

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Discontinuance of the)
Certificate of Service for Total Holdings,) **File No. TD-2023-0329**
Inc. d/b/a GTC Communications) Tracking No. YX-2009-0182

ORDER CANCELLING CERTIFICATE OF SERVICE AUTHORITY

Issue Date: July 11, 2023

Effective Date: August 10, 2023

On March 28, 2023, the Staff of the Commission filed a motion requesting that the certificates of service authority to provide interexchange and nonswitched local exchange telecommunications of Total Holdings, Inc. d/b/a GTC Communications be cancelled. The Commission previously granted certificates to GTC Communications to provide interexchange and nonswitched local exchange telecommunications service authority in File No. TA-2009-0050 by order effective on November 19, 2008.¹ The Commission also approved GTC Communications' tariff, Tracking No. YX-2009-0182.

Staff stated that GTC Communications failed to submit an annual report to the Commission for calendar years 2019, 2020, and 2021. Sections 392.210 and 392.390, RSMo, and 20 CSR 4240-28.012(1)(A) require certificated telecommunications companies to file an annual report. Staff also stated that GTC Communications failed to file its Statement of Revenue report and pay the

¹ In the Matter of the Application of Total Holdings, Inc. for a Certificate of Service Authority to Provide Nonswitched Interexchange Telecommunications Service and to Classify said Services and the Company as Competitive, *Order Approving Interexchange and Nonswitched Local Exchange Certificates of Service Authority and Order Approving Tariff*, (issued November 7, 2008).

Commission's annual assessment for fiscal years 2021, 2022, and 2023. The requirement to file a Statement of Revenue report is found at 20 CSR 4240- 28.012(1)(B). The requirement to pay the Missouri Commission assessment is identified in Section 386.370, RSMo and 20 CSR 4240-28.012(2)(A). Finally, Staff stated that GTC Communications had not responded to Staff's contacts attempting to resolve these deficiencies.

On March 28, 2023, the Commission issued its *Order Establishing Time to Respond* directing any response to Staff's motion or request for hearing be filed no later than April 7, 2023. No response or request for hearing was filed. The Commission need not hold a hearing, if, after proper notice and opportunity to intervene, no party requests such a hearing.² Further, the Commission has the authority to cancel a certificate pursuant to Section 392.410.5, RSMo, which states, in part, "[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."

Based on Staff's unopposed motion, the Commission finds that the certificate of service authority granted to GTC Communications shall be canceled.

THE COMMISSION ORDERS THAT:

1. The certificates of authority to provide interexchange and non-switched local exchange services granted to GTC Communications, in File No. TA-2009-0050, is canceled.

² *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d 494 (Mo. App. W.D. 1989).

2. GTC Communications' tariff assigned Tracking No. YX-2009-0182 is canceled.

3. This order shall become effective on August 10, 2023.

4. This file shall be closed on August 11, 2023.



BY THE COMMISSION

Nancy Dippell

Nancy Dippell
Secretary

Nancy Dippell, Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri
on this 11th day of July, 2023.

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 11th day of July, 2023.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

July 11, 2023

File/Case No. TD-2023-0329

**Missouri Public Service
Commission**

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Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,

A handwritten signature in black ink that reads "Nancy Dippell". The signature is written in a cursive, flowing style.

**Nancy Dippell
Secretary**

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.