

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

In the Matter of the Cancellation of the )  
Certificates of Service Authority and )  
Accompanying Tariffs of Metro )  
Teleconnect Companies, Inc. )

Case No. TD-2006-\_\_\_\_\_

**MOTION TO OPEN CASE AND CANCEL  
CERTIFICATES OF SERVICE AUTHORITY AND ACCOMPANYING TARIFFS**

**COMES NOW** the Staff of the Missouri Public Service Commission (Staff) and moves that the Commission cancel Metro Teleconnect Companies, Inc.'s certificates of service authority to provide telecommunications services, as well as its tariffs, P.S.C. Mo. Tariff No. 1 (relating to basic local exchange service) and MO PSC No. 2 (relating to interexchange service).

In support of its Motion, the Staff respectfully states as follows:

1. In October 2001, the Commission granted Metro Teleconnect Companies, Inc. a certificate of service authority to provide basic local and local exchange telecommunications services in Missouri in Case No. TA-2002-46. The Commission subsequently approved the company's tariff, P.S.C. Mo. Tariff No. 1 in the same case.

2. The Commission also granted Metro Teleconnect Companies, Inc. a certificate of service authority to provide intrastate interexchange services in Missouri in August 2003 in Case No. XA-2004-0019. The Commission approved the company's tariff, MO PSC No. 2, in the same case.

3. On December 2, 2005, the Commission received a copy of a document entitled "Abandonment Plan for Metro Teleconnect Companies" that outlined the plans of the company to cease providing service to its customers. According to this Abandonment Plan, the company

had defaulted on payments it owed to its creditors and as a result, the company was unable to provide further service. Under the Abandonment Plan, all customers would cease receiving service by December 31, 2005. The company had received Chapter 11 bankruptcy protection in August 2004. The “Abandonment Plan” was provided to the Commission by the company’s “LSP Program Manager” and was verified by the president of Metro Teleconnect Companies, Inc. See Appendix A.

4. All telephone numbers provided to the Commission prior to the Commission’s receipt of the Abandonment Plan and all telephone numbers contained in that documentation are now disconnected. Mail sent to the address provided by the company has been returned as undeliverable.

5. According to the company, as of December 31, 2005, the company no longer provided telecommunications service in Missouri. Staff has verified that any remaining resale end users in Missouri were temporarily migrated to AT&T Missouri for local service as of March 3, 2006, due to the carrier's non-payment status.

6. All informal complaints against Metro Teleconnect Companies, Inc. in the Commission’s Electronic Filing and Information System have been closed, and even the most recent complaint has been closed for at least a year.

7. Metro Teleconnect Companies, Inc. is a Pennsylvania corporation, and its authority to do business in the state of Missouri was revoked February 19, 2004 for failing to file its annual registration report, according to the Missouri Secretary of State’s office. Section 351.602.3 RSMo. (2000) states that “[t]he authority of a foreign corporation to transact business in this state ceases on the date shown on the certificate revoking its certificate of authority.”

8. Metro Teleconnect Companies, Inc. does not owe the Commission any annual reports. It has paid all assessments through the second quarterly payment of Fiscal Year 2006.

9. Accordingly, because Metro Teleconnect Companies, Inc. no longer has any Missouri customers and has ceased operations, it is appropriate to cancel the company's certificates and tariffs. The Staff recommends that the Commission issue an order canceling Metro Teleconnect Companies, Inc.'s certificates of service authority to provide basic local exchange and interexchange telecommunications services and its tariffs, P.S.C. Mo. Tariff No. 1 (relating to basic local exchange service) and MO PSC No. 2 (relating to interexchange service).

10. The Commission has the authority to cancel a telecommunications corporation certificate pursuant to Section 392.410.5 RSMo 2000, which provides:

Any 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.

However, 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. 1989).

11. This pleading will be served via certified mail on the address provided by the company to the Commission as well as upon its registered agent in Missouri.

WHEREFORE, the Staff recommends the Commission cancel Metro Teleconnect Companies, Inc.'s certificates of service authority to provide basic local exchange and interexchange telecommunications services and its tariffs, P.S.C. Mo. Tariff No. 1 (relating to basic local exchange service) and MO PSC No. 2 (relating to interexchange service).

Respectfully submitted,

**/s/ David A. Meyer**

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David A. Meyer  
Senior Counsel  
Missouri Bar No. 46620

Attorney for the Staff of the  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102  
(573) 751-8706 (Telephone)  
(573) 751-9285 (Fax)  
david.meyer@psc.mo.gov

### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed or electronically mailed to all parties of record as shown below this 14<sup>th</sup> of March 2006.

**/s/ David A. Meyer**

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Office of the Public Counsel  
Governor Office Building, Suite 650  
200 Madison Street  
P. O. Box 7800  
Jefferson City, MO 65102

CT Corporation System  
Registered Agent for Metro Teleconnect Companies, Inc.  
120 South Central Ave.  
St. Louis, MO 63105  
**(via certified mail)**

Metro Teleconnect Companies, Inc.  
2150 Herr Street  
Harrisburg, PA 17103

Lawrence G. Frank  
Counsel for Metro Teleconnect Companies, Inc.  
2023 North Second Street  
Harrisburg, PA 17102  
**(via email only)**

# METRO-TELECONNECT COMPANIES

Providing Quality Local Telephone Service

November 25, 2005

Attn: Secretary of State  
Missouri Public Service Commission  
Governor Office Building  
200 Madison Street  
Jefferson City, MO 65102-0360

*RECEIVED<sup>3</sup>*

DEC 2 2005

*Records  
Public Service Commission*

To Whom It May Concern:

Enclosed find the Abandonment Plan for Metro Teleconnect Companies, a list of our customers in Missouri, and a copy of the letter sent to them on November 10, 2005.

Please stamp and fax/mail back to us at:

Attn: Jerry Bankes  
Metro Teleconnect Companies  
2150 Herr Street  
Harrisburg, PA 17103  
Tel: 717-564-9429

Sincerely,

Jerry Bankes  
Metro Teleconnect Companies, Inc.



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2150 Herr Street • Harrisburg, PA 17103 • TEL: (717) 564-0603 • FAX: (717) 564-9429

Appendix A

# Metro Teleconnect Companies, Inc.

## Abandonment Plan

**1) General Abandonment Plan:** Metro Teleconnect Companies, Inc. (MTC) intends on abandoning the local telephone and long distance market in your state.

**2) Telecommunications services:** MTC provides local and long distance service to residential customers in your state. The services are provided on a resale and UNE-P basis.

**3) Reasons for abandonment:** On August 2<sup>nd</sup>, 2004, MTC filed for chapter 11 protection in the middle district in the state of Pennsylvania. MTC and the underlying providers entered into stipulation agreements that provided the terms and conditions of the relationship as it related to payments for post-petition debt.

Around October 27<sup>th</sup>, 2005, MTC was unable to make the payments required by the stipulation agreement to the underlying carriers. This resulted in a default in the stipulation agreement and a subsequent notice of termination issued by the underlying carriers. MTC was not able to correct the default.

**4) Detailed outline of the procedures that MTC used to facilitate continuation of service for its affected customers is as follows:** MTC sent a notice out to all customers indicating that they needed to immediately find another carrier to provide service by a defined date determined by the rules of the commission of each state. The underlying carriers also agreed to abide by those commission rules.

**5) The list of the current customers that will be abandoned is attached**

**6) The abandonment notice that was sent to the customers is attached**

**7) The beginning and ending dates to shop for a new provider:** See the dates on the attached notice to customers.

**8) The proposed exit date is as follows:** See the last date for the customer to switch their service provider on the attached notice to customers.

**9) Contact telephone numbers for the abandonment of Local and Long distant service in your state:**

**LSP's Program Manager**

Jerry Bankes  
Metro Teleconnect Companies, Inc.  
2150 Herr Street  
Harrisburg, PA 17103  
717-920-4999

**Regulatory manager**

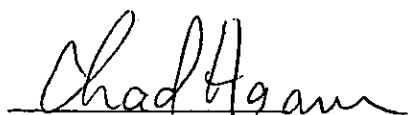
Tom Gregson  
Metro Teleconnect Companies, Inc.  
2150 Herr Street  
Harrisburg, PA 17103  
717-564-0603

**10: Customer service Line:** The customer service line for existing customers will be maintained as long as feasible. We will continue to alert all customers that call our facility of their need to find another carrier. If we can no longer keep customer service representatives employed, we will attempt to put an intercept on the line indicating that the customers need to immediately find another carrier.

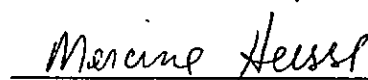
**11: 911** MTC is a reseller and UNE-P provider of local telephone service. Therefore all information and processes regarding 911 service are controlled by the underlying carrier not MTC.

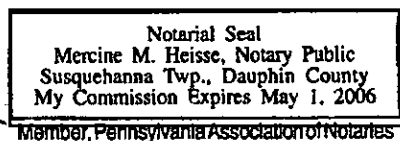
## VERIFICATION

I, Chad Hazam, being duly sworn, state that I am President of Metro Teleconnect Companies, Inc., that I have read the foregoing documentation, and that the contents thereof are true and correct to the best of my knowledge, information and belief.

  
Chad Hazam

Subscribed and sworn to before me on this 25 day of November, 2005.

  
Notary Public for the State of Pennsylvania





# METRO TELECONNECT COMPANIES, INC.

November 10, 2005

TO OUR VALUED CUSTOMERS:

## **YOU MUST CHOOSE A NEW LOCAL TELEPHONE SERVICE PROVIDER BY December 10, 2005**

Dear Customer:

We regret to inform you that as of December 10, 2005 Metro Teleconnect Companies, Inc will no longer be providing your local telephone service in Missouri.

**YOU MUST TAKE ACTION! You must select a new local telephone service provider as quickly as possible but no later than December 10, 2005 or you may lose your local telephone service.**

Generally, you can find a list of most local telephone service providers in your local telephone directory. If you require assistance, please contact Metro Teleconnect Companies, Inc toll free at 1-866-777-0773.

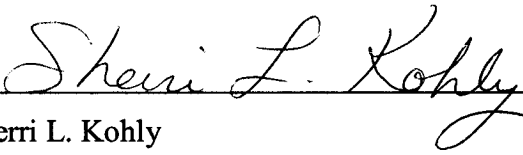
After selecting a new local service provider, you should contact your current intra-LATA (Regional) toll provider and your long distance provider to be sure that neither of your current calling plans is changed as a result of your change in local service. if you do not make sure that these plans remain the same after the transfer of your local service, you may be charged basic rates (non-calling plans rates) for intra-LATA and long distance calls.

Metro Teleconnect regrets any inconvenience this change may cause you.

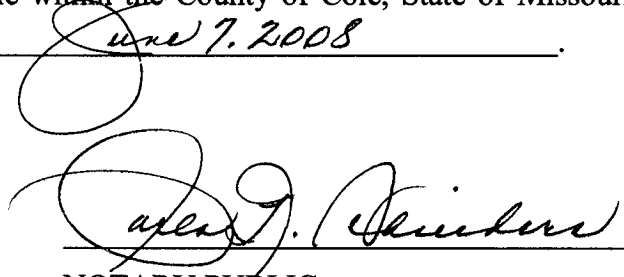
**VERIFICATION**

**STATE OF MISSOURI     )**  
**)**  
**COUNTY OF COLE        )**

Comes now Sherri L. Kohly, employee of the Staff of the Missouri Public Service Commission, being of lawful age and after being duly sworn, states that the affiant has read the accompanying pleading, and that the facts therein are true and correct to the best of her knowledge.

  
\_\_\_\_\_  
Sherri L. Kohly  
Affiant

Subscribed and affirmed before me this 14<sup>th</sup> day of March 2006. I am commissioned as a notary public within the County of Cole, State of Missouri, and my commission expires on June 7, 2008.

  
\_\_\_\_\_  
NOTARY PUBLIC

