

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
March 14, 2000**

CASE NO: TD-2000-320

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

Mary Ann Young
William D. Steigmeier, PC
P. O. Box 104595
Jefferson City, MO 65102

General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

Enclosed find certified copy of an ORDER the above-numbered case(s).

Sincerely,

A handwritten signature in black ink that reads "Dale Hardy Roberts". The signature is written in a cursive, slightly slanted style.

**Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge**

Uncertified Copy:

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 14th
day of March, 2000.

In the Matter of the Application of)	
Advanced Communications Group, Inc.)	<u>Case No. TD-2000-320</u>
for Approval of Cancellation of)	
Certificate)	

ORDER CANCELING CERTIFICATE

On November 5, 1999, Advanced Communications Group, Inc. (ACG) filed its request for the Commission's approval of the cancellation of ACG's certificate to provide basic local exchange telecommunications services within the state of Missouri. ACG states that it was authorized to provide basic local exchange telecommunications services in the state of Missouri by Commission order in Case No. TA-99-49. ACG also states that it does not currently serve any customers in Missouri.

ACG states that it is requesting cancellation of its certificate because it intends to sell its telecommunications businesses as set forth in Case No. TM-2000-146. In Case No. TM-2000-146, the Commission found that the proposed sale did not require prior Commission approval and dismissed ACG's application for approval of the transfer of control by Commission order dated October 19, 1999.

ACG states that cancellation of its certificate will not deprive any customer of basic local or intrastate interexchange telecommunications services or access and is not otherwise contrary to

the public interest because ACG was just recently granted its certificate and does not currently have any Missouri customers. Section 392.460, RSMo (1994).

On January 26, 2000, the Staff of the Missouri Public Service Commission (Staff) filed its pleading recommending that the Commission cancel the certificate of service authority previously issued to ACG. Staff confirmed that ACG was certificated to provide basic local exchange telecommunications services on April 23, 1999, in Case No. TA-99-49. Staff notes that ACG never filed a proposed tariff and never had any customers in the state of Missouri. Staff notes that ACG had requested the authority to cancel its certificate effective on the closing date of the proposed transfers of control to Ionex Telecommunications, Inc. Staff states that ACG notified the Commission that the transfer of control was completed effective November 19, 1999. Staff states that it is unaware of any other filing which affects or would be affected by this proposal.

Since ACG did not file a tariff and did not begin offering its telecommunications services to customers in the state of Missouri, there is no need to provide additional notice regarding its application for cancellation of its certificate. The requirement for a hearing is met when the opportunity for hearing has been provided and no proper party has requested the opportunity to present evidence. State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission, 776 S.W.2d 494, 496 (Mo. App. 1989). Since no one has requested a

hearing in this case, the Commission may grant the relief requested based on the verified application.

Section 392.460, RSMo. (1994), gives the Commission authority to cancel a telecommunications company's certificate of service authority. The Commission has reviewed the application and Staff's recommendation. The Commission finds that cancellation of ACG's certificate granted on April 23, 1999, in Case No. TA-99-49, will not deprive any customers of basic local or interexchange telecommunications services or access and is not otherwise contrary to the public interest. Therefore, ACG's certificate shall be canceled.

IT IS THEREFORE ORDERED:

1. That the basic local exchange telecommunications services certificate granted to Advanced Communications Group, Inc. in Case No. TA-99-49 on April 23, 1999, is canceled.
2. That this order shall become effective on March 24, 2000.
3. That this case may be closed after March 27, 2000.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Lumpe, Ch., Crumpton, Murray,
Schemenauer, and Drainer, CC., concur

Register, Regulatory Law Judge

ALJ/Sec'y: Register/Boyce

3-7 TD-2000-320
Date Circulated CASE NO.

AA
Lumpe, Chair
AA
Crump, Commissioner
CV
Murray, Commissioner
RS
Schemenauer, Commissioner
all
Drainer, Vice-Chair

3-14
Agenda Date

Action taken: 5-OAS

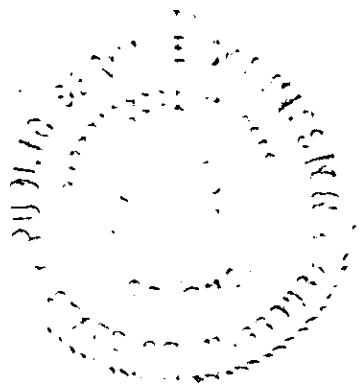
Must Vote Not Later Than _____

2000

STATE OF MISSOURI
OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and
I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City,
Missouri, this 14th day of March 2000.



Dale Hardy Roberts

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge