

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Cancellation of the Certificate)
of Service Authority and Accompanying Tariff of) **Case No. XD-2006-0059**
Axius, Inc. d/b/a Axius Communications.)

ORDER CANCELING CERTIFICATE OF SERVICE AUTHORITY AND
TARIFF

Issue Date: August 22, 2005

Effective Date: September 1, 2005

On August 4, 2005, the Staff of the Missouri Public Service Commission filed a motion to cancel the certificate of service authority of Axius, Inc. d/b/a Axius Communications. In its motion, Staff states that the Commission issued a certificate to provide intrastate interexchange telecommunications service in Case No. TA-2002-0155 in December of 2002.

In support of its motion, Staff states that the company has sought to cancel its certificate under 47 CFR 63.71(a) before the Federal Communications Commission. Staff further states that a company representative has informed Staff that the company has ceased providing interexchange services and wishes to cancel its Missouri certificate. Lastly, Staff informed the Commission that the company owes no annual report but does owe a minimal assessment; however, the company requested that its certificate be cancelled prior to the Commission mailing its Fiscal Year 2006 assessment notices.

Section 392.410, RSMo 2000, provides that “[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.” The Commission finds that canceling

the certificate of service authority of Axius is not detrimental to the public interest and will therefore cancel the certificate and accompanying tariff.

IT IS THEREFORE ORDERD:

1. That the Certificate of Service Authority granted to Axius, Inc. d/b/a Axius Communications in Case No. TA-2002-1055 is canceled.
2. That Axius, Inc. d/b/a Axius Communications' tariff, Missouri P.S.C. Tariff No. 1, is canceled.
3. That this order shall become effective on September 1, 2005.
4. That this case may be closed on September 2, 2005.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Kennard L. Jones, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 22nd day of August, 2005.