

**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 Telecom)
Resources, Inc. d/b/a TRINetwork, Inc.)

Case No. XD-2006-_____

**MOTION TO OPEN CASE AND CANCEL
CERTIFICATE OF SERVICE AUTHORITY AND TARIFF**

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and moves that the Commission open a case and cancel Telecom Resources, Inc. d/b/a TRINetwork, Inc.'s certificate of service authority to provide interexchange telecommunications services and its tariff. In support of its Motion, Staff respectfully states as follows:

1. In May 1998, the Missouri Public Service Commission (Commission) issued its order in Case No. TA-98-412, granting Telecom Resources, Inc. d/b/a TRINetwork, Inc. a certificate of service authority to provide intrastate interexchange telecommunications services. The Commission also approved its tariff, P.S.C. Mo. Tariff No. 1, in the same case.

2. Telecom Resources, Inc. d/b/a TRINetwork, Inc. has now requested the cancellation of its certificate of service authority. See Appendix A. According to the letter received by the Commission from the company's "Senior Manager, Regulatory Compliance," the company no longer intends to provide telecommunications service in Missouri.

3. The company owes no annual reports or assessments to the Commission. Staff notes that since receiving its certificate, the company has never reported receipt of any Missouri jurisdictional revenues. No complaints have been filed against the company before the Commission since the commencement of the Electronic Filing and Information System.

4. The company is a Texas corporation and remains in good standing in the State of Missouri according to the Missouri Secretary of State's website.

5. Because Telecom Resources, Inc. d/b/a TRINetwork, Inc. has requested cancellation of its certificate, and because it is not providing telecommunications service in Missouri, the Staff recommends that the Commission issue an order canceling Telecom Resources, Inc. d/b/a TRINetwork, Inc.'s certificate and tariff.

6. The Commission has the authority to cancel a telecommunications corporation certificate pursuant to Section 392.410.5 RSMo. (Supp. 2004), 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).

7. This pleading is being served on the address provided by the company to the Commission via certified mail, as well as upon its Missouri registered agent and its regulatory consultant.

WHEREFORE, the Staff recommends the Commission cancel the certificate of service authority granted Telecom Resources, Inc. d/b/a TRINetwork, Inc. to provide interexchange telecommunications services, as well as its accompanying tariff, P.S.C. Mo. Tariff No. 1.

Respectfully submitted,

/s/ David A. Meyer

David A. Meyer
Senior Counsel
Missouri Bar No. 46620

Attorney for the Staff of the
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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 11th day of April 2006.

/s/ David A. Meyer

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

CSC-Lawyers Incorporating Service Company
Registered Agent for Telecom Resources, Inc.
d/b/a TRINetwork, Inc.
221 Bolivar Street
Jefferson City, MO 65101

Telecom Resources, Inc.
d/b/a TRINetwork, Inc.
Attn: Barbara Fillinger
2300 Main Street, Suite 600
Kansas City, MO 64108
(via certified mail)



Writer's Direct Dial No. (816) 300-3290
BFillinger@birch.com

File No. 2020115

Dated: March 30, 2006

To Whom It May Concern:

This is to advise that the following company, as marked, while certificated to provide local exchange and/or interexchange telecommunications services in your state, does not actually provide such service(s) in your state.

| | |
|--|---|
| <input checked="" type="checkbox"/> Birch Telecom of the Great Lakes, Inc. | <input type="checkbox"/> Ionex Communications South, Inc. |
| <input checked="" type="checkbox"/> Telecom Resources, Inc. | <input type="checkbox"/> Ionex Communications, Inc. |
| <input type="checkbox"/> Ionex Communications North, Inc. | |

On August 12, 2005, Birch Telecom, Inc. and all of its subsidiaries filed a petition under Chapter 11 of the U. S. Bankruptcy Code. Its plan of reorganization, though not yet confirmed, will not include any provision for telecommunications operations in your state at any time in the future.

For the foregoing reasons, no response to the attached request, notification or other solicitation for data received from you will be provided.

Unfortunately, the requisite resources to formally withdraw the company's certification in your state do not exist.

Please acknowledge receipt of this letter on the extra copy of same enclosed, and return it to me in the self-addressed postage paid envelope enclosed for your convenience.

Thank you.

Yours very truly,

RECEIVED
APR 03 2006

Barbara P. Fillinger
Sr. Manager, Regulatory Compliance

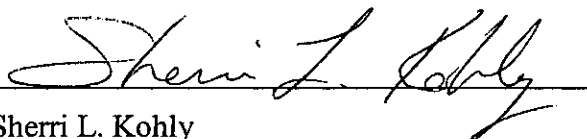
COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION

Appendix A

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 11th day of April 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

