

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

In the Matter of the Discontinuance of)
the Certificate of Service for)
Cathect Communications, Inc.)

File No. CD-2023-0XXX

MOTION TO CANCEL CERTIFICATE OF SERVICE AUTHORITY

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and moves for the Missouri Public Service Commission (Commission) to cancel the certificate of basic local exchange telecommunications service authority of Cathect Communications, Inc, (Company) and states:

1. The Commission previously granted a certificate to the Company to provide basic local exchange telecommunications service authority in Case No. CA-2021-0268 on March 28, 2021.

2. The Company failed to submit an annual report to the Missouri Commission for calendar year 2021. The requirement of a telecommunications company to file an annual report is identified in Sections 392.210 and 392.390, RSMo and 20 CSR 4240-28.012(1)(A). The Company has not responded to Staff's contacts to resolve the deficiency.

3. The Company failed to file its Statement of Revenue report and pay the Missouri Commission annual assessment for fiscal year 2023.¹ The requirement to file a Statement of Revenue report is identified in 20 CSR 4240-28.012(1)(B). The requirement to pay the Missouri Commission assessment is identified in

¹ A company's assessment amount is determined by a factor identified on the commission's website and applied to a company's Missouri jurisdictional revenue identified on its Statement of Revenue report. If a company fails to file a Statement of Revenue report then the company's assessment is calculated using a Commission approved formula.

Section 386.370, RSMo and 20 CSR 4240-28.012(2)(A). The Company has not responded to Staff's contacts to resolve these deficiencies.

4. The Commission has the authority to cancel a telecommunications certificate pursuant to Section 392.410.5 RSMo 2000, which provides "[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."

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. W.D. 1989).

WHEREFORE, Staff respectfully recommends the Commission cancel the certificate of service authority to provide basic local exchange telecommunications service of Cathect Communications, Inc., and grant such other and further relief as is just in the circumstances.

Respectfully submitted,

/s/ Whitney Scurlock

Whitney Scurlock
Chief Deputy Staff Counsel
Missouri Bar No. 64078
Attorney for the Staff of the
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102
(573) 751-7434 (Telephone)
(573) 751-9285 (Fax)
whitney.scurlock@psc.mo.gov

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail, or First Class United States Postal Mail, postage prepaid, to all parties or their representatives pursuant to the Service List maintained by the Commission's Data Center for this file, on this 28th day of March, 2023.

/s/ Whitney Scurlock