

MEMORANDUM

To: Missouri Public Service Commission Official Case File
Case No. CD-2005-0301
Magnus Communications, Inc.

From: Sherri Kohly
Telecommunications Department

William L. Voight 03/23/05
Utility Operations Division/Date

/s/ William K. Haas 03/28/05
General Counsel's Office/Date

Subject: Staff Recommendation to Cancel Certificate of Service Authority

Date: March 23, 2005

On March 10, 2005, Magnus Communications, Inc, (Magnus), a competitive telecommunications company, filed its pleading to Surrender of Certificate of Service Authority.

Magnus was granted a certificate of service authority to provide basic local exchange telecommunications service on May 16, 2002, in Case No. TA-2002-396. The Commission's Order Granting Certificate specifically states, "Magnus may not provide services under this certificate until its tariff and any necessary interconnection agreement have been approved by the Commission and become effective." Magnus notified the Commission that it had adopted the M2A on June 20, 2002; however, **Magnus never filed a proposed tariff**. Magnus' FY2002 annual report indicates that Magnus was not yet serving customers. Magnus' FY2003 annual report indicates intrastate revenue and several access lines being served. Magnus paid its FY2005 assessment of \$634.81.

According to Magnus' request to surrender its certificate, the company has no customers in Missouri so cancellation of its certificate of service authority is not detrimental to the public interest. The Staff has no objection to the request for cancellation and recommends that the Commission issue an order to cancel Magnus' certificate of service authority to provide basic local exchange telecommunications service. The Staff is unaware of any other filing which affects or which would be affected by this proposal.

- ☒ The Company is not delinquent in filing an annual report and paying the PSC assessment.
☐ The Company is delinquent. Staff recommends the Commission grant the requested relief/action on the condition the applicant corrects the delinquency. The applicant should be instructed to make the appropriate filing in this case after it has corrected the delinquency.