

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

In the Matter of the Cancellation of the	)	
Certificate of Service Authority and	)	Case No. XD-2009-_____
Accompanying Tariffs of Telcentrex, LLC.	)	

**MOTION TO OPEN CASE AND CANCEL CERTIFICATE OF SERVICE  
AUTHORITY AND ACCOMPANYING TARIFF**

COMES NOW the Staff of the Missouri Public Service Commission ("Staff"), by and through the General Counsel of the Commission, pursuant to Section 386.390 RSMo 2000<sup>1</sup> and 4 CSR 240.2.070, to request the Missouri Public Service Commission ("Commission") open a case and cancel the certificate of service authority and accompanying tariff of Telcentrex, LLC.

In support of this request, Staff states as follows:

1. The Commission granted Telcentrex a certificate of service authority to provide interexchange telecommunications services and approved the company's tariffs on January 31, 2007, with an effective date of February 12, 2007.<sup>2</sup> Also, the Commission granted Telcentrex a certificate of service authority to provide basic local exchange telecommunications service throughout all exchanges currently served by Southwestern Bell Telephone, L.P. d/b/a AT&T Missouri; Embarq Missouri, Inc. d/b/a Embarq; CenturyTel of Missouri, LLC; and Spectra Communications Group, LLC d/b/a CenturyTel on March 8, 2007, with an effective date of March 19, 2007.<sup>3</sup>

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<sup>1</sup> All references are to RSMo 2000 and Supp. 2008 unless otherwise noted.

<sup>2</sup> See *Order Approving Interexchange Certificate of Service Authority and Order Approving Tariff*, issued January 31, 2007, Commission Case XA-2007-0252.

<sup>3</sup> See *Order Approving Basic Local Exchange Certificate of Service Authority*, issued March 8, 2007, Commission Case CA-2007-0251.

2. Telcentrex is incorporated as a limited liability corporation under the laws of the State of Georgia and is listed as an “active” corporation by the Georgia Secretary of State. Telcentrex’s registered location is at F5490 McGinnis Village Place, Suite 114, Alpharetta, Georgia.

3. Telcentrex is registered with the Missouri Secretary of State as a limited liability corporation on December 7, 2006. According to the Missouri Secretary of State, Telcentrex is currently in “good standing.”

4. The Commission has never received an annual report from Telcentrex pursuant to Section 392.210.1 and 4 CSR 240-3.540.9.

5. On May 27, 2008, Office of General Counsel sent a letter notifying Telcentrex that it had not received the company’s 2007 annual report. That letter was returned for lack of forwarding address. *See Exhibit 1.*

6. On August 6, 2008, Staff obtained Telcentrex’s current address, 11720 Sunrise Valley Drive, Suite 0110, Reston, Virginia 20191. On August 20, 2008, Staff mailed Telcentrex a copy of the May 27, 2009 letter. *See Exhibit 2.*

7. On January 14, 2009, Telcentrex sent notice to the Commission that it has never done business in the state of Missouri, and has no intention of conducting future business in the state. Telcentrex also requested that its certificate of service authority be cancelled. *See Exhibit 3.*

8. The Commission has the authority to cancel the certificate of service authority of a telecommunications corporation pursuant to section 392.410.5, which states “[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 hearing requirement is not necessary if the Commission gives proper notice and opportunity to intervene and no party requests such hearing. *State ex rel. Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d 494 (Mo. App. 1989).

**WHEREFORE**, Staff requests the Commission cancel the certificate of service authority granted to Telcentrex, LLC. to provide intrastate interexchange telecommunications services and basic local exchange telecommunication service and the accompanying tariff P.S.C. Mo. No. 1.

Respectfully submitted,

/s/ Jaime N. Ott

Jaime N. Ott  
Assistant General Counsel  
Missouri Bar No. 60949

Attorney for the Staff of the  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102  
(573) 751-8700 (telephone)  
(573) 751-9285 (fax)  
[jaime.ott@psc.mo.gov](mailto:jaime.ott@psc.mo.gov)

### **Certificate of Service**

I hereby certify that copies of the foregoing have been served by certified mail, return receipt requested or electronically to counsel or parties of record as shown on the attached service list this 9<sup>th</sup> day of April 2009:

Telcentrex, LLC  
F5490 McGinnis Village Place  
Suite 114  
Alpharetta, GA 30005

Office of the Public Counsel  
200 Madison Street  
P.O. Box 2230  
Jefferson City, MO 65102

Telcentrex, LLC  
11720 Sunrise Valley Drive  
Suite 0110  
Reston, VA 20191

/s/ Jaime N. Ott



Commissioners

JEFF DAVIS  
Chairman

CONNIE MURRAY

ROBERT M. CLAYTON III

TERRY JARRETT

KEVIN GUNN

**Missouri Public Service Commission**

POST OFFICE BOX 360  
JEFFERSON CITY MISSOURI 65102  
573-751-3234  
573-751-1847 (Fax Number)  
<http://www.psc.mo.gov>

WESS A. HENDERSON  
Executive Director

DANA K. JOYCE  
Director, Administration and  
Regulatory Policy

ROBERT SCHALLENBERG  
Director, Utility Services

NATELLE DIETRICH  
Director, Utility Operations

COLLEEN M. DALE  
Secretary/Chief Regulatory Law Judge

KEVIN A. THOMPSON  
General Counsel

May 27, 2008

Official Representative  
Telcentrex, LLC (CLEC)  
Telcentrex, LLC (IXC)  
5490 McGinnis Village Place, Suite 114  
Alpharetta, GA 30005

Dear Official Representative:

Pursuant to Section 392.210, RSMo Section 393.140, RSMo and the rules at 4 CSR 240-3.165 (Electric Utilities), 4 CSR 240-3.245 (Gas Utilities), 4 CSR 240-3.335 (Sewer Utilities), 4 CSR 240-3.435 (Steam Heating Utilities), 4 CSR 240-3.540 (Telecommunications Companies), and 4 CSR 240-3.640 (Water Utilities), public utilities are required to submit an annual report to the Missouri Public Service Commission on or before April 15th.

**This letter is a notification that the Missouri Public Service Commission has not received from your company its required 2007 Annual Report as of the date of this letter.**

Since your company has not filed its report on or before April 15th, it is subject to legal action under state law for failure to submit an annual report on time. A utility that does not file its annual report in a timely manner is subject to a penalty of one hundred dollars and an additional penalty of one hundred dollars for each day that it is late in filing its annual report. If this has been an oversight, filing of the required annual report no later than **June 13, 2008** will prevent assessment of the applicable penalty.


The completed annual report document should be submitted to the Public Service Commission either through the Electronic Filing and Information System (EFIS), which may be accessed from the Commission's web page (<http://www.psc.mo.gov/>), or by mail to the following address:

Data Center  
Missouri Public Service Commission  
200 Madison Street, Suite 100  
P.O. Box 360  
Jefferson City, MO 65102-0360

Exhibit 1

If you require assistance submitting the completed annual report in **EFIS**, please contact the Helpdesk by phone (866-365-0924 or 573-526-3648) or by e-mail ( [helpdesk@psc.mo.gov](mailto:helpdesk@psc.mo.gov) ). Questions regarding the annual report form or its content may be submitted to Joan Wandel by telephone (573-751-4785) or by email at [Joan.Wandel@psc.mo.gov](mailto:Joan.Wandel@psc.mo.gov).

Sincerely,

A handwritten signature in black ink, appearing to read 'K. Thompson', followed by a long horizontal flourish.

Kevin A. Thompson  
General Counsel

*Missouri Public Service Commission*

General Counsel  
P. O. Box 360, Suite 800  
Jefferson City, Missouri 65102 102

MO 419-2629 (4-01)

FIRST CLASS



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JUN 20 2008

COMMISSION COUNSEL  
PUBLIC SERVICE COMMISSION

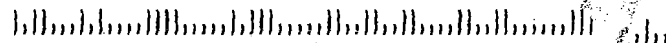
Official Representative  
Telcentrex, LLC (CLEC)  
Telcentrex, LLC (IXC)  
6490 McC  
Alpharetta

NIXIE 300 DC 1 00 06/21/08 708

RETURN TO SENDER  
NOT DELIVERABLE AS ADDRESSED  
UNABLE TO FORWARD 1\*\*

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**From:** Senn, Nikki  
**Sent:** Wednesday, August 20, 2008 3:04 PM  
**To:** Schnieders, Carla  
**Cc:** Robinson, Rosemary  
**Subject:** FW: Telcentrex, LLC (CLEC & IXC)

For the file...

Today, by mail, I forwarded Telcentrex, LLC a paper copy of the annual report along with a copy of the GCO letter (from late May) to their current address.

Thanks,  
*Nikki*  
(573) 751-7433

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**From:** Davis, Helen  
**Sent:** Wednesday, August 06, 2008 2:54 PM  
**To:** Senn, Nikki  
**Cc:** Schnieders, Carla  
**Subject:** Telcentrex, LLC (CLEC & IXC)

I spoke with Leigh Sicina today regarding returned mail for Telcentrex, LLC. Send correspondence to her at 11720 Sunrise Valley Dr., Suite 0110, Reston, VA 20191. She told me they plan to cancel their certificate(s). Her phone number is (703)679-1441.

I resent my assessment mailing from June along with a copy of the Code of Rules regarding filing requirements for Telco companies that are ceasing operation.

Thanks!

*Helen Davis*  
Mo. Public Service Commission  
Budget & Fiscal Services  
P.O. Box 360  
Jefferson City, MO 65102  
Telephone: (573)751-4274  
Fax: (573)526-3484

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**From:** Leigh Sicina [mailto:lsicina@partnertel.com]  
**Sent:** Wednesday, January 14, 2009 2:23 PM  
**To:** Davis, Helen  
**Subject:** FW: Telcentrex- Certificate

Helen-

I am sending this email as a result of our phone conversation.

Telcentrex has never done business within the state of Missouri, and has no intention of conducting future business within the state. At this time we would like to surrender our certificate with the state.

Please feel free to call me if you have any questions or concerns.

Thank you,  
Leigh

Leigh Sicina  
Accounting/Commissions Manager  
Cost Management Group  
11720 Sunrise Valley Drive  
Suite 0110  
Reston, VA 20191  
Direct: (703) 679-1441  
Cell: (703) 798-5567  
Fax: (703) 715-2151

*"The difference between perseverance and obstinacy is that one often comes from a strong will, and the other from a strong won't"- H. Beecher*

Exhibit 3

1/14/2009