case automatically stays certain collection and other actions against the debtor and the debtor's property. If you attempt to collect a debt or take other action in violation of the Bankruptcy Code, you may be penalized.

Address of the Bankruptcy Clerk's Office: District Of Massachusetts Boston Office U.S. Bankruptcy Court District of Massachusetts 10 Causeway Street, Room 1101 Boston, MA 02222 Telephone number: 617-565-6054	Ror the Court:  Clerk of the Bankruptcy Court:  James M. Lynch
Hours Open: 8:30 a.m 5:00 p.m. Monday -Friday	Date: 10/26/00

Service List for Case No. TD-2002-Verified: August 16, 2001 (ccl) Previous Case No. TA-97-322

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

Kathleen P. Dwyer Ardiff & Morse, P.C. One Corporate Place 55 Ferncroft Road, P.O. Box 59 Danvers, MA 01923 James M. Fischer Fischer & Dority, P.C. 101 Madison Street, Suite 400 Jefferson City, MO 65101

Global Telephone Corporation 14 Winter St. Boston, MA 02108