

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Discontinuance of the )  
Registration of Metro Fibernet, LLC d/b/a ) **File No. DD-2023-0320**  
MetroNet )

In the Matter of the Discontinuance of the )  
Registration of Metro Fibernet, LLC d/b/a ) **File No. TD-2023-0324**  
MetroNet )

## ORDER ESTABLISHING TIME TO RESPOND

Issue Date: March 28, 2023

Effective Date: March 28, 2023

On March 24, 2023, the Staff of the Commission (Staff) filed motions requesting the Commission cancel or revoke the certificate of Metro Fibernet, LLC d/b/a MetroNet to provide basic local exchange and interexchange telecommunications service. Staff also requested the Commission cancel or revoke the registration to provide interconnected voice over internet protocol (VoIP) services of Metro Fibernet, LLC d/b/a MetroNet.

The Commission granted Metro Fibernet, LLC d/b/a MetroNet a certificate to provide basic local exchange and interexchange telecommunications service in File No. TA-2022-0046. The Commission granted Metro Fibernet, LLC d/b/a MetroNet a registration to provide VoIP services in File No. DA-2022-0045.

The requirements of telecommunication companies under Sections 392.210 and 392.390, RSMo, include filing an annual report and a Statement of Revenue, which Staff's motion states was not filed by Metro Fibernet, LLC d/b/a MetroNet. Subsection 392.410(5), RSMo provides the Commission authority to alter or modify any telecommunications certificate of service after notice and

hearing. Subsection 392.550(6), RSMo, provides that the Commission may revoke an IVolP registration for failure to comply with the requirements of Section 392.550, RSMo.

The Commission need not hold a hearing, if, after proper notice and opportunity to intervene, no party requests such a hearing.<sup>1</sup> Therefore, if no request for a hearing or objection to Staff's motion is received, the Commission may revoke the telecommunications certificate based on Staff's motion.

The Commission finds that proper persons shall be allowed 10 days from the issuance of this order to respond or file a motion for hearing.

**THE COMMISSION ORDERS THAT:**

1. Anyone wishing to respond to Staff's Motion or request a hearing shall do so by filing an appropriate pleading no later than April 7, 2023.
2. This order shall be effective when issued.



**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 28<sup>th</sup> day of March, 2023.

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<sup>1</sup> *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d 494 (Mo. App. W.D. 1989).

**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 28<sup>th</sup> day of March, 2023.**



*Nancy Dippell*

**Nancy Dippell**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**March 28, 2023**

**File/Case No. DD-2023-0320 and TD-2023-0324**

**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,**



**Nancy Dippell  
Secretary**

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