

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

In the Matter of the Cancellation of the)
Certificates of Service Authority and)
Tariffs of Network PTS, Inc.)

Case No. CD-2008-0323

**AMENDED APPLICATION TO CANCEL CERTIFICATES OF SERVICE AUTHORITY
AND ACCOMPANYING TARIFFS**

COMES NOW Network PTS, Inc., by and through undersigned counsel and pursuant to Section 392.410.5, RSMo, and petitions the Commission to cancel the basic local exchange Certificate of Service Authority, and the interexchange Certificate of Service Authority, it granted to Network PTS, Inc., as well as any approved basic local exchange and interexchange tariffs of Network PTS, Inc. In support of its verified application, Network PTS, Inc. respectfully states as follows:

1. In Case No. XA-2005-0115, the Missouri Public Service Commission (Commission) issued an order granting a certificate of service authority to Network PTS, Inc. to provide competitive interexchange telecommunications services. (*Order Approving Interexchange Certificate of Service Authority and Order Approving Tariff*, issued November 24, 2004, effective December 14, 2004.) In the same Order, the Commission approved Network PTS, Inc.'s interexchange tariffs (P.S.C. MO Tariff No. 1, Tariff Tracking Number YX-2005-0327.)

2. In Case No. CA-2007-0147, the Missouri Public Service Commission (Commission) issued an order granting a certificate of service authority to Network PTS, Inc. to provide competitive basic local exchange telecommunications services. (*Order Granting Certificate to Provide Basic Local Telecommunications Services*, issued

November 20, 2006, effective November 27, 2006.) In the same Order, the Commission approved Network PTS, Inc.'s basic local exchange tariffs (P.S.C. MO Tariff No. 2 and P.S.C. MO Tariff No. 3, Tariff Tracking Numbers YC-2007-0232 and YC-2007-0233.)

3. Network PTS, Inc. has no business, activity or customers in Missouri under this certificate of service authority. As a result, no notification to customers is necessary, and cancellation of the certificate and tariffs of Network PTS will not be detrimental to the public interest.

4. Network PTS, Inc. is a California corporation with its principal offices located at 379 Diablo Road, Suite 206, Danville, California (CA) 94526 . Network PTS, Inc. is authorized by the Missouri Secretary of State to do business in Missouri. A copy of Network PTS, Inc.'s Certificate of Good Standing is on file, as a matter of public record, with this Commission in Case Nos. XA-2005-0115 and CA-2007-0147. Network PTS, Inc. respectfully requests that the Commission take official notice of that certificate and incorporate it herein by reference pursuant to 4 CSR 240-2.060(1)(G).

5. Network PTS, Inc. states that, to the best of its knowledge, it has no annual reports or assessment fees that are overdue. Network PTS, Inc. does not have any pending action or unsatisfied final judgments or decisions against it in any state or federal agency or court which involve customer service or rates, which action, judgment or decision occurred within the last three (3) years.

6. The Commission has the authority to cancel a telecommunications corporation certificate pursuant to Section 392.410.5 RSMo (Supp. 2005), 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, Network PTS, Inc. prays the Commission cancel the interexchange Certificate of Service Authority it granted to Network PTS, Inc., and the tariffs it approved, in Case No. XA-2005-0115, and the basic local exchange Certificate of Service Authority it granted to Network PTS, Inc., and the tariffs it approved, in Case No. CA-2007-0147.

Respectfully submitted,

/s/ William D. Steinmeier

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Dated: April 29, 2008

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document has been served electronically on the General Counsel's Office and the Office of the Public Counsel this 29th day of April 2008.

/s/ William D. Steinmeier

William D. Steinmeier

AFFIDAVIT

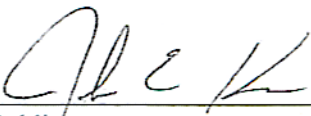
STATE OF CALIFORNIA §

COUNTY OF Contra Costa §

On this 18th day MARCH, 2008, before me appeared, Thomas Keane, to me personally known, who, being by me duly sworn did say and acknowledge that:

1. He is Chief Executive Officer of Network PTS, Inc., and that he is acting on behalf of Network PTS, Inc.
2. The matters of fact contained in the foregoing instrument are true and correct based upon knowledge, information and belief;
3. The seal affixed to the foregoing instrument is the corporate seal of said corporation;
4. Said instrument was signed and sealed in behalf of said corporation by authority of its board of directors;
5. Said instrument is the free act and deed of said corporation.

IN TESTIMONY WHEREOF, I have set my hand and affixed by official seal at my office in the state and county first above written.



Notary Public

My Commission expires: 8/31/2011

