

A:

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Motion of Max-Tel)
Communications, Inc., to Accept Its) Case No. TO-2000-297
Late-Filed Annual Report.)

ORDER GRANTING MOTION TO ACCEPT LATE-FILED 1998 ANNUAL REPORT

Pursuant to 4 CSR 240-10.080, "[a]ll public utilities subject to the jurisdiction of the Missouri Public Service Commission shall file an annual report with the commission on or before April 15 of each year." On October 26, 1999, Max-Tel Communications, Inc. (Max-Tel), filed a motion requesting that it be permitted to file its 1998 Annual Report out of time. In its request, Max-Tel states that in March 1999, Max-Tel lost several of its key personnel, including its operations manager, regulatory administrator, and computer analyst. Max-Tel states that these personnel were essential to assembling the annual reports, as they were the only personnel with the knowledge and ability to quickly pull reports from Max-Tel's database for accounting reports to calculate total revenue for 1998. Max-Tel also indicates that it sent all reports to an outside CPA office in May 1999, and they were not returned until three months later. Max-Tel states that it has now hired a new regulatory staff who have assembled the Annual Report for 1998. Max-Tel also notes that the delay in filing its report was not intentional and that it is taking appropriate measures with its new regulatory staff to ensure that future reports are filed in a timely manner.

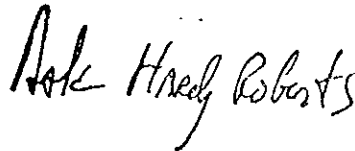
The Commission has reviewed Max-Tel's motion and finds that it should be granted.

IT IS THEREFORE ORDERED:

1. That the Motion to Accept Late-Filed 1998 Annual Report, filed by Max-Tel Communications, Inc., on October 26, 1999, is granted.

2. That this order shall become effective on November 9, 1999.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Vicky Ruth, Regulatory Law Judge,
by delegation of authority pursuant
to 4 CSR 240-2.120(1) (November 30,
1995) and Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,
on this 29th day of October, 1999.

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COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION