

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

In the Matter of the Application of Osage )  
Valle Technologies, L.L.C. to Withdraw )  
and have Cancelled all Certificates of )  
Service Authority and Tariffs )

Case No. TD-2007-0320

**STAFF RECOMMENDATION**

**COMES NOW** the Staff of the Missouri Public Service Commission and for its recommendation states:

1. On March 2, 2007, Osage Valley Technologies, L.L.C. filed an application seeking cancellation of its certificate of service authority and its tariff.

1. Because Osage Valley Technologies, L.L.C. has requested cancellation of its certificate and it is not providing telecommunications service in Missouri, the Staff recommends that the Commission issue an order canceling the company's certificate of service authority. See Appendix A.

2. The Commission has the authority to cancel a telecommunications corporation certificate pursuant to Section 392.410.5 RSMo (Supp. 2006), 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).

**WHEREFORE**, the Staff recommends that the Commission cancel Osage Valley Technologies, L.L.C.'s certificate of service authority, as well as its tariff, P.S.C. MO. No. 1.

Respectfully submitted,

/s/ David A. Meyer

David A. Meyer  
Senior Counsel  
Mo. 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)  
e-mail: [david.meyer@psc.mo.gov](mailto:david.meyer@psc.mo.gov)

### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 16<sup>th</sup> of March 2007.

/s/ David Meyer

# MEMORANDUM

To: Missouri Public Service Commission Official Case File  
Case No. TD-2007-0320  
Osage Valley Technologies, L.L.C.

From: Sherri Kohly  
Telecommunications Department

William L. Voight 03/14/07  
Utility Operations Division/Date

William K. Haas 03/14/07  
General Counsel's Office/Date

Subject: Staff Recommendation to Cancel Certificate of Service Authority and Accompanying  
Tariff

Date: March 14, 2007

On March 2, 2007, Osage Valley Technologies, L.L.C. (Osage Valley), a competitive telecommunications company, filed its Application for the Withdrawal and Cancellation of Certificates of Service Authority. Osage Valley was granted a certificate of service authority to provide interexchange and non-switched local exchange telecommunications service on May 24, 2001 in Case No. TA-2001-591.

According to Osage Valley's application, it is a wholly owned subsidiary of a rural electric cooperative and the nature of its business is facilitating the deployment of broadband communications in rural areas of Missouri. The application also indicates that Osage Valley has not provided telecommunications service to the public and it does not foresee that it will provide telecommunications services to end user members of the public; therefore, it no longer desires to be certificated by the Commission. Because no customers are affected by Osage Valley's application, the cancellation of its certificate is not detrimental to the public interest. This application is similar to the application approved by this Commission in Case No. XD-2005-0440, et al. The Staff has no objections to the request for cancellation and recommends that the Commission issue an order to cancel Osage Valley's certificate of service authority to provide non-switched local and interexchange telecommunications service and the accompanying tariff, P.S.C. MO. No. 1. The Staff is unaware of any other filing which affects or which would be affected by this proposal.

☒ The Company is not delinquent in filing an annual report and paying the PSC assessment.  
☐ The Company is delinquent: (☐ No annual report ☐ Unpaid PSC assessment. Amount owed: )

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

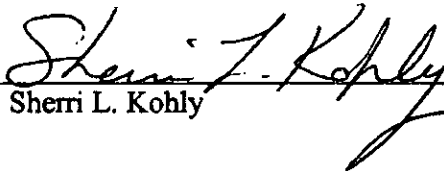
In the Matter of the Application of Osage )  
Valley Technologies, L.L.C. to withdraw )  
and have cancelled all Certificates of )  
Service Authority and Tariff

Case No. TD-2007-0320

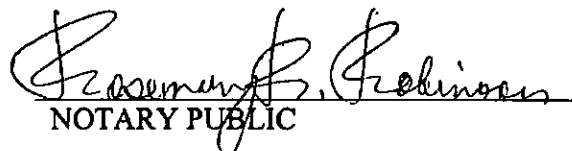
**AFFIDAVIT OF SHERRI L. KOHLY**

STATE OF MISSOURI )  
 ) ss:  
COUNTY OF COLE )

Sherri L. Kohly, employee of the Missouri Public Service Commission, being of lawful age and after being duly sworn, states that she has participated in preparing the accompanying Memorandum, and that the facts therein are true and correct to the best of her knowledge and belief.

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

Subscribed and affirmed before me this 14 day of March 2007  
I am commissioned as a notary public within the County of Cole,  
State of Missouri and my commission expires on 9-23-2008

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

